

BILL NO. 2019-09

ORDINANCE NO. 2019-491

CRANBERRY TOWNSHIP
BUTLER COUNTY, PENNSYLVANIA

AN ORDINANCE OF CRANBERRY TOWNSHIP, BUTLER COUNTY, PENNSYLVANIA, AMENDING CHAPTER 16, SECTION 103 OF THE TOWNSHIP CODE OF ORDINANCES AND PROVIDING FOR FINES AND PENALTIES FOR VIOLATION OF THE RULES AND REGULATIONS GOVERNING THE USE OF TOWNSHIP PARKS.

WHEREAS, the Township has determined that amendments to Chapter 16, Section 103 of the Township's Code of Ordinances are necessary to promote the general health, public safety, and welfare of the community as regards to the imposition of fines for violation of the Rules and Regulations pertaining to use of Township parks; and

WHEREAS, after consultation with appropriate Township constituents, including the Cranberry K-9 Connection Committee, the Township desires to permit the presence of on-leash dogs in certain designated portions of the North Boundary Park, as properly noticed through the posting of appropriate signage pursuant to the Rules and Regulations of Section 102.1.C(1) of Chapter 16 of the Township Code of Ordinances; and

WHEREAS, the Township desires to enforce violations of the Township's Rules and Regulations pertaining to the presence of domestic animals only in designated areas of Township parks by authorizing the issuance of a minimum thirty-five dollar (\$35.00) notice of violation, and to authorize enforcement of same;

NOW, THEREFORE, BE IT ORDANIED AND ENACTED AS FOLLOWS:

Section 1. Chapter 16 (Parks and Recreation), Part 1 (Applicability; Rules and Regulations), Section 103 (Violations and Penalties) is hereby amended by adding the following:

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a District Judge in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, shall be sentenced to pay a fine of not more than \$1,000, plus costs, and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 90 days; except that the fine for a first violation of Section 102.1.C(1) of Chapter 16 shall be \$35.00, which may be issued by a Township police officer utilizing a Notice of Violation that instructs the offender that the fine must be paid to Cranberry Township within 10 days and that the failure to pay the fine within 10 days shall result in the issuance of a citation; and except that all violations of the prohibited activities related to vehicle parking as defined in Chapter 16 and all other parking violations ad defined by Chapter 15 of the Township Code of Ordinances shall be subject to the provisions of Chapter 15, Motor

Vehicles and Traffic, Part 3, Parking Regulations, § 15-308, Violations and Penalties, and the notification of violation and penalty provisions therein. Each day that a violation of this Part continues or each section of this Part which shall be found to have been violated shall constitute a separate offense.

Section 3. Severability.

If any chapter, section, subsection, paragraph, sentence or phrase of this Ordinance is for any reason declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of the Ordinance as a whole or any section or part thereof other than the section or part thereof so declared to be invalid.

Section 4. Repealer.

Any ordinance, chapter, section, subsection, paragraph, sentence or phrase of any ordinance conflicting with the provisions of this Ordinance shall and the same is hereby repealed to the extent of such conflict.

Ordained and enacted this 3rd day of October, 2019, BY THE BOARD OF SUPERVISORS of the Township of Cranberry.

ATTEST:

CRANBERRY TOWNSHIP



Jerry A. Andree
Township Manager/Secretary



Richard M. Hadley, Chairman
Board of Supervisors