

**WILLISTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3 of 2017

AN ORDINANCE PURSUANT TO ARTICLE XXII OF THE SECOND CLASS TOWNSHIP CODE, UPDATING AND AMENDING CHAPTER 96, PARKS, OF THE CODE OF THE TOWNSHIP OF WILLISTOWN. EFFECTIVE FIVE DAYS FROM ENACTMENT.

BE IT AND IT IS HEREBY ENACTED by the Board of Supervisors of Willistown Township, Chester County, as follows:

Section 1. Chapter 96 of the Code of the Township of Willistown, §96-1 is hereby amended to read as follows:

§ 96-1. Use regulations; prohibitions.

- A. No person shall be permitted in a Township park or on a Township trail except between the hours of dawn to dusk, unless a permit has been issued by the Park and Recreation Board, or its designate for such permit issuance, as hereinafter provided in § 96-4.
- B. No person shall enter or leave a Township park or Trail except by entrances and/or exits provided for such purposes. Leaving the right-of-way of a trail may be considered trespassing on private property. No person shall climb on or over fences. No person shall open or enter private property through gates.
- C. No person shall enter or use a toilet in a Township park set apart for the use of the opposite sex.
- D. Possession, distribution or consumption of beer, ale, other alcoholic or intoxicating beverage or a controlled substance (such as are now defined or may later be defined by federal, state or Township law, act or ordinance) is strictly prohibited in or on any and all Township parks and trails.
- E. No gambling or gambling device is permitted in or on any Township park or trail.
- F. No abusive, threatening, indecent or profane language and/or conduct that is publicly inappropriate and/or annoying to others using Township park and trail facilities shall be permitted.
- G. No person or persons shall be permitted to solicit money, or promise for the same, within the confines of a Township park or trail.
- H. No horses, dogs or other animals owned or possessed by people shall be permitted within the confines of Township parks or trails, except as permitted in the Okehocking Preserve, the Serpentine Preserve, on the Duffryn Trail, and on the Fox Hollow Trail. Horses shall be permitted in the Okehocking and Serpentine Preserves in designated areas shown on the Okehocking Preserve and Serpentine Preserve recreation maps, if attended and under control at all times. Properly licensed dogs shall be permitted in the Okehocking and Serpentine Preserves and on the Duffryn and Fox Hollow Trails if they are on a leash not exceeding six feet in length and if attended and under control at all times. Dogs shall be permitted in Okehocking Preserve off of leashes only in designated areas as approved by resolution of the Board of Supervisors from time to time and shown on the Okehocking Preserve recreation map, if attended and under control at all times. For the purpose of this subsection, the term "dogs" does not include guide dogs or other dogs which are assisting handicapped persons and are controlled by the use of a harness or other restraint. Owners or handlers of a dog shall be responsible for the prompt and complete removal of their excrement by immediate disposal of pet waste bags in a trash receptacle (if provided) or removal from the premises.
- I. Use of vehicles and equipment.
 - (1) No person shall drive, operate or park any vehicle (motor- or self-propelled) in any portion of a Township park or trail except in spaces specifically set aside and marked for parking purposes; and no person shall occupy a parked motor vehicle after dark within a Township park or trail parking area except with the exterior parking lights and interior lights turned on and in operation.

(2) Use and operation of bicycles, go-carts, remote-controlled vehicles, skateboards, roller blades, aircraft, including but not limited to model aircraft, amateur rockets, unmanned aircraft systems, ultralight planes, remote-controlled planes and hot-air balloons, and/or other motorized and/or non-motorized devices employing wheels and/or blades of any kind (metal, wooden, plastic, rubber, etc.), except for baby strollers, is strictly prohibited on Township park basketball courts, tennis courts, volleyball courts, picnic areas, ball fields or any other portion of any Township park or trail without express approval of the Board of Supervisors. Motor vehicles, with the exception of motorized wheel chairs and vehicles connected with official Township business, are prohibited.
See Ord. No. 8-2016 regarding use and operation of model aircraft, amateur rockets, unmanned aircraft systems and flying objects of a similar nature in Willistown Township.]

- J. No person, other than Township active duty police officers employed in the execution of their duties, shall discharge a firearm in a Township park or trail. Wildlife management practices in Township parks are permitted only with written approval of the Board of Supervisors and Willistown Township Police Department notification.
- K. Littering is prohibited, and all refuse shall be placed in trash receptacles (if provided) or removed by the person(s) generating the refuse. Grass clippings, brush and other debris from private property may not be discarded or otherwise placed anywhere on Township park or trail property, including trash receptacles.
- L. Vandalism to park and trail property and facilities, including defacing or damaging park or trail property (permanent or temporary), disturbing wildlife and disturbing/destroying/removing vegetation, is prohibited. No person shall climb a tree nor shall any person foul and/or otherwise contaminate any body of water in any Township park or on any Township trail at any time. No person shall remove equipment from the parks or trails or move such equipment from its designated location.
- M. No person shall injure, deface or destroy any public signs, ordinances or other official Township notices posted in a Township park or on a Township trail.
- N. No advertisement, placard or notice, except official authorized notices, shall be posted and/or distributed in a Township park or on a Township trail.
- O. Picnicking or loitering on trails adjacent to residential areas is prohibited.
- P. No person shall light or permit a fire to burn in a Township park or on a Township trail except in a permanent fireplace provided for such purposes. Portable grills are permitted in designated areas only with written permission from the Township. Ceremonial fires are permitted only with written consent of the Township and must be constantly attended. Responsibility for such fires shall be solely that of the person or persons starting and/or using the fire. Township-supervised burning is permitted for natural resource management.
- Q. The playing of golf, or the hitting of golf balls, is strictly prohibited at all times in any Township park or on any Township trail.
- R. Smoking is not permitted in any Township park or on any Township trail. Remediation of any damage caused by smoking in the parks or on the trails will be at the expense of the person responsible. In addition to other fines and penalties, the Township may collect the cost of repair of any damage caused by smoking, together with the penalty, against the person causing the damage.
- S. Swimming or wading in any body of water is strictly prohibited in any Township park.
- T. Sound amplification equipment is permitted only with written permission from the Township.
- U. Use of a Township park or trail for any of the following purposes is prohibited, unless a permit is first obtained from the Township Park and Recreation Board, or its designate for such permit issuance, as hereinafter provided:
 - (1) Sales of merchandise of any kind.
 - (2) Use of fireworks or other explosives.
 - (3) Musical, theatrical or other entertainment.
 - (4) Overnight camping.
 - (5) Parties, meetings and/or gatherings comprised of 25 or more persons.
 - (6) Conducting fee-based programming

(7) Field use for organized sports.

V. Person(s) undertaking activities permitted with written permission from the Township must have a copy of the written permission on them at all times while undertaking approved activities.

Section 2. Chapter 96 of the Code of the Township of Willistown, §96-2 is hereby amended to read as follows:

§ 96-2. Enforcement.

The Police Department shall enforce the regulations herein set forth and shall exercise general supervision over persons and property in any Township parks or trails.

Section 3. Chapter 96 of the Code of the Township of Willistown, §96-4 is hereby amended to read as follows:

§ 96-4. Permits. [Amended 2-27-2006 by Ord. No. 1-2006]

Permits for use of Township park(s) and field(s) shall be issued in behalf of the Township by the Township's Park and Recreation Board and/or designated Township park and recreation staff. The permit holder must have a copy of the permit approval on hand during permitted activities. The Township, upon recommendation from its Park and Recreation Board, may enact a fee schedule for such permits. All moneys received from these fees will be entered into the Township's Park and Recreation Fund and be designated for Township park maintenance and improvements, appropriate Township-sponsored recreation programs held within the confines of its parks and trails or at other sites and facilities approved by the Township.

Section 4. Effective five days from enactment.

ENACTED and ORDAINED this 22nd day of May, 2017.

**BOARD OF SUPERVISORS
WILLISTOWN TOWNSHIP**



William R. Shoemaker, Chairman



George J. McHugh, IV, Vice Chairman



Robert T. Lange, Supervisor

ATTEST:



David R. Burman, Secretary