

BOROUGH OF FREEMANSBURG**NORTHAMPTON COUNTY, PENNSYLVANIA****Ordinance #2020-002****(Duly Adopted September 1, 2020)****AN ORDINANCE OF THE BOROUGH OF FREEMANSBURG,
NORTHAMPTON COUNTY, PA., AMENDING AND RESTATING THE
RULES AND REGULATIONS FOR THE USE OF BOROUGH PARKS
AND OTHER PUBLIC PROPERTIES IN THE BOROUGH OF
FREEMANSBURG****NOW WHEREFORE, IT IS HEREBY ORDAINED AND ENACTED BY THE BOROUGH
OF FREEMANSBURG:**

Section 1. Applicability. This ordinance shall apply to all real property owned now or hereafter by the Borough of Freemansburg.

Section 2. Purpose. The purpose of this ordinance is to ensure the preservation of public property, to regulate activities thereon are consistent with the enjoyment of unspoiled natural settings and park facilities and to deter nuisance activities on said properties.

Section 3. Rules and Regulations.

A. Motor Vehicle Use:

(1.) Licensed motor vehicles only are permitted in designated road areas of Borough property

(2.) No motor vehicles shall be operated at an unsafe speed. "Unsafe speed" shall be defined as a speed over ten (10) miles per hour on Borough properties.

(3.) No motor vehicle shall be parked or shall be permitted to stand on grass, trails, the towpath, or in any area designated as an area restricted to vehicular traffic.

B. Park Hours

(1.) No persons shall be permitted to use or be present in the Borough parks after sunset or before dawn, with the exception of fishermen. "Fishermen" shall be defined, for the purpose of this ordinance, as any persons holding and displaying a validated Pennsylvania fishing license, which is engaged in fishing on Borough property.

(2.) This section shall not apply to Borough Hall or Borough sanctioned special events held at the parks.

C. Alcoholic Beverages

(1.) No alcoholic beverages are permitted on Borough property at any time unless specific written permission for group use is obtained from Borough Council.

D. Animals and Plants

(1.) No person shall remove, injure, or destroy any tree, flower, shrub, plant or growing thing.

(2.) No person shall kill, trap, hunt, pursue, or in any manner deliberately disturb any wild bird or other animal.

(3.) Dogs are permitted on Borough property, provided that they are leashed and under control of a responsible person and all feces deposited by the animal are collected by that responsible person and removed from the premises.

E. Miscellaneous Prohibited Acts

No person shall:

(1.) Use fireworks

(2.) Engage in gambling

(3.) Engage in merchandising, advertising, solicitation of sales, or placing of commercial signs without the appropriate permits

(4.) Possess or use weapons, including, but not limited to, firearms, bows-and-arrows, knives, throwing stars or any other instrument designed to be used as a weapon. Pennsylvania state police officers, Municipal Police Officers' Education and Training Commission certified municipal police officers, Pennsylvania constables and Northampton County Sheriffs each with proper jurisdiction are exempted from this subsection as such officers may possess or use firearms or other weapons as permitted by law.

(5.) Engage in unlawful, disorderly, obnoxious, loud, or unruly conduct

(6.) Utter or use loud, profane, offensive, or indecent language

(7.) Deface or mutilate any notice posted by order of the Borough of Freemansburg

(8.) Deface or mutilate any property such as trees, shrubs, grass/turf, plants, or permanent fixtures or structures

(9.) Drive any motor vehicles on any grass/turf area

(10.) Drive any mini-bike, snowmobile, go-cart, all-terrain vehicle, or moto-cross/off-road motorcycle

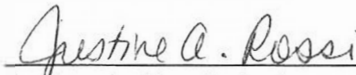
(11.) Build any fire, with the exception that fires shall be permitted in designated areas for picnicking and barbequing

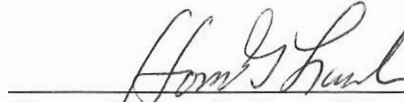
Section 4. Penalties. Any person or persons violating any of the foregoing rules and regulations shall, upon conviction thereof before any District Justice, be sentenced to pay a fine of not less than one hundred dollars (\$100.00), plus the cost of prosecution, and not more than one thousand dollars (\$1,000.00), plus the cost of prosecution; and in default of payment of such fines and costs as may be imposed, to imprisonment for not more than thirty days. Notwithstanding the foregoing, Any person or persons violating subsection 3.E.(4.) above shall, upon conviction thereof before any District Justice, be sentenced to pay a fine of not less than three hundred dollars (\$300.00), plus the cost of prosecution, and not more than one thousand dollars (\$1,000.00), plus the cost of prosecution; and in default of payment of such fines and costs as may be imposed, to imprisonment for not more than thirty days.; provided in any instance where a violation of any of the said rules and regulations also constitutes a violation of any provision in any of the laws of the Commonwealth of Pennsylvania, such violation may be prosecuted under such law and not under this ordinance. Further, the costs of any prosecution shall include, but shall not be limited to, court costs and reasonable attorney's fees incurred by the Borough of Freemansburg for enforcement proceedings.

All existing ordinances and parts of ordinances inconsistent with the proposed ordinance shall be repealed.

DULY ORDAINED and **ENACTED** this 1st day of SEPTEMBER, 2020

ATTEST: The Borough of Freemansburg


 Justine A. Rossi, Assistant Borough
 Secretary


 Homer G. Lorrach, Council President

(Municipality Seal)


 Donald Lasso, Mayor

CERTIFICATE

I, the undersigned, Assistant Secretary of the Borough of Freemansburg, Northampton County, Pennsylvania (the "Borough") certify that the foregoing is a true and correct copy of an Ordinance of the Borough which was duly enacted by affirmative vote of the majority of the members of Borough Council at a meeting duly held on September 1, 2020, and that said Ordinance remains in effect, unaltered and unamended, as of the date of this certificate.

I further certify that Borough Council met the advance notice requirements of Act No. 93 of the General Assembly of the Commonwealth of Pennsylvania, approved October 15, 1998, by advertising the date of said meeting and posting a notice of said meeting on the bulletin board at the Municipal Building, 600 Monroe Street, Freemansburg, Pennsylvania 18017, ~~the~~ place of the meeting.

IN WITNESS WHEREOF, I set my hand and affix the official seal of the Borough this 1st day of September, 2020.

Justine A. Rossi
Justine A. Rossi, Assistant Secretary