

June 9, 2010  
Township Building

A meeting of the PARKS AND RECREATION COMMITTEE was held tonight. The meeting was called to order by Chairwoman Kathy Hampton. Members present were Commissioners Haywood, McKeown, Sharkey, Swavola and Ex-Officio member Morton J. Simon. Staff present were Messrs. David Kraynik, Bryan Havar, John Hoover, Brian Hinson, Anthony Birdsong, Ms. Whitney Campoli, and Susan Fries. A Public Attendance List is attached.

1. There was a review of the Proposed Scheduling and Permit ordinance for the township parks. Mr. Simon had concerns regarding Section I. B and D of the ordinance. He felt that both B and D could be combined because they both were similar.

Mr. Kraynik stated the difference was that minors would be removed but not fined. It was noted that the fine would not be less than \$50 and not exceed \$600.

Mr. Swavola felt that the ordinance should site more examples to clarify why the field may not be available for use. Section I. F will state: the field is closed because of weather or wet and damaged conditions.

Upon motion Mr. McKeown, approved by the Committee, it is recommended to the Board of Commissioners the adoption of an ordinance requiring Scheduling and Permits for township parks. See attached

2. Upon motion of Mr. Swavola, and approved by the Committee, the Recreation Reports for the month of May 2010 were accepted.

3. Upon motion of Mr. McKeown, and approved by the Committee, the Curtis Hall and Glenside Hall Reports for the month of May 2010 were accepted.

4. Upon motion of Mr. Sharkey, and approved by the Committee, the Building Maintenance Specialist Report for the month of May 2010 was accepted.
5. New Business: Mr. Sharkey wanted to know if Ward I and Ward 2 were ready for the table tennis tournament. Mr. Hoover informed the Committee that three people were registered for the tournament.

There being no further business, upon motion of Ms. Hampton and approved by the Committee, the meeting was adjourned.



David G. Kraynik  
Township Manager  
Per Linda J. Vann



**BOARD OF COMMISSIONERS OF  
CHELTENHAM TOWNSHIP  
MONTOMERY COUNTY, PENNSYLVANIA**

**ORDINANCE NO.**

**AN ORDINANCE AMENDING CHAPTER 201,  
OF THE CODE ORDINANCES OF THE TOWNSHIP OF  
CHELTENHAM AND ADDING AN ARTICLE III BY ESTABLISHING PROVISIONS TO  
REQUIRE SCHEDULING AND PERMITS  
FOR TOWNSHIP PARKS.**

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The Board of Commissioners of Cheltenham Township does hereby **ENACT** and **ORDAIN** as follows:

**SECTION I.**

- A. Any individual or group of individuals desiring the privilege of having the exclusive or special use of all or portions of any park area, ground, or athletic field, shall schedule such use with and obtain a permit from the Township Parks and Recreation Department. Approval of the scheduling of a park, ground or athletic field of the Township shall be obtained from the Township Parks and Recreation Department at least two (2) business days prior to the date of the desired use. Permit applications shall be submitted to the Township Parks and Recreation Department.
- B. Any individual or group of individuals using a park facility without a permit shall promptly remove themselves from the facility upon request by a properly scheduled and permitted user or Township employee.
- C. No permit shall be issued for a use that violates Township regulations regarding the use of park facilities. The Township reserves the right to revoke any permit if those using the park pursuant to the permit violate Township regulations. The Township further reserves the right to limit the number of permits issued if the capacity of the facilities is exceeded.
- D. This Ordinance shall not apply to minors engaged in ordinary and customary play; provided, however, that minors must remove themselves from a park facility upon request by a properly scheduled and permitted user or Township employee.
- E. The Board of Commissioners may from time to time, by resolution, adopt a schedule of fees and charges and other use regulations for Township facilities. The Board of Commissioners may revoke any permit issued by the Township Parks and Recreation Department.

- F. The Director of Parks and Recreation and the Chief of Police shall have the right to promulgate regulations from time to time not inconsistent with the rules set forth in this chapter including, but not limited to, the posting of notice at the fields that the field is closed because of weather or wet and damaged conditions and signage posted at the fields that violators will be subject to a minimum fine of \$50.00.

**SECTION II. Violations and Penalties.**

Any person, partnership, corporation, unincorporated association or other entity who or which shall violate the provisions of this chapter shall upon conviction thereof in a civil enforcement proceeding commenced by the Township be subject to a fine not less than \$50 and not to exceed \$600 per violation, plus costs of prosecution.

**SECTION III. Disclaimer.**

Nothing in this Ordinance shall limit, in any fashion whatsoever, the Township's right to enforce any ordinance, law or regulation of the Township of Cheltenham, County of Montgomery or Commonwealth of Pennsylvania. Nothing in this Ordinance shall be a defense of any citation issued by any municipal corporation or the Commonwealth pursuant to any other law or ordinance.

**SECTION IV. Severability.**

The provisions of this Ordinance are severable, and if any Section, sentence, clause or phrase shall be held by a court of competent jurisdiction to be illegal, invalid, or unconstitutional, the remaining portions of this Ordinance shall not be affected or impaired thereby. It is hereby declared to be the intent of this Board that this Ordinance would still have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

**SECTION V. Repealer.**

Any ordinance or part of any Ordinance conflicting with the provisions of this Ordinance shall be and the same are hereby repealed to the extent of such conflict.

**SECTION VI. Failure to Enforce Not a Waiver.**

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

**SECTION VII.**

This Ordinance shall take effect and be in force as soon after adoption as is permitted by law. **ORDAINED AND ENACTED** by the Board of Commissioners of Cheltenham Township, Montgomery County, Pennsylvania, this day of 2010

CHELTENHAM TOWNSHIP  
BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Morton J. Simon, Jr., President

ATTEST:

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David G. Kraynik, Secretary