

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF SPRINGFIELD (THE "CODE"), CHAPTER 63 (PENSIONS) TO ADJUST THE FIRST MONTH OF THE TWELVEMONTH PERIOD USED TO CALCULATE THE ANNUAL POST-RETIREMENT COST-OF-LIVING ADJUSTMENT FOR THE TOWNSHIP PENSION PLANS.

THE BOARD OF COMMISSIONERS OF SPRINGFIELD TOWNSHIP, MONTGOMERY COUNTY, PENNSYLVANIA, DOES HEREBY ENACT AND ORDAIN:

SECTION I: That Article I, Park and Recreation Areas, shall be replaced in its entirety and read as follows:

ARTICLE I
Park and Recreation Areas

§59-1 Definitions

"Tobacco product"

includes any product containing made or derived from tobacco or nicotine that is intended for human consumption, whether smoked, heated, chewed, absorbed, dissolved, inhaled, snorted, sniffed, or ingested by any other means, including, but not limited to, cigarettes, cigars, little cigars, chewing tobacco, pipe tobacco, snuff, vape and any electronic device that delivers nicotine or other substances to the person inhaling from the device, but excluding any product that has been approved by the United States Food and Drug Administration for sale as a tobacco cessation product.

"Unmanned Aircraft"

an aircraft without a human pilot on board and a type of unmanned vehicle. UAVs are a component of an unmanned aircraft system; which include a UAV, a ground-based controller, and a system of communications between the two.

§59-2 Opening and Closing Hours

- A. Except for unusual and unforeseen emergencies, parks and recreation areas shall be open to the public every day of the year, from dawn until dusk. Any specified opening and closing hours for an individual park or recreation area shall be determined by the Board of Commissioners and shall be posted at the park or recreation area. [Amended 9-13-2000]
- B. Any section or part of any park may be declared closed to the public by the Board of Commissioners or the Park and Recreation Board at any time and for any interval of time, in order to convenience repairs or restoration to the area in question or for public health or safety reasons.

§59-3 Parking and Vehicles

- A. Parking. Motor vehicles may not be parked within the parks or recreational areas except in designated parking areas. No vehicles shall be parked overnight in a parking lot or area in or associated with a Township-owned park and recreation area without the approval of the Township.
- B. Unauthorized motor vehicles, whether licensed or unlicensed, including motorbikes, motorcycles, minibikes, golf carts, 4 x 4, snowmobiles and any other motorized vehicles or cycles, are not permitted within Township-owned parks and recreational areas.
- C. Driving any vehicle on any park and recreation area except paved park roads or parking areas or such areas as may on occasion be specifically designated as temporarily allowable areas by the Board of Commissioners or the Park and Recreation Board.
- D. It shall be unlawful to park a vehicle in other than an established or designated parking area, and such shall be in accordance with posted directions or with the instruction of any park attendant who may be present.
- ~~E. Allow a vehicle to stand or be parked overnight in established parking areas or elsewhere in the park areas.~~
- F. It shall be unlawful to clean, repair, wash or perform maintenance of any type on a vehicle in a Township park and recreation area and/or parking lot or area associated with a Township park and recreation area.

§59-4 Prohibited Activities

The following activities and uses are prohibited within parks, recreation areas, playgrounds, community buildings, athletic fields and bodies of water:

- A. Design, host, or conduct a private or fee-based clinic, program, event, practice or game and/or engage in fundraising or the solicitation of financial contributions of any kind without a permit issued by the Parks and Recreation Department;
- B. Design, host, or conduct a camp or temporary living quarters;
- C. Engage in the hunting, feeding, shooting or trapping of wildlife, and/or causing the destruction of or interference with wildlife or their nests or resting or breeding places;
- D. Open burning, fires, portable stoves, barbeques or similar devices for cooking, heating, or any other purpose.
- E. Picnic or lunch in a place other than those places designated for that purpose. Playgrounds are not to be used for picnics or meals.
- F. Use a metal detectors and other equipment for the retrieval of artifacts and other items.

- G. Plant private gardens.
- H. Possession and use of firearms, air rifles, spring guns, slingshots, javelin, bows, arrows, BB guns or rifles, darts or any other missiles, projectiles or similar weaponry.
- I. Take part in or abet the playing of any games involving thrown or otherwise propelled objects such as balls, stones, horseshoes, quoits or model airplanes except in those areas set apart for such forms of recreation. Games such as football, baseball, golf and lacrosse are prohibited except on the fields and courts or areas provided expressly therefor.
- J. Playing or practicing golf.
- K. Engage in the use of an unmanned aircraft system or drone.
- L. Engage in careless and/or dangerous activities such as the lighting or setting off of fireworks, loafing, fighting, drunkenness, the making of unnecessary noises, profanity or indecent language or acting in an unseemly manner;
- M. Use of tobacco products and/or engage in the consumption or possession of alcoholic beverages;
- N. Swim or bathe a human or animal and/or bring into or operate any boat, raft or other watercraft, whether motor- powered or not, in or upon in any waters, waterways and water fountains in a Township-owned park and recreation area
- O. Use the ball fields or other facility without a permit from the Parks and Recreation Department. A permit shall be issued specifying the date, time and location for use.
- P. Willfully mark, deface, disfigure, injure, tamper with or displace or remove any buildings, bridges, tables, benches, fireplaces, railings, pavings or paving materials, waterlines or other public utilities or parts or appurtenances thereof, signs, notices or placards, whether temporary or permanent, monuments, stakes, posts or other boundary markers or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.
- Q. Damage, cut, carve, transplant or remove any tree or plant or injure the bark, or pick flowers or seed of any tree or plant, dig in or otherwise disturb grass areas, or in any other way injure the natural beauty or usefulness of any park or recreation area.
- R. Throw, discharge or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream or other body of water in or adjacent to any park or any tributary stream, storm sewer or drain flowing into such water any substance, matter or thing, liquid or solid, which will or may result in the pollution of said waters.
- S. Bring in or dump in, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans,

dirt, rubbish, waste, garbage or refuse or other trash. No such refuse or trash shall be placed in any waters in or contiguous to any park, or left anywhere on the grounds thereof, but shall be placed in the proper receptacles where these are provided. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence and shall be properly disposed of elsewhere.

T. Go onto the ice on any of the waters.

U. Become disorderly with intent to cause public inconvenience, annoyance or alarm or recklessly create a risk thereof by engaging in fighting or threatening or in violent or tumultuous behavior; make unreasonable noise; use obscene language; make an obscene gesture; or create a hazardous or physically offensive condition by any act which serves no legitimate purpose of the actor.

V. Engage in any activity not described above but deemed inappropriate by the Township.

§59-5 Animal Control

A. No dogs nor domestic animals are allowed in the park or recreational areas unless attended and controlled by a leash not to exceed eight feet.

B. The individual in charge of an animal entering any park or recreational area is required to be in possession of proper implements for the gathering and disposing of animal feces. Such person shall carry a shovel, tool or sustainable device to remove all feces immediately.

C. Domestic animal waste produced and/or deposited in a Township park and recreation area shall be disposed of by the owner of said animal in accordance with accepted sanitary standards.

D. Animals are not permitted inside playground areas for any reason.

E. Horses are not permitted in any township park or recreation area. ~~Ride a horse in any township park or recreation area.~~

§59-6 Fishing

A. No one shall fish in any waters except in waters designated by the Park and Recreation Board for that use and under such regulations and restrictions as have been or may be prescribed by the Park and Recreation Board.

B. All persons age 16 years or older are required to have a Pennsylvania fishing license.

§59-7 Permits for Organized Park Use Required

The Parks and Recreation Department shall issue a permit for the use of parks, fields, playgrounds

and facilities by groups desiring to engage in organized games, for the use of picnic tables or for any other special purpose. Any person to whom a permit is issued shall be liable for any loss, damage or injury sustained by any person by reason of the negligence or fault of the applicant, agents or employees.

§59-8 Enforcement

The provisions of this chapter shall be enforced by the Springfield Township Police Department.

§59-9 Expectations

The provisions of this chapter shall not apply to the Flourtown Country Club or other township-owned property which is not designated as a public park or recreation area.

§59-10 Violations and Penalties [Amended 7-13-1988 by Ord. No. 756]

Any person or persons violating any of the provisions of this chapter or any rule or regulation promulgated pursuant hereto shall, upon conviction thereof in a summary proceeding, be sentenced to pay a fine of not more than \$600 and costs.

ARTICLE II

**Park and Recreation Department;
Parks and Recreation Advisory Committee**

§ Park and Recreation Department

Recreation Department is hereby established by the Board of Commissioners to handle the function of recreation programs and activities and maintenance to parks, recreation areas and facilities; and the Township Manager is delegated to supervise the day-to-day operation of the Recreation Department, its Recreation Director and staff.

§ Park and Recreation Advisory Committee

A. Name

This organization shall be known as the “Springfield Township Parks and Recreation Advisory Committee”.

B. Purpose

The purpose of the Parks and Recreation Advisory Committee shall be to recommend to the Board of Commissioners those policies and procedures that will encourage year-round active and passive recreation programs for all Township residents; to coordinate Township recreation activities with those provided by other organizations so as to unify a Township recreation program under the leadership of the Township’s Recreation Director.

1. Recommend to the Board of Commissioners the overall philosophy and goals of the park and recreation program.
2. Recommend to the Board of Commissioners the annual objectives of the park and recreation program within the philosophy and goals already established by the Board of Commissioners.
3. Recommend to the Board of Commissioners the establishment of policies under which the Recreation Department should operate, including such areas as programs to be conducted, user fees and charges, recreation facilities and all aspects of the park and recreation program.
4. Elect its officers and adopt a constitution and bylaws for Committee operation.
5. Serve as a sounding board for the recreational needs of township residents and transmit to the Board of Commissioners for Board approval those plans not previously approved by the Board.
6. Investigate possible revenue sources to fund recreation programs.
7. Meet regularly to conduct its work, keep minutes of these meetings and transmit the same to the Board of Commissioners and Township Manager.

C. Goals

1. To make use of all public and private facilities and activities as a means to accomplish the major goal of bringing people together to know and understand each other, and to develop a healthy union of mind and body; and
2. To operate, to the extent possible, recreation programs of a self-sustained basis; and

3. To coordinate the use of Township-owned play areas with play fields and school facilities owned by the School District in order to maximize the use of publicly owned property that is adaptable for the recreational use.

D. Composition

1. The Parks and Recreation Advisory Committee shall be composed of seven (7) members, two of whom shall be appointed by the School Board of the School District of Springfield Township, one of whom shall be a School Board Member. The remaining five (5) members shall be appointed by the Board of Commissioners. The Recreation Director shall serve as the Secretary and a non-voting member. The Board of Commissioners is a non-voting participant.
2. The Board of Commissioners shall appoint one representative of the Friends of Hillcrest Park to serve as an advisor concerning issues related to Hillcrest Park. The Hillcrest park representative may place items on the agenda relating to the park and may vote only on issues affecting the park. The term shall be for three years from the date of appointment.
3. The Chairperson and Vice-Chairperson shall be elected by ballot. Nominations shall be made from the floor. The majority vote of those present shall constitute an election. The Recreation Director shall serve as the Secretary. Four (4) members constitute a quorum at any regular or special meeting. No “proxy” votes are permitted. Simple majority votes shall carry agency motions.
4. The Chairperson shall preside at all meetings of the Committee and represent the Committee at all public functions. The Chairperson shall, with the assistance of the Recreation Director, prepare the regular monthly and special agenda for Committee meetings. The Vice-Chairperson shall perform the duties of the Chairperson in his absence. The Secretary shall keep a record of the proceedings of the committee and shall forward all communications to the Committee, write correspondence as directed by the Committee, and keep on file all important letters and replies thereto.
5. Members of the Parks and Recreation Advisory Committee may make an inspection of the recreation facilities, functions, and equipment at any time and bring a report before the Committee.
6. Special Committees, as well as Sub-Committees, may be appointed by the Chairperson. The Chairperson and the Recreation Director will be ex-officio members of each such committee.

E. Terms

The terms of office for each member shall be three (3) years or until his/her successor is appointed and qualifies; except for the initial appointment which shall be as follows: three appointees for one year; three appointees for two years; and three appointees for three years. The Members of the Committee shall serve without pay and shall serve their full term, subject to the right to voluntarily resign, or until a member shall be removed by the Board of Commissioners. Any member missing three consecutive meetings, without valid reasons or

proper notification, shall be subject to removal from the Committee. It is the responsibility of the Township Commissioner liaison to draw this to the attention of the Board of Commissioners. The Board of Commissioners shall determine whether the member should be replaced.

F. Meetings

The Recreation Advisory Committee shall meet in regular monthly meetings on the first Wednesday of each month during the year except July and August. Special meetings shall be called by the Chairperson or upon the written request of at least two members. All regular meetings are to be held at the Township Building unless otherwise designated by the Chairperson. The meetings shall be open to the public.

G. By-Laws

The Committee shall reorganize and review the By-Laws annually, preferably in February. These By-Laws, may be recommended to be amended at any regular or special meeting of the Parks and Recreation Advisory Committee by a two-thirds vote of the voting members, provide the proposed amendment has been given in writing to all members at least seven days prior to the said meeting. The By-Laws of the Parks and Recreation Advisory Committee, together with any of its proposed amendments, shall be approved by Resolution of the Board of Commissioners.