

Chapter 16

Parks and Recreation

Part 1

Rules and Regulations

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Part 1**Rules and Regulations****§16-101. Purpose.**

It is the intent and purpose of this Part to insure the preservation of public park lands, recreation facilities and conservation areas within the Borough of Carnegie for the perpetual enjoyment of the residents with the enjoyment and preservation of unspoiled, natural settings and park use of such public park land; recreation areas and conservation areas or the enjoyment of private property adjacent to such areas.

(Ord. 2067, 6/10/1996, §1)

§16-102. Rules and Regulations.

1. Grass areas must not be used for roadways, parking or for other purposes which may injure or destroy the turf or landscaping. The use of "metal detectors," digging, pounding stakes or the erection of tents and canopies is prohibited.

2. Trees, shrubs, hedges, berries, wild flowers or other flowers must not be picked, cut, broken or injured in any way whatsoever.

3. Buildings, fences, fountains, benches or signs must not be injured or defaced in any way.

4. Paper, rubbish, glass bottles or any refuse whatsoever must not be scattered but must be deposited in receptacles provided for that purpose. Trash receptacles and dumpsters located on park property are to be used solely for park litter and picnic trash. Use of the dumpsters for personal trash, home or business rubbish and rubbish from the cleaning of vehicles is prohibited.

5. No hunting will be allowed in the park proper.

6. Lotteries or other gambling or games of chance, drunkenness, disorderly or indecent conduct and profane or offensive language are prohibited.

7. The park will not be used for cleaning, polishing or repairing of automobiles.

8. It shall be unlawful for any person to have in his or her possession, custody or control any alcoholic beverage, including beer, of any kind whatsoever in any of the Carnegie Borough Parks, Conservation or Recreation Areas without first obtaining a permit and entering into the required releases and hold harmless agreements with the Borough. All beer must be in kegs and consumption of such beverage is limited to the shelter rented by park patrons.

9. The sale of tickets or any commodities by groups is prohibited without authorization of the Borough of Carnegie.

10. Recreation, park and conservation areas shall be open daily to the public from 8 a.m. to 10:30 p.m. (unless otherwise authorized for special events) and shall be unlawful for any other person or persons to be in the park. No permit is available for use after 11 p.m. for special activities.

11. A fee will accompany any request for reservation of the shelters and a deposit will accompany the fee to guarantee that the shelter and grounds around the shelter have been cleaned and left in the same condition as received. Reservations are made

at the Municipal Building. Fees are scheduled and adopted by resolution in January of each year by the Borough Council; consequently, they are subject to change in January each year.

A. Park patrons must abide by the rules for the tennis, basketball and hockey courts as posted in the park and a fee charged for their use.

12. Dogs and other domestic animals are prohibited in Carnegie Park except as provided for in Chapter 2, Part 3, §2-302, of the Carnegie Borough Code of Ordinances and as follows:

A. Currently licensed, currently vaccinated dogs, whether leashed or unleashed, are permitted in a designated area of Carnegie Park, hereinafter known as the Carnegie Park Dog Run, subject to the following restrictions:

(1) Dogs must at all times be accompanied by a walker, owner or possessor who is at least 16 years of age who shall maintain control of the dog by leash or by verbal control.

(2) Dogs must be securely collared with validly issued evidence of current licensing and current vaccination securely attached to the dog's collar and visible at all times.

(3) The person accompanying any dog shall exercise all reasonable means and take all immediate action to prevent any aggressive behavior, biting, fighting or excess barking by the dog, including removal of the dog from the Carnegie Park Dog Run, if needed, to prevent such action by the dog.

(4) The person accompanying any dog shall, at all times, be in possession of a leash for the purpose of securing a dog in the event that the dog exhibits aggressive behavior or a propensity to bite or fight.

(5) Aggressive dogs shall not be permitted on the premises.

(6) Dogs in heat shall not be permitted on the premises.

(7) The person accompanying any dog shall be responsible for the clean up and removal of any waste or excrement associated with their dog.

(8) The person accompanying any dog shall be responsible for repairing and refilling any holes created by their dog.

(9) The person accompanying any dog shall also maintain control and provide close supervision to any small children who accompany them.

(10) The person accompanying any dog and the dog owner, if different from the person accompanying the dog, shall be liable for any damage or injury caused by their dog.

(11) Upon entering and exiting the Carnegie Park Dog Run, the person accompanying any dog shall be responsible for ensuring that the gate to the Dog Run is secured and shall be responsible to ensure that their guests properly secure the gate to the Dog Run upon entering and exiting.

(12) The Carnegie Park Dog Run shall be open only at times that Carnegie Park is open and shall be closed at any time Carnegie Park is closed.

(13) All walkers, owners, and possessors of dogs, their guests and persons under their control use the Carnegie Park Dog run at their own risk and the Borough of Carnegie is not responsible for any damage or injury caused by, or

in the use of, the Carnegie Park Dog Run.

B. Any person failing to comply with the rules contained herein may be cited by police and animal control officers and may also have their privilege of using the Carnegie Park Dog Run terminated.

C. The Borough Manager of the Borough of Carnegie is hereby vested by Carnegie Borough Council with the authority to implement, on a temporary basis, rules and regulations, as the Borough Manager deems necessary, to effectuate the purpose of this Section and for the purpose of ensuring the health, safety and welfare of the residents of the Borough of Carnegie.

D. The specific area designated as the Carnegie Park Dog Run may be changed upon resolution of the Borough Council of the Borough Carnegie.

[*Ord. 2377*]

13. Fires may not be built or allowed anywhere in the park other than in the stoves or fireplaces provided for that purpose.

14. The use and discharge of any fireworks at any time in keeping with the laws of the Commonwealth of Pennsylvania and the ordinances of the Borough of Carnegie is prohibited.

15. No permits will be issued for fires to be maintained after the closing time of 10:30 p.m.

16. Public meetings, assemblages or parades may not take place within the park limits without the permission of the Borough Manager or his/her designee.

17. No person or persons whatsoever may sell or offer to sell any article or service for hire within the limits of the park or set up therein any stand or booth for such purpose, or distribute or display handbills, cards or advertisements of any nature whatsoever, unless duly authorized to do so by the Director, Parks and Recreation.

18. Picnics will be allowed only on locations provided for that purpose. Persons holding picnics shall clean up and place all waste paper and other refuse in receptacles provided for that purpose.

19. A rate of speed exceeding 15 miles per hour is prohibited in the park. Operation of a vehicle in a reckless or negligent manner, or in the excess of the posted speed limit, is prohibited.

20. The use of motor scooters and motorcycles in the park is prohibited.

21. Only licensed motor vehicles shall be permitted on designated roadways. Motor scooters, motorcycles, mini bikes, go-carts, snowmobiles and all terrain vehicles (ATVs) shall not be permitted in the Borough parks, recreation areas and conservation areas. All vehicles shall be parked in areas or places so designated. Parking in places contrary to posted regulations and times is prohibited and such vehicles may be removed by the Borough at the owner's expense. All parking is prohibited after regular closing time at 10:30 p.m.

22. It shall be unlawful for any person in the park, recreation or conservation area to:

A. Disturb the peace or use profane or obscene language.

B. Endanger the safety of any person or property by any conduct or act.

C. Commit any assault, battery or engage in fighting.

D. Engage in any sexual activity in any form.

E. Carry, possess or drink any alcoholic beverage including beer, without permit available with shelter and/or building reservation. All such alcoholic beverage consumption is restricted and subject to the rules and regulations of shelter rental. Those under the legal drinking age and actors responsible for the distribution of alcoholic beverages to minors will be prosecuted to the fullest extent of the law. No alcoholic beverages are permitted in glass containers and alcoholic beverages must be confined to the shelter for which the permit is obtained.

F. Violate any rules for the use of the park, made or approved by the Borough Council.

G. Prevent any person from using any park or any of its facilities or interfere with such use in compliance with this Part and the rules applicable to such use.

H. Act in an unlawful, disorderly or disruptive manner, or against the best interests of the areas or other people.

(*Ord. 2067, 6/10/1996, §1; as amended by Ord. 2377, 10/8/2012, §II*)

§16-103. Penalty for Violation.

Any person, firm or corporation who shall violate any provision of this Part, upon conviction thereof in an action brought before a magisterial 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. 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.

(*Ord. 2067, 6/10/1996, §1; as amended by Ord. 2384, 12/10/2012*)