OFFICIAL

BOROUGH OF AVALON

ORDINANCE NO. 1113

AN ORDINANCE ESTABLISHING RULES AND REGULATIONS FOR USERS OF THE CALIFORNIA AVENUE PARK, LOCATED AT THE CORNER OF CALIFORNIA AVENUE AND NORTH SCHOOL STREET, IN THE BOROUGH OF AVALON.

BE IT ORDAINED AND ENACTED by the Council of the Borough of Avalon and it is hereby so ordained and enacted by and with the authority of the same.

SECTION I. That the following acts by any person within the confines of the California Avenue Park shall be and the same are hereby prohibited:

1. Climbing trees, cutting, breaking, injuring, defacing or disturbing any tree, shrub, plant, rock, building, wall, monument, fence, bench or other structure, apparatus or property; plucking, pulling up, cutting, taking or removing any tree, shrub, plant or flower, gathering or taking any fruit or nut; cutting, writing or marking upon any building, monument, fence, bench, table or other structure, apparatus or property.

2. Injuring, defacing or destroying any notice, rule or regulation posted for the government of the Park.

3. Cutting or removing any wood, turf, grass, soil, rock, sand or gravel.

4. Making or kindling a fire for any purpose, except in places expressly provided therefor by the Borough Council.

5. Indulging in riotous, boisterous, threatening, immoral or indecent conduct.

6. Using any abusive, threatening, profane, immoral, indecent or suggestive language.

7. Selling or offering for sale any merchandise, article or thing whatsoever except as authorized by Borough Council.

8. Throwing or depositing any bottle, tin can, broken glass, paper, clothes, rubbish or offal of any description except in receptacles provided for that purpose.

9. Leading or permitting to run loose any animal or fowl of any kind, is prohibited.

10. Riding or driving or propelling or causing to be propelled any vehicle, cycle or automobile elsewhere than on the trails, roads or drives provided for such purpose, and at no time shall such riding or driving be done on any foot path within the Park limits.

11. Riding or driving any vehicle or cycle of any kind at a speed exceeding fifteen (15) miles per hour.

12. Carrying or discharging firearms or fireworks within the limits of the Park except by permit.

13. No person shall, for any purpose whatsoever, bring onto any part of the premises presently or hereafter used as a part of the California Avenue Park, any intoxicating liquor or malt beverage of any kind whatsoever.

Violations of this sub-section or any part thereof, shall make the offender liable not only for the penalties hereinafter provided for, but shall subject such offender to permanent exclusion from the use of the facilities of the Park or any part thereof.

SECTION II.

1. No company, society or organization shall hold or conduct any picnic, celebration, parade, service or exercise without first obtaining a permit, and it shall be unlawful for any person to take part in any picnic, celebration, service or exercise held or conducted, contrary to the provisions hereof.

SECTION III.

1. The Park shall be closed each night between the hours of 11:00 P.M. and Sunrise the following morning, and the loitering, lounging, or being present in the Park at any time within said hours shall be deemed a violation of this rule. Special permits may be obtained to remain in the Park until 12:00 P.M. midnight for valid reason given.

SECTION IV.

1. All permits provided for hereunder shall be issued through the Borough Manager, subject to approval of the Park Committee.

SECTION V.

1. There is hereby granted to the Park Committee of Council authority to make and enforce reasonable rules and regulations relative to conduct of those using the California Avenue Park.

SECTION VI.

1. Any person violating any provision or regulation of this Ordinance, shall upon conviction thereof before a District Magistrate, be fined a sum not exceeding One Hundred ($100.00) Dollars, and upon any default of payment of said fine, may be committed to imprisonment in the Allegheny County Jail for a period not exceeding thirty (30) days.

SECTION VII.

1. That any Ordinance or part thereof conflicting with the provisions of this Ordinance shall be, and the same is hereby repealed in so far as the same affects this Ordinance.

ORDAINED AND ENACTED this 19TH day of JULY, 1978.

ATTEST: BOROUGH OF AVALON

Roy E. Costello
Secretary

By Herbert T. Gibson
President of Council

THIS ORDINANCE examined and approved by me this 19th day of July, 1978.

Joseph F. Elm
Mayor