

ORDINANCE 2018-04

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE CODE OF THE TOWNSHIP OF LOWER ALLEN, CHAPTER 151, PARKS AND PLAYGROUNDS, BY ADDING LANGUAGE REGARDING VENDORS AND MEMORIALS.

BE IT ENACTED AND ORDAINED by the Board of Commissioners ("Board") of Lower Allen Township ("Township"), Cumberland County, Pennsylvania, and it is hereby enacted and ordained by the same as follows:

SECTION I

Chapter 151, Parks and Playgrounds, of the Code of Lower Allen Township shall be amended as follows:

§ **151-1 Definitions**, shall be amended to add the following definitions:

Memorial

Any marker made of stone, concrete, wood, metal, plastic, composite, or any other material installed by any member of the general public containing written, engraved, or adhered lettered information regarding any person to whom such memorial is being dedicated, including, but not limited to, name, date of birth, date of death, quotations or inspirational messages.

Sign

Any sign constructed by Township forces or contracted for by Township officials that identify the name of a park, field, building, or any other facility of the Township, even if that name was dedicated in honor of any living or deceased individual.

§ **151-6 Prohibited acts, Subsection R**, shall be amended to read as follows:

R. Offer for sale any article or thing, nor station or place any stand, cart or vehicle for the transportation, sale or display of any such article or thing without first obtaining a permit from the Township Manager; or announce, advertise or call the public attention in any way to any article or service for sale or hire. Permit fee shall be set from time to time by resolution of the Board of Commissioners.

§ **151-7 Acts requiring prior consent and written permit** shall be amended to include the following Subsections:

K. Operate a concession stand selling any food, drink, apparel, or any other merchandise.

L. Install any memorial within a Township park or playground. Signs approved by the Township shall be exempt. Fence posts, stone pavers, or any other park facility appurtenance sold by the Township to raise money for that or any other park facility and installed by Township forces or contracted for by Township officials shall be exempt.

SECTION II

The provisions of this Ordinance, as far as they are the same as those of ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such ordinances and not as new enactments. The provisions of this Ordinance shall not affect any such suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense under the authority of any ordinance repealed by this Ordinance.

SECTION III

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would

have been adopted had such unconstitutional, illegal or invalid provision not been included herein.

SECTION IV

This Ordinance shall take effect immediately.

Enacted and Ordained this 9th day of July, 2018.

Attest:
(Corporate Seal)

BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP

(Assistant) Secretary

(Vice) President