

CHAPTER 16-A

PARKS AND RECREATION

ARTICLE I

USE OF SPORTS EQUIPMENT

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ARTICLE I

KEEPING AND MAINTAINING PETS

Section 101. Title

The following words and phrases when used in this article shall have the meanings given to them in this section unless the context clearly indicates otherwise.

- A. **SPORTS EQUIPMENT** – Any personal property or equipment not owned by the Township, intended for recreational use and shall include but not be limited to basketball nets, whether portable or fixed, hockey nets and/or goals and related equipment, basketballs, skateboard ramps and jumps, and any and all other personalty commonly used for sports or recreational activities.
- B. **STREET** – A strip of land, including the entire right-of-way (i.e., not limited to the cartway) intended to be used to vehicular traffic or pedestrians, whether public or private. The word “street” includes street, avenue, boulevard, road, highway, freeway, parkway, lane, alley, viaduct and other ways used or intended to be used by vehicular traffic or pedestrians whether public or private. Streets are further classified according to the function they perform.
- C. **TOWNSHIP** – Ontelaunee Township, Berks County, Pennsylvania.

Ord. 2017-9, 9/7/2017, §3.

Section 102. Sports Equipment

- A. It shall be unlawful and a violation of this article to do any of the following:
 - 1. To use or employ sports equipment on any street;
 - 2. To use or employ any sports equipment on any private or public property closer than eight feet from the edge of any street as defined in this article;
 - 3. To place any sports equipment on or closer than eight feet to any street;
 - 4. For any property owner or tenant to allow any sports equipment to be placed on property owned or occupied by them on or closer than eight feet to any street;
 - 5. To place on private or public property any sports equipment in such a way that all or any portion of the playing field or play area is on any portion of a street as defined in this article;
 - 6. To block any sidewalk with or while using sports equipment.

- B. It shall be unlawful for any person to engage in any of the actions described above and violators shall be liable for the penalties set forth below.

Ord. 2017-9, 9/7/2017, §3.

Section 103. Violations and Penalties

- A. Any person who violates any provision of this article shall be enforced through a summary offense procedure initiated before a Magisterial District Judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure, pursuant and as authorized by Section 1601(c.1)(2) of Act 172 of 1996 53 P.S. § 66601(c.1)(2)
- B. Violations of this article shall be punishable by a fine not to exceed One Thousand Dollars (\$1,000.00) for each violation. Each day a violation continues shall be deemed a separate offense.

Ord. 2017-9, 9/7/2017, §3.

Section 104. Enforcement

The terms of this article shall be enforced by the Township Code Enforcement Officer and/or the Northern Berks Regional Police Department.

Ord. 2017-9, 9/7/2017, §3.