

**TOWNSHIP OF SOUTH FAYETTE
ALLEGHENY COUNTY, PENNSYLVANIA**

ORDINANCE NO. 02 OF 2023

AN ORDINANCE OF THE TOWNSHIP OF SOUTH FAYETTE, ALLEGHENY COUNTY, PENNSYLVANIA, REPEALING CHAPTER 183 “PARKS AND RECREATION AREAS” OF THE SOUTH FAYETTE TOWNSHIP CODE OF ORDINANCES IN ITS ENTIRETY AND REPLACING THE SAME WITH A REVISED CHAPTER 183 “PARKS AND RECREATION AREAS”, ESTABLISHING REVISED AND ADDITIONAL REGULATIONS, POLICIES AND PROCEDURES APPLICABLE TO ALL TOWNSHIP OWNED PARKS, TRAILS, AND CONTROLLED PROPERTIES.

WHEREAS, the Township of South Fayette on August 11, 1980, adopted Ordinance No. 321 establishing a Code of Ordinances for the Township;

WHEREAS, the South Fayette Township Board of Commissioners on September 11, 2019, by Ordinance No. 3 of 2019, adopted in its entirety, a revised Chapter 183 “Parks and Recreation Areas”;

WHEREAS, the Township of South Fayette has a vested interest in the safety of its residents and visitors to Township Parks and Recreational Facilities;

WHEREAS, the South Fayette Township Board of Commissioners recognizes the need to again update and amend the rules, regulations and procedures regulating all the Township’s Parks, trails, and controlled property; and

WHEREAS, the Board of Commissioners of the Township of South Fayette desires to repeal in its entirety Chapter 183, Parks, and Recreation Areas, of the Township Code and replace the same with revised Chapter 183 Parks and Recreation Areas, establishing new regulations, policies, and procedures applicable to Township owned Parks, trails, and controlled properties.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWNSHIP OF SOUTH FAYETTE AND IT IS HEREBY ORDAINED AND ENACTED AS FOLLOWS:

1. The recitals set forth herein above are incorporated herein by reference thereto.
2. Chapter 183, Parks, and Recreation Areas, of the South Fayette Township Code is repealed in its entirety and replaced by the following:

CHAPTER 183 PARKS AND RECREATION AREAS

ARTICLE I

SCOPE

§ 183-1. Applicability

The following rules and regulations herein contained shall apply to all Parks located in the Township and operated by the Township including Sturgeon, Morgan, Fairview, Boys' Home, Preservation Park, Treveskyn, Panhandle Trail and to any Park hereafter developed and open to the public.

ARTICLE II

PROHIBITED USES AND ACTS

§ 183-2. Grass areas.

Grass areas shall not be used for roadways, parking or other purposes which may injure or destroy the turf or landscaping without expressed written permission from the Township's Parks and Recreation Department.

§ 183-3. Trees, shrubs, and flowers.

Trees, shrubs, hedges, wildflowers, or other flowers shall not be picked, cut, broken, or injured in any way whatsoever.

§ 183-4. Buildings, Signs and Structures.

Buildings, fences, fountains, statuary, benches, or signs shall not be injured or defaced in any way. Political Signs shall not be placed in Township Parks.

§ 183-5. Paper or rubbish.

Paper, rubbish, or any refuse shall not be scattered, but must be deposited in receptacles provided for that purpose. Paper, rubbish or refuse not accumulated in the Park shall not be deposited in any receptacle.

§ 183-6. Gambling, drunkenness, and disorderly conduct.

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

§ 183-7. Vehicle repairs.

No person shall, in any park, clean, polish, grease, lubricate or make repairs to any vehicle except those of a minor nature, and then only in case of emergency.

§ 183-8. Sale of tickets or commodities.

The sale of tickets or any commodity by picnic groups is prohibited. The sale of tickets and/or commodities is permitted during a Township sponsored event.

§ 183-9. Horses.

Horses are not permitted in any Park or trail not designated for that use.

§ 183-10. Fireworks and Unmanned Aircraft Systems.

- A. The discharge, possession and selling of any fireworks other than those authorized by the Township is strictly prohibited in any Park and/or trail. Fireworks include sparklers, smoke bombs, confetti bombs, projectiles, bottle rockets or similar devices.
- B. Flying drones for commercial purposes is prohibited.
- C. Flying drones for recreational purposes are permitted with Township permission and must follow all rules from FAA USC 22809 Exceptions for Limited Recreational Operations of Unmanned Aircraft Operators. Operators must provide proof of Department UAS Safety Test and FAA registration to the Parks and Recreation.

§ 183-11. Off road motorized vehicles.

Off road motorized vehicles are not permitted to be operated in any Park or trail.

§ 183-12. Glass containers.

Glass containers of any type are not permitted in any Park or trail.

§ 183-13. Obstructing.

Obstructing or interfering with the regular course of Township business and/or operations is prohibited. No person shall block or cause to block any entrance to a Park, building, roadway or facility or any other access points.

§ 183-14. Behavior and Conduct.

Behaviors including, but not limited to, threats, acts of violence, brandishing a weapon; theft; gambling; consumption of alcoholic beverages in public (except with a Permit issued by the Township); being under the influence of, using or selling, alcohol or drugs; and possession of illegal drugs is prohibited in any Township Park. Engaging in conduct which is incompatible or inconsistent with the operation and purpose of the Park or which prevents others from using the Park or facility for the purpose for which it is designed is prohibited.

§ 183-15. Hitting Golf Balls.

Hitting, driving, or putting golf balls is prohibited in all Parks.

§ 183-16. Dumping.

No person shall deposit any refuse or recyclable materials in a designated trash or recycling receptacle located on Park property unless the trash or recyclable materials are generated as such during the person's lawful presence on that Park property.

§ 183-17. Smoking and Tobacco.

Township Parks are smoke and tobacco free areas.

§ 183-18. Pet Grooming or Brushing

No pet grooming or brushing that leaves an excessive amount of hair is permitted in a Park.

**ARTICLE III
REGULATED USES AND ACTS**

§ 183-19. Fires.

Fires may not be created and are not permitted anywhere within a Park other than in stoves, grills or fireplaces provided for that purpose. No person shall throw away or discard any lighted match, cigar, or cigarette in any Park.

§ 183-20. Public meetings.

Public meetings, assemblages or parades may not take place within the limits of a Park without the permission of the Township.

§ 183-21. Selling of articles and service; handbills.

Peddlers, or any other person(s) shall not sell or offer for sale any article or service for hire within the limits of the Park or establish therein any stand or booth for such purpose or distribute or display handbills, cards, or advertisement of any nature whatsoever unless duly authorized to do so by the Township. See Township Code Chapter 187 "Peddling and Soliciting" and Township Police Department Solicitation Permit Regulations for rules and process to obtain Township Solicitation Permit." This includes food trucks and/or concession service.

§ 183-22. Organized Activities.

Games, contests, or sports activities are permitted only in areas designated for such use, and in no case shall such use be permitted in areas where lawns or plantings may be destroyed or disturbed, or where such games or contests may interfere with other Park regulations. Athletic fields may be closed when conditions warrant, as determined solely by the Township's Parks and Recreation Department.

Organized games, contests, or sports exceeding fifteen (15) adults (18+) adults, or non-residents groups must have township approval or a facility rental Permit.

Organized activities/lessons (fitness programs, lessons etc.), free or fee based conducted in a Park is prohibited unless organized through the Township Recreation Department or with a Facility Rental Permit. Private and instructional lessons, free or fee based, that include a parent or guardian with children is prohibited. Private lessons must be approved through the Township's Parks and Recreation Department, or a Facility Rental Permit must be obtained. Fees may apply. If such an activity includes children, copies of clearances must be submitted to the Township's Parks and Recreation Department. Proof of insurance with limits no less than \$1,000,000 with the South Fayette Township listed as additional insured must be submitted to Township's Parks and Recreation Department.

§ 183-23. Consumption and/or possession of alcohol.

Alcohol may be possessed and/or consumed in designated areas by individuals and/or organizations possessing a Permit issued by the Township's Parks and Recreation Department. Permits shall be issued in accordance with the current Park Facility Rental Policy. This policy may be changed at any time by the Township Manager. A copy is available at the Township office.

§ 183-24. Picnics.

Picnics are permitted throughout all Parks. However, picnics may not interfere or disrupt the normal, customary and/or regular use, repair, or maintenance of any facility. No group of fifteen (15) or more adults (18+) may gather in a park pavilion without a Permit.

§ 183-25. Pavilions, Shelters, and other Facilities.

South Fayette Township has established an administrative policy known as the Park Facility Rental Policy, outlining the procedures, and permitting of Township facility usage. This policy is made a part of this Ordinance and may be changed by the Township Manager at any time. A copy of this policy is available at the Township Office. Parks and Recreation Facilities are generally available on a first come, first served basis unless, a Facility Reservations Permit has been issued by the Parks and Recreation Department. A Permit is required for any group of fifteen (15) or more adults (18+) gathering at pavilions or athletic fields. Along with the current "Park Facility Rental Use" Policy, the following standard shall apply:

1. Permits are required to reserve pavilion, picnic areas, sports courts, athletic fields, and buildings. Requests for a Permit can be obtained online or at the Township Building.
2. Permits are issued only for the facility(s), time(s) and date(s) outlined on the Permit. Usage of surrounding areas, facilities or fields are prohibited unless the applicant obtains township permission. No set up the day before or clean up the day after any event.
3. A person or persons representing companies, groups or organizations signing Park Permits will be held liable for any damage or injury.
4. All Permits are issued for the sole use of the Permittee and Permits cannot be sublet or given to any other individual, corporation, or organization.
5. All reservations must be paid in full fourteen (14) days prior to rental.
6. Alcohol by Permit only, with a fee assessed by the Township.
7. All refuse must be placed in proper receptacles.
8. Staples or tacks may not be used on tables or seats.
9. All signs, posters or directions must be removed at the end of the day.
10. No holes or pits may be dug.
11. The person named on the reservation form is responsible for cleanup and damage. The Township may bill them at a later date.
12. Tables must be returned to their original positions.

13. No supplies or equipment may be stored overnight within the Park premises.
14. Special equipment and outside contracts (moon bounces, food trucks, etc.) must be approved, insured, and noted on the Permit. The minimum insurance policy is for \$1,000,000, naming South Fayette Township as an additional insured.
15. Park rentals that are used for large groups beyond pavilion occupancy or events that are open to the general public (free or charged entrance fee) must comply with §183-36 of this Ordinance.

§ 183-26. Loitering.

No person shall, under any circumstances, loiter or remain in any Park between 10:00 PM and sunrise without the permission of the Township

§ 183-27. Domestic animals.

Pet owners or other people having such animals will be responsible for the actions of their pets and are required to maintain control of the pet at all times. Abandonment of domesticated animals is not permitted. Any animal found at large may be seized and impounded by the Township or its authorized agent. Pet owners shall follow the following rules:

1. Pet owners or other people having such animals will be responsible for the actions of their pets and are always required to maintain control.
2. Pets must remain on a leash at all times unless in a Fenced in Dog Park facility.
3. Leashes may not exceed twelve (12) feet in length.
4. Pets displaying aggressive behavior towards people and/or other pets will not be permitted to return to the Park.
5. Pets are not permitted on any athletic field, court and/or playground.
6. Pet owners or other persons having such animals are required to clean up, remove and dispose of all animal waste in properly marked receptacles or dispersal into high growth fields.

§ 183-28. Free Run Zones.

Upon adoption of this Ordinance, the Township eliminates designated Run Free Zones.

§ 183-29. Taking of wildlife.

Birds, squirrels, rabbits, deer, ducks, or any other wild creatures may not be hunted, injured, killed or in any manner molested within a Park limits. However, the Township may authorize controlled hunting by Permit at the Boy's Home Property refer to Section 183-29 of this Ordinance for the Rules and Regulations regarding hunting.

§ 183-30. Hunting on Boy's Home Property.

Hunting on the Boy's Home Property, solely in the area described on Attachment "A", shall be authorized through Permits and shall follow all applicable laws set by the Pennsylvania Game Commission and the Pennsylvania Fish & Boat Commission y. In addition, the following rules shall apply:

1. Authorization to hunt shall be through the issuance of a Special Hunting Permit issued by the Parks and Recreation Department.
2. Permit may be revoked for any violation.
3. The Permit must always be carried when hunting on Township property.
4. Permits are valid for the time of the license, not to exceed one year.
5. The Township reserves the right to designate hunting zones.
6. The Township reserves the right to regulate the number of Permit holders.
7. Muzzle-loaders may be used in designated areas.
8. Archery may be used in designated areas.
9. Shotguns may be used in designated areas.
10. No hunting on Sunday or after sunset.
11. Hunting may not take place during any special or sporting event.
12. No driving of motorized vehicles in fields.
13. Parking in designated areas only.
14. No building of open fires.
15. A 150 Yard no hunting safety zone shall be observed in areas containing playgrounds and buildings.
16. No trapping is Permitted.
17. Straight-walled cartridges may be used in designated areas

§ 183-31. Photography and Film.

Small photo shoots, like those for engagements, weddings, and family photos, do not require permission. However, a photographer may be asked to move from an area that has been reserved, or if they interfere with recreational activities. Any large photo shoots or film productions that are beyond home video or commercial in nature, meaning, they are being produced specifically for post-shoot sales (big productions like commercials, TV shows, music videos and movies), MUST have township approval or facility rental Permit.

§ 183-32. Playgrounds

Use of playground equipment is at each person's own risk. Children under the age of 12 must be accompanied by an adult at all times. No pets allowed on play safety surfaces. Playground components shall only be used that are appropriate for the age and ability of a child. No jumping off equipment is permitted. Shoes shall be worn at all times.

§ 183-33. Splash Pads

The splash pad and water features shall generally be open and operational daily from ten o'clock (10:00) A.M. to nine o'clock (9:00) P.M., from Memorial Day through Labor Day. Notwithstanding the foregoing or the posted days and hours of operation, the splash pad and water features may be closed or rendered nonoperational due to weather, maintenance, or operation

concerns, or as otherwise determined by the Parks and Recreation Department. All persons utilizing the splash pad area are subject to the following:

1. The splash pad is not supervised by the Township or lifeguards. Participation is at the participants' own risk.
2. The splash pad and water features may not be used for bathing any person or animal or cleaning any personal property.
3. All children under the age of twelve (12) must be supervised by an adult at least eighteen (18) years old.
4. Any child not toilet trained must wear a swim diaper on the splash pad.
5. Running, jumping and rough play is prohibited on the splash pad.
6. Running, climbing, or swinging on the water features is prohibited.
7. Bicycles, tricycles, skateboards, scooters, in-line skates, and any other similar equipment are prohibited on the splash pad.
8. Food, drinks, and any glass items are prohibited on the splash pad.
9. Pets and animals are prohibited on the splash pad.
10. Soap, detergent, shampoo, bubbles, paint, cleaning substances of any kind, and any substance that could cause any drain or water feature to become clogged or backed up is prohibited on the splash pad.
11. Persons with diarrhea within the past fourteen (14) days, or persons with contagious skin conditions or open wounds are not Permitted.

§ 183-34. Fenced-in Dog Parks

Properly licensed and tagged (i.e., ownership identification) dogs without vicious, dangerous, or aggressive propensities may be exercised without a leash in the designated fenced areas. All use of dog parks shall be at the user's own risk. South Fayette Township shall not be liable for injuries to dogs, their owners/ handlers or others that use the dog park. The area is for dogs and their handlers/owners only. The owner is 100% responsible for any injuries suffered or inflicted by their dog. The following rules and regulations apply to dog parks:

1. The hours of operation are from dawn to dusk unless otherwise posted. The Dog Parks may be closed anytime at the discretion of the Township.
2. No children under 16 are allowed without adult supervision. Small children must be within arm's reach of a supervising adult.
3. Each dog must display a current license and be properly inoculated, healthy (no contagious conditions), and parasite-free. No dog that is sick, in heat, vicious, aggressive or has previously bitten any person is Permitted in the dog park.
4. Dogs must be leashed when outside the Dog Park fence at all times. Leash and unleash your dog inside the double-gated holding area, not inside the Dog Park. Leash must be visible when inside dog park area.
5. The Owner of a dog must be in close supervision and in voice command range at all times.

6. Dogs left unattended at the Dog Park will be impounded with Animal Control. Failure to closely supervise dogs may result in the dog being banned for an appropriate period of time, as determined by the Township's Director of Parks and Recreation in their sole discretion.
7. Owners must clean up after their pets and properly dispose of waste.
8. No food of any kind is allowed inside a Dog Park, including food for human consumption.
9. Three dogs per dog owner is the maximum permitted inside the Dog Park.
10. No female dogs in heat or puppies under six months of age are permitted in a Dog Park.
11. No grooming or brushing that leaves an excessive amount of hair is permitted in a Dog Park.

§ 183-35. Athletic Fields

South Fayette Township has established an administrative policy known as "Park Facility Rental Policy", outlining the procedures, and permitting of Township athletic fields usage. This policy is made a part of this ordinance and may be changed by the Township Manager at any time. A copy of the policy is available in the Township's Offices. South Fayette Athletic Association members have field use scheduling priority and adhere to Article VI of this Ordinance, in addition to the following rules. When athletic fields are not in use under a Township authorized Permit or permission, fields are generally available on a first come, first served basis. A Permit is required for any group of fifteen or more adults (18+). Along with the current "Park Facility Rental Use" Administrative Policy, the following standard shall apply:

1. Shoes and shirts are required when playing.
2. No glass containers.
3. No profanity or graphic gestures Permitted.
4. No arguing with umpires or referees.
5. No tobacco, alcohol or other controlled substances allowed.
6. Remove trash from the premises when leaving.
7. No motorized vehicles, bicycles, skateboards, rollerblades, or strollers.
8. Beware of bats and balls leaving the playing field.
9. No batting against the fence.
10. No hanging or jumping on goals.

§ 183-36. Large Group Use and Public Events (Free or entrance fee)

Larger gatherings and events open to general public, such as but not limited to 5ks, festivals, community days, and tournaments, not organized by the Township that use Township facilities must adhere to the administrative policy known as "Park Facility Rental Policy", outlining the procedure, and permitting of Township facility usage. This policy is made a part of this ordinance and may be changed by the Township Manager at any time. A copy of this policy is available at

the Township Offices. In addition, a reserving party must submit a Large Event Application prior to facility reservation for approval by Parks and Recreation Department. In addition, a reserving party must adhere to the following terms and conditions:

1. If anticipated attendance is beyond facility compacity limit listed below, reserving party is responsible to pay a \$100 "Park Impact fee".
 - a. Fairview Rotary Pavilion – 200 people
 - b. Fairview Mayview Pavilion – 200 people
2. The reserving party must pay rental fee for all park spaces or facilities used, in accordance to the current "Park Facility Rental Use Policy". If additional Park spaces or facilities are used that were not rented, security deposit may be forfeited.
3. Prior to the event, the reserving party must provide a Certificate of Insurance with liability limits no less than \$1,000,000 and naming the South Fayette Township as an Additional Insured.
4. Any and all equipment and supplies must arrive and leave the facility on the day of your rental, unless otherwise approved by Township. Equipment and supplies cannot be stored at the facility. Failure to remove items will result in the loss of your Security Deposit and the removal of your items.
5. Trash receptacles are located at each Facility. If excessive trash, decorations, or other debris is left at the facility it may result in the loss of your Security Deposit.
6. Music from a band, disc jockey, radio or other amplified music is only Permitted during operating hours of the park. Out of respect for our neighbors, music shall not leave the boundaries of the Facility. Noise Complaints received by the Parks and Recreation Department, or the Police Department may result in the loss of your Security Deposit.
7. Additional portable toilets may be secured for use during your rental period. However, they must be obtained from the same vendor that the Township has contracted for that calendar year and at cost to the reserving party.
8. At the discretion of the Township, a Parking Plan may be required to be submitted to township staff prior to the event date. If without Township permission, cars are not to be parked in areas other than designated parking lots, security deposit may be forfeited.
9. At the Township's discussion, a South Fayette Officer may be required to be present, at the expense of reserving party. Fees are set in the Township's Fee Schedule Resolution.
10. At the Township's discretion or at request of a reserving party, South Fayette Public Works employee(s) may attend the event at expense of reserving party. Fees are set in Township Resolution Fee Schedule Resolution.
11. Use of event/party rental equipment such as, but not limited to, tents, tables, chairs, stages, bounce house, or game trailers are permitted with Township approval. Delivery information must be provided to the Parks and Recreation Director. A Certificate of Insurance from the rental company naming the

Township as the “Certificate Holder” and as an “Additional Insured” must be provided. Food trucks may be contracted. A Certificate of Insurance from the rental company naming the Township as the “Certificate Holder” and as an “Additional Insured” must be provided. Trucks must be parked on concrete or asphalt areas and not on grass.

Should the cost of damages or cleanup exceed the deposit, the reserving party shall be liable for additional costs, and if not paid within thirty (30) days, shall pay any and all costs, including, but not limited to, reasonable attorney fees, filing fees and court costs incurred to collect said damages.

ARTICLE IV VEHICLES AND TRAFFIC

§ 183-37. Speed Limits.

A rate of speed exceeding 15 miles per hour is prohibited in the Parks. Operating a vehicle in a reckless and negligent manner or in excess of the posted speed limit is prohibited. The use of motorcycles, off-road vehicles, or any other vehicle on other than paved roadways is strictly prohibited.

§ 183-38. Parking.

Parking of vehicles along roadways is prohibited. Parking should be done only in designated areas.

§ 183-39. Compliance with directions of Police Officers, Signs, or Park employees.

All state laws governing the operation of vehicles are applicable to the operation of motor vehicles in Township Parks. Park users shall heed and comply with directions of the Township Police Officers and/or authorized township employees. All Park users shall comply with directions on traffic signs.

ARTICLE V MISCELLANEOUS PROHIBITIONS

§ 183-40. Food and Beverages Prohibited in Playgrounds.

Within the limits of playgrounds, no person shall place any food or beverages or similar items. Playgrounds are those areas that are within a border and/or confine which are utilized for active play on a designed play structure, including but not limited to swings, slides, climbers, rides and/or accompanying fall surface area. Borders are defined as any area that was elevated or constructed for the purpose of separation from surrounding areas. Confines are defined as any fence or barrier to prevent or limit entry.

§ 183-41. Bicycles, Skateboards, Scooters Prohibited in certain areas.

Within the limits of playgrounds, tennis courts or basketball courts, no person shall operate a bicycles, skateboards, scooters, or similar items. Playgrounds are those areas that are within a border and/or confine which are utilized for active play on a designed play structure, including but not limited to swings, slides, climbers, rides and/or accompanying fall surface area. Courts are

defined as any area within a border and/or confined that includes nets, poles and/or lines. Borders are defined as any area that was elevated or constructed for the purpose of separation from surrounding areas. Confines are defined as any fence or barrier to prevent or limit entry.

ARTICLE VI

SOUTH FAYETTE ATHLETIC ASSOCIATION AND PARK USAGE

§ 183-42. Purpose.

South Fayette Township is fortunate to have volunteers to coordinate sports programs for the benefit of Township residents and citizens-at-large on Township-owned property and facilities. The South Fayette Athletic Association (the "SFAA"), though acting as an independent organization/s from the Township, shall remain accountable and responsible to the Township while using Township Parks, fields and facilities and that their services must be consistent and in compliance with the Township's policies and Ordinances and good business practices as well as those Federal and State Regulations which are imposed not only upon SFAA member, but upon the Township. It is further recognized that this Ordinance governs the activities of the members of the SFAA, but also any affiliated organizations, such as traveling teams, all-star teams, etc. It is further recognized that the interaction between SFAA and the Township shall be through the Township Park and Recreation and Public Works Department, the Parks and Recreation Board and the South Fayette Township Board of Commissioners in resolving and addressing issues. The Township reserves the right to revoke park facility privileges from any SFAA organization or person affiliated with SFAA organizations.

§ 183-43. Scope of Services and Activity of SFAA Organizations.

SFAA members shall provide all labor and materials for providing their service or activity set forth below. The service or activity required and SFAA's extent of responsibility is as follows:

1. SFAA members will work with the Township to accommodate and schedule field use and use of facilities on Township property. It is recognized that the fields and all permanent facilities and fixtures, no matter who built or installed the same, are Township property. It is also recognized that all field use and schedules are ultimately approved and determined by a Parks and Recreation Director or assignee.
2. SFAA members may use Township property such as fields, lights, concessions stand, and storage facilities at no cost.
3. SFAA members may use park pavilions, if available for organizational meetings but must reserve facilities through the Parks and Recreations Department no more than 30 days in advance and fee may be waived at Township discretion.
4. SFAA members may use fields and Park facilities assigned to them by the Parks and Recreation Director on a non-exclusive basis to conduct its program. The Township may assign other organizations and programs for the use of the same fields and park facilities based on the scheduling adopted by the Parks and Recreation Director.

5. SFAA members are to provide the necessary supplies and equipment (bases, goals, pads, uniforms, etc.) to perform specific services. Such supplies and equipment shall be considered part of the organization's overhead costs and are not reimbursable by the Township, unless otherwise approved by the township.
6. SFAA members may utilize advertising space available around fields for organizational advertising or third-party advertising and to retain proceeds from said advertising as part of its fundraising activities with township permission.
7. The Township reserves the right, at any time, to request SFAA members to submit an audit of the organization's financial records, to ensure proper usage of funds and to confirm good financial standing.
8. The Township, at any time, reserves the right to ban any person from participating in any SFAA affiliated organization for any reason the township feels is viable.

§ 183 -44. Scheduling of Activities.

The Township and Parks and Recreation Department shall have the final and ultimate control and authority over the scheduling of use of Township's fields and facilities, including the resolution of any conflicts or disputes arising there from. No activities will be allowed to make use of the Township's fields and facilities until a schedule has been approved by the Parks and Recreation Department. Other requirements concerning scheduling are as follows:

1. A proposed schedule from SFAA members must be submitted prior to their first practice or game and no later than March 31 for spring seasons, May 31 for summer seasons and August 31 for Fall seasons. Schedules cannot include cannot be exclusive use.
2. The SFAA members are to make application for field use to the Parks and Recreation Director, through Director's prefer method, and must include:
 - a. Fields used.
 - b. Specific dates.
 - c. Start and end times.
 - d. Designated between games and practices usage.
3. SFAA members will provide updates or changes to the schedule to the Parks and Recreation Department. SFAA members may only use fields during schedules times, use of fields without prescheduled dates is not permissible.
4. The SFAA members will coordinate the use of the fields and facilities by their own individual teams.
5. No organization to whom a field or facility has been assigned may allow another group or organization to use the fields or facilities assigned to it without the consent of the Parks and Recreation Department. No organization shall charge a fee to allow another group, organization to use the fields or facilities in its place or allow a commercial business to use the fields or facilities to provide an activity not coordinated by the organization.

§ 183-45. Field and Facility Maintenance.

The Park and Recreation and Public Works Departments shall be responsible for general maintenance of fields and facilities except where otherwise stated. The Parks and Recreation and Public Works Department will be responsible for the following:

1. Turf maintenance such as mowing, fertilizing, aerating
2. General bathroom and pavilion cleanings
3. Trash removal from waste receptacles
4. Fence maintenance
5. Lights replacement
6. Nail dragging infields

When it is determined that Park and Field maintenance is required, the Township will take into consideration the practice and game schedule submitted by SFAA members. SFAA members must understand that this schedule is subject to many conditions and may be altered at any time with or without notice.

SFAA members shall observe the following rules with regards to maintenance and improvements:

1. SFAA members are not permitted to permanently alter, add, delete, repair, or improve and park facilities without prior approval of the Parks and Recreation Department. Such alterations, additions or improvements shall meet existing ADA regulations and applicable Township Codes and become and remain Township property. All improvements, fixtures or permanent buildings, facilities or structures shall become Township property except does not include personal property, moveable equipment or smaller storage units.
2. SFAA members shall notify the Parks and Recreation Department of any damage, vandalism, needed repairs and/or safety issues at its respective parks or fields as soon as possible. If the damage is the result of the SFAA's member's negligence or failure to comply with the accepted operational or security measures, the SFAA member will be held responsible for reimbursing the Township for all or part of the repair cost. The Township shall generally be responsible for all other repairs or improvements.
3. The Recreation and Recreation and Public Works Departments reserve the right to take fields out of service for a partial or entire season to perform maintenance. The SFAA members will be notified of the conflicts prior to the start of the playing season or as soon as possible thereafter. Particular fields may be closed due to conflicts with Township events. SFAA members must adhere to all field closings issued by the Departments.
4. Field closings are to be determined with safety and future playability in mind. Weather related field closings will be determined by the Park and Recreation Director but also may be handled by individual SFAA organizations.

5. SFAA members are responsible for lining field per their needs. It may be requested for Township staff to assist with field lining and requests must be submitted at least a week in advance. SFAA members are responsible for the cost of paint/chalk.
6. On ballfields, SFAA members are responsible for field preparation such as, but not limited to setting bases and mat dragging.
7. Although the Township is responsible for general park maintenance, the SFAA members are responsible for picking up trash after practice and game and place in waste receptacles.
8. Although the Township has insurance for damage to its property and shall repair and improve any such damage not caused by their organization or its activities, the SFAA members should maintain its own property damage and loss insurance for the loss or damage of any of its own equipment, personal property and stored in or maintained in Township facilities or fields.

§ 183-46. Field and Park Facility Use.

1. SFAA members may operate concession service in designated concession facilities. All County Health Department guidelines and regulations and State Child Labor Laws must be followed. Any changes to the concession building and any changes in the equipment or locks must be approved by the Parks and Recreation and Public Works Departments. The Township must have current keys and access codes to all buildings and facilities. SFAA members are responsible for stocking and securing facilities after use.
2. SFAA members are responsible for turning on and off manual field lights at the conclusion of each night's activities. The Township will control all field lights that operate on a wireless system. The SFAA shall be responsible for turning on and off all manual controls for field lights.
3. Large outdoor equipment stored on site, including goals and bleachers, shall be available to the public.
4. SFAA members are responsible for monitoring all areas during its use of the field and facility. This includes both participant and spectator involvement to ensure safety.
5. No alcohol beverages to be consumed on Township property or Township facilities.
6. SFAA members may lease equipment (lights, etc.) or storage buildings, but must notify the Parks and Recreation Director prior to delivery.

§ 183-47. Township Responsibility.

The Township shall be responsible with providing the following:

1. Provide fields at no cost to the SFAA members.
2. Provide general maintenance as set forth above.

3. Pay for utility bills including electricity, water, natural gas, waste removal and sewer.
4. Promote registration information on Township website and social media.
5. Enforce Park rules and ordinances.
6. Improve fields and park amenities, where needed.
7. Provide liability coverage for public use of parks and facilities.

ARTICLE VII

ENFORCEMENT AND PENALTIES

§ 183-48. Enforcement.

The Township Police and Township Parks and Recreation Director will enforce the above rules and regulations.

§ 183-49. Violation and penalties.

Any person who violates or permits the violation of any provision of this chapter shall, upon conviction thereof in a summary proceeding brought before a District Justice, be guilty of a summary offense and shall be subject to the payment of a fine, not less than \$250 for the first offense, not less than \$600 for the second and subsequent offense, plus the cost of prosecution. Each section or provision of this chapter that is violated shall constitute a separate offense, and each day or portion thereof in which a violation of this chapter is found to exist shall constitute a separate offense, each of which violations shall be punishable by a separate fine imposed by the District Justice in the amounts stated hereinabove. Township Police and the Planning Director are appointed to enforce this Ordinance. The Township reserves the right to prohibit persons from utilizing Township Park facilities in the event of repeated violations of any of the provisions of this Ordinance or in the event of a singular violation that causes or risks serious harm to persons or property.

§ 183-50. Construal of provisions.

Each violation hereunder shall constitute a separate offense, subject to the penalties provided in the proceeding section.

§ 183-51.

Any Rules, Regulations, Ordinances and Resolutions of South Fayette Township, which conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

§ 183-52.

This ordinance shall be effective immediately.

1. All Ordinances and parts of Ordinances inconsistent with the terms of this Ordinance are hereby repealed; provided, however, that such repeals shall be only to the extent of such inconsistency, and in all other aspects this Ordinance shall be cumulative of the other Ordinances regulating and governing the subject matter covered by this Ordinance.

2. If any section or provision thereof in this Ordinance shall be adjudged invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the Ordinance as a whole or any other section or provision of the part thereof.
3. This Ordinance shall be in full force and effect from and after its passage and publication as required by law.

ORDAINED AND ENACTED INTO LAW, this 14th day of June 2023.

ATTEST:

TOWNSHIP OF SOUTH FAYETTE:



JOHN BARRETT
TOWNSHIP MANAGER/SECRETARY



GWEN RODI, CHAIRMAN
BOARD OF COMMISSIONERS