

OFFICIAL

TOWNSHIP OF NORTH HUNTINGDON

PROPOSED ORDINANCE NO. 5 OF 2021

ORDINANCE NO. 2270

AN ORDINANCE OF THE TOWNSHIP OF NORTH HUNTINGDON, COUNTY OF WESTMORELAND AND COMMONWEALTH OF PENNSYLVANIA AMENDING ORDINANCE NO. 938 AND AFFIRMING ORDINANCE NO. 1058 AND 1075, 2022 AND 2170 WHICH ORDINANCES PRESCRIBE THE RULES AND REGULATIONS FOR THE PRESERVATION OF TOWNSHIP PROPERTY AND PROMOTE AND PRESERVE THE PUBLIC HEALTH, SAFETY AND WELFARE IN PARKS OWNED AND MAINTAINED BY THE TOWNSHIP OF NORTH HUNTINGDON, ESTABLISHING PROHIBITED ACTIVITIES; ESTABLISHING REGULATED ACTIVITIES, AND SETTING FORTH FINES AND PENALTIES FOR VIOLATIONS THEREOF.

WHEREAS, Ordinance No. 938 had been part of the Ordinance Book for the Township of North Huntingdon since 1988; and

WHEREAS, Ordinance No. 1058 has been part of the Ordinance Book of the Township of North Huntingdon since 2002; and

WHEREAS, Ordinance No. 1075 has been part of the Ordinance Book of the Township of North Huntingdon since 2002; and

WHEREAS, Ordinance No. 2022 has been part of the Ordinance Book of the Township of North Huntingdon since 2004; and

WHEREAS, Ordinance No. 2170 has been part of the Ordinance Book of the Township of North Huntingdon since 2011; and

WHEREAS, the Township of North Huntingdon desires to establish additional Rules and Regulations to Ordinance No. 938 and affirm Ordinance No. 1058, 1075, 2022 and 2170.

NOW THEREFORE BE IT ORDAINED AND ENACTED, by the Board of Commissioners of the Township of North Huntingdon, it is hereby ordained and enacted pursuant to authority granted by the First Class Township Code, §58011, 1931, June 24, P.L. 1206, Art. XXX, §3011, 1949, May 27, P.L. 1955, §55; 1953, July 2, P.L. 321, §3, (53 P.S. §58011), its amendments and supplements thereto,

1. ARTICLE I, SECTION 11 shall be amended as follows:

- a. Consumption of alcoholic beverages in any buildings or areas owned or maintained by the Township and specifically including parks is prohibited except as permitted under Article II, Section 10 of this ordinance.

2. ARTICLE II, SECTION 10 shall be amended as follows:

Alcohol Permits:

The Township may grant alcohol permits for registered pavilion rentals and authorized sponsored events subject to the following terms:

- a. Beer/Wine Permit - \$100.00 Permit Fee. \$200.00 Refundable Deposit. This fee is in addition to the pavilion rental fee.
- b. The permit shall be affixed to the pavilion /vendor area at all times during rental period.
- c. Alcohol permits shall only be issued in conjunction with Park Pavilion rentals or sponsored events in the parks.
- d. All applicants must be at least 21 years of age and be always present during the permitted rental / event.
- e. Beer and wine shall be the only acceptable forms of alcoholic beverages permitted.
- f. No glass bottles shall be permitted.
- g. Applicants shall be responsible for leaving the facilities in a clean and presentable condition; such condition shall be comparable to the state of the facility prior to the permitted event.
- h. All other facility rules shall be adhered to, including the hours of operation.
- i. The Applicant must execute a hold harmless agreement.
- j. The Township Manager has the ability to withhold all or part of the security deposit, for any violations of Ordinance 938 or upon any conduct requiring police or other municipal services if such conduct can be associated with alcohol consumption, or upon the recommendation of the Director of Public Works, Director of Parks and Recreation, or the Chief of Police.
- k. Applicant must provide verification of age to the Administration and proof of homeowners insurance or liability policy for the event.
- l. Applicant must provide copy of liability insurance if alcohol is provided by a caterer at the Park Pavilion.
- m. If an event is sponsored in the Parks and the sponsor has vendors that will sell alcohol, the sponsor must ensure that each vendor applies for a permit at \$100.00, provides liability insurance naming North Huntingdon Township as an additional insured and is licensed to sell alcoholic beverages.

- n. Consumption of alcoholic beverages shall be limited to a twenty (20) foot perimeter around the rented pavilion. The park's staff shall designate an approved area for consumption of alcoholic beverages for sponsored events within the parks. At no time shall there be the consumption of alcoholic beverages outside of the designated areas
- o. Alcohol applications must be submitted to the Township Manager in no less than 3 business days prior to permit date.

- 3. All Ordinances or parts of Ordinances, which are inconsistent herewith, are hereby repealed.
- 4. If any sentence, clause, section, or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality, or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the [Governing body] that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

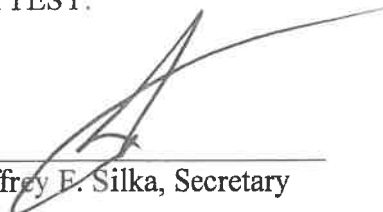
ORDAINED AND ENACTED at a regular meeting of the Board of Commissioners of the Township of North Huntingdon, County of Westmoreland, Commonwealth of Pennsylvania, a full quorum being present this 18th day of August, 2021

TOWNSHIP OF NORTH HUNTINGDON



Zachary Haigis, President
Board of Commissioners

ATTEST:



Jeffrey E. Silka, Secretary

SEAL

SOLICITOR: Bruce E. Dice, Esquire