

**CHAPTER 16
PARKS AND RECREATION**

**PART 1
RULES FOR PARKS AND PLAYGROUNDS**

- A. Parks (Loucks, Pittsburgh Street, Chestnut Street, Garfield, Kendi and Barclay Parks).**
- § 16-101. Designation of Recreational Facilities.**
- § 16-102. Rules and Regulations.**
- § 16-103. Penalties.**
- B. The Gazebo.**
- § 16-111. Rules and Regulations.**
- § 16-112. Penalties.**

**PART 2
GROUP USER FEES**

- § 16-201. Definitions.**
- § 16-202. Payment of User Fee Required.**
- § 16-203. Written Request and Approval.**
- § 16-204. Fee Schedule.**
- § 16-205. Collection of Fee.**
- § 16-206. Use of Funds.**
- § 16-207. Insurance.**
- § 16-208. Cancellation of Insurance.**
- § 16-209. Violation and Penalty.**



PART 1

RULES FOR PARKS AND PLAYGROUNDS

[53 P.S. § 47701]

A. Parks (Loucks, Pittsburgh Street, Chestnut Street, Garfield, Kendi and Barclay Parks).**§ 16-101. Designation of Recreational Facilities. [Ord. 980, 11/14/1988, § 1]**

1. These recreational facilities, subject to the rules and regulations hereinafter set forth, are located and designated as follows:
 - A. Loucks Park: bounded by North Chestnut Street, Arthur Avenue, Spring Street and Park Street.
 - B. Pittsburgh Street Park: bounded by Pittsburgh Street, Homestead Avenue and School Street.
 - C. Chestnut Street Park: bounded by South Chestnut Street, South Hickory Street, Walnut Avenue and George Street.
 - D. Garfield Park: located at Garfield Avenue and Church Street.
 - E. Kendi Park: located at Mt. Pleasant Road, between Fifth and Sixth Streets.
 - F. Barclay Park: Located on Park Avenue, between West Loucks Avenue Extension and Cowling Road.

§ 16-102. Rules and Regulations. [Ord. 550, 9/9/1974, § 1; as amended by Ord. of 6/11/1979; by Ord. 957, 10/13/1986; by Ord. 966, 1/12/1987; by Ord. 980, 11/14/1988, § II; by Ord. 1112, 2/11/2002; and by Ord. 1169, 6/14/2010]

The above-referenced recreational facilities of the Borough of Scottdale shall be subject to the following rules and regulations:

1. All parks and playgrounds of the Borough of Scottdale shall be opened for public use between 6:00 a.m. and 1/2 hour following sunset only, Monday through Sunday, except any such person and/or groups which have been permitted by the Borough of Scottdale to participate in or attend events that have been scheduled for a particular park or playground shall be allowed to remain on or in said park or playgrounds until the completion of the event at which time the participants and spectators shall immediately vacate the park or playground. In every instance, however, all parks and playgrounds shall be closed no later than 11:00 p.m. and at such time all participants and spectators shall immediately vacate said park or playground.
2. No person shall use profane language or engage in any fighting.

3. No person shall bring any alcoholic beverages or drugs into the parks and playgrounds.
4. No person shall deface equipment or throw litter or debris around the parks.
5. No person shall wear hard-soled shoes on tennis or basketball courts.
6. No person shall use, ride, propel or otherwise operate roller skates, inline skates, scooters, or motorized bicycles or vehicles in the parks and playgrounds, except that in-line skates shall be permitted on the basketball court and tennis court playing surfaces at Loucks Park and on the basketball court and tennis court areas at Garfield Park. **[Amended by Ord. 1183, 9/8/2014]**
7. No person shall bring glass containers into parks and playgrounds.
8. No person shall bring dogs or other domestic animals into the parks and playgrounds.
9. No person shall engage in the batting of hardballs or softballs in the playgrounds located at Pittsburgh Street and Chestnut Street playgrounds, because of the small size of said parks.
10. Baseball is permitted at Kendi Park and Garfield Park.
11. At Loucks Park, only softball activities are permitted in the ball field area. The batting of balls in any other area of Loucks Park is prohibited.
12. All schedules by Little League teams or other organized groups, pertaining to the use of Kendi Park, Loucks Park, and Garfield Park ball fields shall first be submitted to the Parks and Recreation Commission for approval. The application for approval shall consist of the following: The schedule, the name of manager, sponsor and date of games, the name of the team and a certificate of liability insurance naming the Borough as an additional insured.
13. Teams will be charged a fee in accordance with Part 2 of this Chapter; and for the use of the lights, when appropriate, a fee set by the Parks and Recreation Commission.
14. After each game, the teams using the field will be responsible for cleaning up the field area.
15. The lights will not be turned on until necessary, and no game is to be started unless it can be finished by 11:00 p.m.
16. No person shall injure, deface, remove, cut or damage any of the trees, plants, shrubs, turf or other property in the parks and playgrounds.

17. The opening of all playgrounds and parks located within said Borough shall be on March 15, with an official closing date for all said playgrounds and parks being September 30.

§ 16-103. Penalties. [Ord. 55, 9/9/1974, § 2; as amended by Ord. 957, 10/13/1986; and by Ord. 980, 11/14/1988, § II]

Any person, firm or corporation who shall violate any provision of this Part 1A shall, upon conviction thereof, be sentenced to pay a fine of not more than \$300; and/or to imprisonment for a term not to exceed 90 days. Every day that a violation of this Part 1A continues shall constitute a separate offense.

B. The Gazebo.

§ 16-111. Rules and Regulations. [Ord. 550, 9/9/1974; as amended by Ord. of 12/28/1978; by Ord. 957, 10/13/1986; by Ord. 981, 11/14/1988; by Ord. 1014, 6/8/1992; and by Ord. 1112, 2/11/2002]

The following rules and regulations are to apply to the management and protection of the park facility located near the intersection of Spring Street and Pittsburgh Street, in said Borough, said park facility commonly referred to as "The Gazebo."

1. The Gazebo may be used by any person or organization making proper written request for use of the same, with the request clearly designating the party or parties requesting the use of the same; the dates and times for said use; the type of activity involved; the approximate number of people involved in said usage; with the application being filed with at least one responsible party acknowledging responsibility for any damages sustained.
2. The said application must be accompanied by a permit fee, in the proper amount, made payable to the Borough of Scottsdale, application being made at the office of the Borough Manager, with application being made at least two weeks prior to the requested use of The Gazebo.
3. Use of The Gazebo without a valid permit shall be a per se violation of this Part 1B. The following acts shall also constitute a violation of the same:
 - A. Each person, firm or corporation using The Gazebo grounds shall clean up all debris and leave the premises in good order, and the facilities in a neat and sanitary condition.
 - B. Willfully mark, deface, disfigure, injure, tamper with, or displace or remove, any building, bridges, tables, benches, fire-places, railings, paving or paving material, waterlines or other public utilities or parts or appurtenances thereof, signs, notices, or placards whether temporary or permanent, monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.

- C. Bring in or dump, deposit, or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage or refuse; or other trash, and all refuse shall be placed in the proper receptacles where these are provided; where receptacles are not so provided, all such rubbish or waste, shall be carried away from the park by the person responsible for its presence, and properly disposed of elsewhere.
 - D. Disturb the peace, or use any profane, obscene or blasphemous language.
 - E. Endanger the safety of any person by any conduct or act.
 - F. Commit any assault, battery or engage in fighting.
 - G. Carry, possess or drink any alcoholic liquor in said Gazebo.
 - H. Prevent any person from using any park, or any of its facilities, or interfere with such use in compliance with this Part 1B and the rules applicable to such use.
 - I. Use, ride, propel or otherwise operate bicycles, roller skates, in-line skates, scooters, or motorized bicycles or vehicles in the Gazebo Parklet.
4. In no event will a permit allow the user to violate any of the other regulations of the Borough of Scottsdale, and any use which may cause a potential public inconvenience should be cleared with the Borough Manager and the Chief of Police for said Borough.
5. The Gazebo shall be opened for public use between 6:00 a.m. and 1/2 hour following sunset only, Monday through Sunday, except any such person and/or groups which have been permitted by the Borough of Scottsdale to participate in or attend events that have been scheduled for The Gazebo shall be allowed to remain at The Gazebo until the completion of the event at which time the participants and spectators shall immediately vacate The Gazebo. In every instance, however, The Gazebo shall be closed no later than 11:00 p.m. and at such time all participants and spectators shall immediately vacate The Gazebo.

§ 16-112. Penalties. [Ord. 550, 9/9/1974; as amended by Ord. 12/28/1978; and by Ord. 981, 11/14/1988]

Any person, firm or corporation who shall violate any provision of this Part 1B shall, upon conviction thereof, be sentenced to pay a fine of not more than \$300; and/or to imprisonment for a term not to exceed 90 days. Every day that a violation of this Part 1B continues shall constitute a separate offense.

PART 2
GROUP USER FEES
[53 P.S. § 46202(74)]

§ 16-201. Definitions. [Ord. 957, 10/13/1986]

When used in this Part, the following terms shall have the meaning indicated, unless a different meaning clearly appears from the context:

BALLFIELD — The designated areas within the parks of the Borough of Scottdale which are used for the playing of baseball and/or softball.

PARK or PARKS — Unless specifically limited, shall be deemed to include all parks, playgrounds, recreation areas, ballfields, tennis courts, basketball courts, recreation structures and facilities, and also entrances and approaches thereto, and all other land or property or structures under the jurisdiction of the Borough of Scottdale Parks and Recreation Commission, now or hereafter owned or acquired by the Borough for park or recreational purposes.

PERSON — Any natural person, corporation, organization of persons, company, association or partnership.

§ 16-202. Payment of User Fee Required. [Ord. 957, 10/13/1986]

Any person wishing to engage in the organized use of any ballfield located in a park now or hereafter owned or acquired by the Borough, shall be required to pay a user fee on the use of said park ballfield.

§ 16-203. Written Request and Approval. [Ord. 957, 10/13/1986]

1. Any person wishing to engage in the organized use of any ballfield located in the park now or hereafter owned or acquired by the Borough, shall submit a written request to the Borough Manager by a date to be determined annually by the Borough of Scottdale Parks and Recreation Commission. Such written request shall also be accompanied by a certificate of insurance as defined by § 16-207 of this Part.
2. Each person who submits a timely application as required shall be given written notice of approval or nonapproval of the same. No person shall engage in the use of any ballfield until said written approval is received by them.

§ 16-204. Fee Schedule. [Ord. 957, 10/13/1986]

A schedule of fees for the use of all park ballfields shall be determined annually by the Borough of Scottdale Parks and Recreation Commission, and submitted to Borough Council for approval by Resolution. Said schedule of fees shall be posted at

the office of the Borough Manager, and shall be available for public view during normal business hours.

§ 16-205. Collection of Fee. [Ord. 957, 10/13/1986]

The required fee shall be payable to and collected by the Borough Manager who shall then deposit said fee in the Borough of Scottsdale Parks and Recreation Commission Special Fund Account.

§ 16-206. Use of Funds. [Ord. 957, 10/13/1986]

All funds collected shall be used exclusively for maintenance, repair, capital acquisitions, or for any legitimate purpose determined by the Borough Council, for the improvement or maintenance of the Borough's parks and any of its programs. The Parks and Recreation Commission shall, at the request of the Borough, provide any and all information requested of them by Borough at the next following Council meeting following said request by the Borough.

§ 16-207. Insurance. [Ord. 957, 10/13/1986]

Any person wishing to engage in the organized use of any ballfield located in a park now or hereafter owned or acquired by the Borough shall be required to purchase and maintain comprehensive general liability insurance coverage in an amount to be determined annually by the Borough of Scottsdale Parks and Recreation Commission and approved by Borough Council by resolution. The insurance policy shall also name the Borough of Scottsdale as an additional insured. A certificate of insurance shall be provided to the Borough Manager along with the written request for use of any ballfield as provided in § 16-203 of this Part.

§ 16-208. Cancellation of Insurance. [Ord. 957, 10/13/1986]

If the insurance, as required by § 16-207 of this Part, of any person who has obtained approval for the use of any park ballfield, is cancelled or terminated for any reason, during the time that such person has permission for use of said ballfield, then, in that event, such approval shall be revoked immediately, and further use of the park ballfield by that person shall be considered a violation of this Part, and shall be subject to penalty as provided in § 16-209 of this Part.

§ 16-209. Violation and Penalty. [Ord. 957, 10/13/1986]

Any person who shall violate any provision of this Part, shall thereafter be prohibited from the use of any ballfield located within a park now or hereafter owned or acquired by the Borough.