

**BOROUGH OF PENNINGTON  
ORDINANCE NO. 2024-11**

**ORDINANCE AMENDING CHAPTER 98 OF THE CODE OF THE BOROUGH OF  
PENNINGTON (FEES) TO CLARIFY WHEN A REFUNDABLE SECURITY DEPOSIT IS  
REQUIRED FOR USE OF BOROUGH PARKS**

**WHEREAS**, Chapter 143 of the Borough Code governing Parks and Recreation Areas provides at Section 143-3.E that no organization (whether formal or informal) or group of people of 25 or more shall utilize the park facilities without first obtaining a permit as provide in Section 143-4; and

**WHEREAS**, Section 143-4.B of the Code provides that permits shall be issued upon the payment of the fee required by Chapter 98 of the Code; and

**WHEREAS**, Section 98-33 of Chapter 98 provides that use of the parks by a documented non-profit or Pennington resident shall pay a permit fee of \$75 and all others shall pay \$200; and

**WHEREAS**, in practice, the permit fee for governmental organizations has been waived;

**WHEREAS**, Ordinance No. 2024-1 amended Section 98-33 to provide that users of the parks who are not charged a fee must post a refundable security deposit of \$500 chargeable for the cost of clean-up or damage to facilities; and

**WHEREAS**, Borough Council now seeks to clarify Section 98-33 to make explicit that (a) governmental organizations shall not be charged a fee and (b) governmental organizations otherwise required to post a \$500 security deposit shall not be so required if the Borough of Pennington is a member or otherwise directly affiliated with that governmental organization;

**NOW THEREFORE BE IT ORDAINED** by the Borough Council of the Borough of Pennington that Section 98-33 of the Borough Code, concerning use of Borough parks, shall be amended to read as follows: (with new language underlined and deleted language crossed out):

**§ 98-33 Use of parks.**

Fees for use of Borough parks as provided in § ~~143-4~~ of this Code shall be:

- A. Permit for use of park by documented nonprofit or Pennington resident: \$75.
- B. Permit for use by ~~All~~ all, others: \$200, provided governmental organizations shall not be charged a fee.
- C. All users not charged a fee for use, unless a governmental organization with which the Borough of Pennington is directly affiliated, shall post a refundable security deposit of \$500 chargeable for cost of clean-up or damage to facilities.

**BE IT FURTHER ORDAINED**, that this Ordinance shall be effective upon passage and publication as provide by law.

Introduced: \_\_\_\_\_

Advertised: \_\_\_\_\_

Public Hearing: \_\_\_\_\_

Adopted: \_\_\_\_\_

Published: \_\_\_\_\_

ATTEST:

APPROVED:

\_\_\_\_\_  
Elizabeth Sterling, Borough Clerk

\_\_\_\_\_  
James Davy, Mayor

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**RECORD OF COUNCIL VOTE ON INTRODUCTION**

<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>	<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				

**RECORD OF COUNCIL VOTE ON ADOPTION**

<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>	<b>COUNCILMAN</b>	<b>AYE</b>	<b>NAY</b>	<b>N.V.</b>	<b>A.B.</b>
Angarone					Marciante				
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