

**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

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				

RECORD OF COUNCIL VOTE ON ADOPTION

COUNCILMAN	AYE	NAY	N.V.	A.B.	COUNCILMAN	AYE	NAY	N.V.	A.B.
Angarone					Marciante				
Chandler					Stern				
Gnatt					Valenza				