

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 of 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. No permit fee shall be required for a governmental organization with which the Borough of Pennington is directly affiliated.
- B. ~~A.~~ Permit for use of park by documented nonprofit or Pennington resident: \$75.
- C. ~~B.~~ Permit fee for aAll others: \$200.
- D. All users ~~not~~ charged a fee for use as set forth in C above 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: July 1, 2024

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	X				Marciante	X			
Chandler	M				Stern	S			
Gnatt	X				Valenza	X			

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				