

COUNCIL BILL NO. 2 of 2016
CITY OF TITUSVILLE, PENNSYLVANIA
ORDINANCE NUMBER 3246

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF TITUSVILLE, CRAWFORD COUNTY, PENNSYLVANIA TO AMEND AND REPEAL VARIOUS PROVISIONS OF THE CODIFIED ORDINANCES OF THE CITY OF TITUSVILLE THAT RELATE TO THE TITUSVILLE LEISURE SERVICES BOARD AND/OR THE TITUSVILLE RECREATION COMMISSION, BOTH OF WHICH ORGANIZATIONS HAVE BEEN DISSOLVED AND TERMINATED.

WITNESSETH:

WHEREAS, the City Council of the City of Titusville has previously taken action to terminate and dissolve the Titusville Leisure Services Board and the Titusville Recreation Commission;

RESOLVED, that the City Council deems it in the best interest of the citizens of Titusville to amend and/or repeal various provisions of the Codified Ordinances of the City of Titusville that are obsolete in light of said termination and dissolution; and

WHEREAS, to delete all said references, the following provisions are adopted.

NOW, THEREFORE, BE IT ENACTED by authority of the City Council of the City of Titusville, in Council assembled at a stated meeting, and it is hereby enacted and ordained by the authority of the same:

SECTION 1

Section 111.07 of the Codified Ordinances of the City of Titusville, related to Boards and Commissions Created or Continued, is hereby amended by deleting from the listing: "Plumbing Board of Examiners" and "Recreation Board."

SECTION 2

Section 124.09 of the Codified Ordinances of the City of Titusville, related to City Finances Management, is hereby repealed in its entirety.

SECTION 3

Section 157.08 of the Codified Ordinances of the City of Titusville, related to the Shade Tree Commission, is hereby amended by deleting from the third line thereof the following: "or Titusville Leisure Services."

SECTION 4

Article 177, Recreation Commission, of the Codified Ordinances of the City of Titusville is hereby repealed in its entirety, and shall be of no further force and effect hereafter.

SECTION 5

Section 323.03(g) of the Codified Ordinances of the City of Titusville, related to transient merchants, itinerant merchants, itinerant vendors and solicitors, is hereby amended and restated in its entirety, to provide as follows:

- (g) Those merchants who participate only in a community festival or event designated as such by City Council by resolution or ordinance, provided any such merchant

displays wares only at the festival or event site and has fully complied with all rules and regulations of the City of Titusville or such other organization authorized by City Council to administer such festival or event.

SECTION 6

The following sections of Article 943, Park and Recreation Rules and Regulations, are amended as follows:

- (a) Section 943.02(e) is hereby amended and restated in its entirety, to provide as follows:
 - (e) Make any physical changes brought about through development and/or redevelopment of new or existing City park sites, facilities and grounds without the prior authorization of City Council.

- (b) Section 943.03(a) is hereby amended by deleting from Lines 4 and 5 thereof the following: "and/or Titusville Leisure Service personnel."

- (c) Section 943.03(b) is hereby amended and restated in its entirety, to provide as follows:
 - (b) Group activities; possession and consumption of alcoholic beverages. Whenever any City or any authorized group, association or organization desires to use recreation or park facilities, for a particular purpose, such as picnics, parties, or theatrical or entertainment performances, a representative of said group, association or organization shall first obtain a permit for such use in specially designated areas from the City Manager or his/her designee. The City Council may adopt an application form to be used by the City Manager which shall require an indemnity bond or other security to protect the City from any liability of any kind or character and to protect City property from damage. The City Manager shall grant the permit if it appears that the group, association or organization will not interfere with the general use of the park by the individual members of the public, and if the group, association or organization meets all other conditions contained in the application. It shall be unlawful for any person to have in his or her possession, custody or control any alcoholic beverage, including beer, of any kind whatsoever within any City recreation area, park or conservancy site.

- (d) Section 943.03(c) is hereby amended by deleting from Line 6 thereof the following: "be developed by the Leisure Services Board and".
- (e) Section 943.04(b) is hereby amended by deleting from Lines 11 and 12 thereof the following: "with the exception of those events sponsored by Titusville Leisure Services (TLS)."
- (f) Section 943.04(d)(1) and (2) are hereby amended by deleting therefrom references to the Director of Leisure Services and substituting therefor City Manager.
- (g) Section 943.04(d)(3) is hereby amended by deleting from Lines 5 and 6 "the Department of Leisure Services" and substituting therefor "City Council."
- (h) Section 943.04(f)(7) is hereby amended by deleting from the second line "or the Leisure Services Board."
- (i) Section 943.05 is hereby amended and restated in its entirety, to provide as follows:

943.05 Enforcement Authority. The City Manager and agents designated by him/her, shall administer the provisions of this Article including the establishment and collection of fees, preparation of application forms, issuance and revocation of permits, promulgation of rules and regulations to implement the provisions of this Article and all other decisions relative thereto. When acts or conduct of individuals or groups are determined to be in violation of this Article or Rules and Regulations promulgated under the authority of this Article; or not to be in the best interest of the recreation, park and conservancy area; or when such acts or conduct endanger other people, private or private property; or when such acts are deemed to be disruptive to the surrounding neighborhood, the City Police or the City Manager or his/her agent assigned to such area or program shall have the authority to cause such acts to be terminated, or to expel the perpetrators of such acts from the area, or to call the City Police to arrest and detain such individual or individuals, or to file a complaint for the violation of this Article with any Magisterial District Judge of competent jurisdiction.

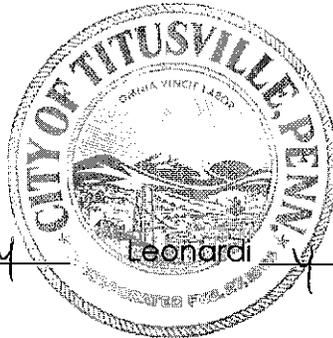
- 7. Except to the extent modified by this Ordinance, all terms and provisions of the Codified Ordinances of the City of Titusville shall remain in full force and effect, unmodified.

8. If any provision of this Ordinance should be determined to be invalid or unenforceable by any court of competent jurisdiction, it is the intent of City Council that this Ordinance be severable and that any invalid or unenforceable provision of this Ordinance be deleted and the remainder of this Ordinance remain in full force and effect.
9. This Ordinance shall take effect at the earliest date provided by law.

ENACTED this day 23rd day of February, 2016.

ATTEST:


 Larry A. Manross, City Clerk



City of Titusville


 Esther M. Smith, Mayor

Adelman y

Frazier y

Leonardi y

Smith y

Thomas y

First Reading 1/26/16
 Second Reading 2/23/16