

GIBSON TOWNSHIP
Susquehanna County, Pennsylvania

Ordinance No. 2014-1

Recreation Board

AN ORDINANCE OF GIBSON TOWNSHIP, SUSQUEHANNA COUNTY, COMMONWEALTH OF PENNSYLVANIA, FOR THE CREATION OF A RECREATION BOARD IN GIBSON TOWNSHIP, PROVIDING FOR ITS MEMBERSHIP, ESTABLISHING ITS POWERS AND ESTABLISHING PENALTIES FOR VIOLATIONS THEREOF.

The Board of Supervisors of Gibson Township, Susquehanna County, Commonwealth of Pennsylvania, hereby enacts and ordains as follows:

Section 1. Creation

The Board of Supervisors of Gibson Township hereby creates a Recreation Board to be hereafter known as the "Recreation Board of Gibson Township." This Board is created pursuant to the provisions of the Act of May 1, 1933, P.L. 103, No. 69, Section 2204, as amended.

Section 2. Membership

The Recreation Board of Gibson Township shall consist of five (5) persons.

Section 3. Appointments and terms

A. Each member of the Recreation Board of Gibson Township shall be appointed by the Board of Supervisors. The first members of the Recreation Board of Gibson Township shall be appointed for terms of office as herein set forth:

- (1) One (1) member whose term of office shall expire one (1) year after his/her appointment.
- (2) One (1) member whose term of office shall expire two (2) years after his/her appointment.
- (3) One (1) member whose term of office shall expire three (3) years after his/her appointment.
- (4) One (1) member whose term of office shall expire four (4) years after his/her appointment.
- (5) One (1) member whose term of office shall expire five (5) years after his/her appointment.

- B. Subsequent to the original appointments hereinabove set forth, all appointments shall thereafter be for a term of five (5) years or until their successors are appointed.
- C. Vacancies in the Recreation Board of Gibson Township occurring other than by expiration of their term shall be filled for the unexpired term in the same manner as original appointments.
- D. All persons appointed shall serve their full terms unless voluntarily resigned or removed by the Board of Supervisors for dereliction or neglect of duty.

Section 4. Election of Officers

- A. The members of the Recreation Board of Gibson Township shall, at their first meeting, elect a chairman and secretary to serve for a period of one (1) year.
- B. The members of the Recreation Board of Gibson Township may elect any other officers that they deem necessary to serve for a period of one (1) year.
- C. The Recreation Board of Gibson Township may, with the approval of the Board of Supervisors, establish employment positions and hire employees to fill the approved positions.

Section 5. Finances

Notwithstanding anything to the contrary contained herein, neither the Recreation Board of Gibson Township, nor any of its members or officers, shall have the authority to maintain financial accounts or expend funds from the Township treasury for any purpose herein established. The maintenance of accounts and the expenditure of funds associated with the Recreation Board of Gibson Township shall remain with the Board of Supervisors and the Township Treasurer, as permitted by law.

Section 6. Power and duties

The Recreation Board of Gibson Township shall have the power to supervise, regulate, equip and maintain Gibson Township recreation programs and facilities located and operated within Gibson Township and shall possess all of the powers and be subject to all of the responsibilities which may now or hereafter be given to recreation boards under the terms and provisions of the Second Class Township Code, as amended.

Section 7. Adoption of rules and regulations

The Recreation Board of Gibson Township shall have the authority, from time to time, to propose to the Board of Supervisors rules and regulations for the regulation of conduct, the issuance of licenses and permits, and other matters connected with the maintenance, operation and administration of the recreation places and recreation programs of Gibson Township. Upon the adoption of the rules and regulations by the Board of Supervisors pursuant to an Act of May 1, 1933, P.L. 103, No. 69, Section 2203, as amended, the Recreation Board of Gibson Township is authorized to enforce the rules and regulations in the manner set forth within said rules and regulations and pursuant to this Ordinance.

Section 8. Annual Report

The Recreation Board of Gibson Township shall submit an annual report to the Board of Supervisors which shall include, but is not limited to, an analysis of the adequacy and effectiveness of community recreation areas, facilities and leadership.

Section 9. Reimbursement of Expenditures

Members of the Recreation Board of Gibson Township shall serve in their capacity without pay, but may be reimbursed by the Township for all expenses incurred in performing their duties; Provided, however, all expense shall be approved in advance by the Board of Supervisors.

Section 10. Civil Penalties

A. Any person, firm or corporation who or which shall violate or fail, neglect or refuse to comply with any of the provisions of this Ordinance shall, upon being found in violation thereof, be liable to pay a civil penalty of not more than Six Hundred Dollars (\$600.00) per violation and court costs and attorney fees incurred by the Township in the enforcement proceedings. A separate offense shall arise for each day or portion of a day in which a violation of this Ordinance is found to exist or for each section of the Ordinance which is found to have been violated.

B. In addition to the civil enforcement provisions of paragraph (A) of this Section, Gibson Township may enforce this Ordinance through an action in law or equity brought in the Court of Common Pleas of Susquehanna County.

C. The Recreation Board of Gibson Township is hereby authorized to make the initial determination of a violation of this Ordinance and to serve notice of the violation upon the person, firm or corporation committing the violation.

Section 11. Summary Offense Penalties

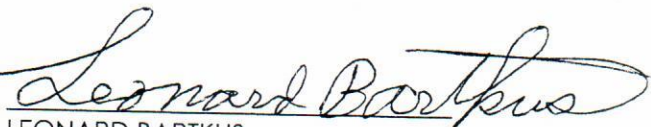
Any person who shall violate any rule or regulation adopted pursuant to Section 7 of this Ordinance, or fails to comply therewith, or with any of the requirements thereof, shall, upon conviction thereof, be sentenced to pay a fine of not more than \$1,000.00 per violation and may be imprisoned to the extent allowed by law for the punishment of summary offenses. A separate offense shall arise for each day or portion of a day in which a violation is found to exist or for each section of this Ordinance which is found to have been violated. Any person so convicted of a violation, as above, shall be assessed court costs and reasonable attorney fees incurred by the Township in the enforcement proceedings. In addition to the aforesaid penalties, the Township may institute appropriate actions or proceedings at law or in equity to prevent continued violations of the aforesaid rules and regulations.

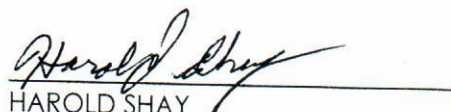
Section 12. Effective date

This ordinance shall be effective five (5) days subsequent to its passage.

ENACTED AND ORDAINED this _____ day of _____, 2014 by the Board of Supervisors of Gibson Township, Susquehanna County, Commonwealth of Pennsylvania, in lawful session, duly assembled.

DONALD TWINING
CHAIRMAN OF THE BOARD OF SUPERVISORS


LEONARD BARTKUS
SUPERVISOR


HAROLD SHAY
SUPERVISOR

Attest:


CINDY BARTKUS
TOWNSHIP SECRETARY