

**EAST COVENTRY TOWNSHIP  
BOARD OF SUPERVISORS  
CHESTER COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 157**

**“Parks, Recreation and Conservation Committee Ordinance”**

**AN ORDINANCE AMENDING THE EAST COVENTRY TOWNSHIP CODE OF ORDINANCES, CHAPTER 1 (ADMINISTRATION AND GOVERNMENT) TO ADD A NEW PART 11 ENTITLED “PARKS, RECREATION AND CONSERVATION COMMITTEE” TO ESTABLISH THE EAST COVENTRY TOWNSHIP PARKS, RECREATION AND CONSERVATION COMMITTEE.**

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The Board of Supervisors of East Coventry Township does hereby **ENACT** and **ORDAIN:**

**SECTION I. - Amendment to Code**

The East Coventry Township Code of Ordinances, Chapter 1 (Administration and Government) is hereby amended to add a new Part 11 entitled “Parks, Recreation and Conservation Committee” as follows:

**Part 11**

**Parks, Recreation and Conservation Committee**

- § 1101. Establishment
- § 1102. Duties
- § 1103. Membership; Compensation; Vacancies
- § 1104. Officers; Rules and Regulations; Meetings
- § 1105. Acceptance of Grants, Gifts, Etc.; Entering Into Contracts and Incurring Obligations
- § 1106. Disbursal of Funds
- § 1107. Reports; Fiscal Year
- § 1108. Powers and Responsibilities

Part 11

Parks, Recreation and Conservation Committee

§ 1101. Establishment.

Pursuant to Section 2204 of the Act of May 1, 1933 (P.L. 103, No. 69), reenacted and amended November 9, 1995 (P.L. 350, No. 60), as amended, 53 P.S. § 65101 et seq. (the Second Class Township Code), there is hereby established in the Township a parks, recreation and conservation board, to be known as the East Coventry Township Parks, Recreation and Conservation Committee (hereinafter referred to as the "Committee").

§ 1102. Duties.

The Committee shall serve in an advisory capacity and as a resource to the Board of Supervisors on matters pertaining to parks, recreation, and conservation and shall conduct park, recreation and conservation programs within the Township, subject to the approval of the Board of Supervisors.

§ 1103. Membership; Compensation; Vacancies.

The Committee shall be composed of five members, to be appointed by the Board of Supervisors. Committee members shall serve for terms of five years or until their successors are appointed, except that the members first appointed shall be so appointed that the term of not more than two members shall expire annually thereafter. Members of such Board shall serve without compensation, but, when authorized by the Board of Supervisors, may be reimbursed reasonable expenses, upon submission of a voucher, necessary to perform the duties and responsibilities of membership. All persons appointed shall serve their full term unless voluntarily resigned or removed by the Board of Supervisors for dereliction or neglect of duty. A vacancy on the Board occurring other than by expiration of term shall be for the unexpired term and shall be filled in the same manner as an original appointment.

§ 1104. Officers; Rules and Regulations; Meetings.

Members of the Committee shall elect a chairman and secretary and select all other necessary officers to serve for a period of one year. The Committee may adopt rules and regulations for the conduct of all business within its jurisdiction and exercise powers and responsibilities concerning parks, recreation and conservation as may be delegated to it by the Board of Supervisors. The Committee shall, from time to time, recommend to the Board of Supervisors rules governing the operation and conduct of park, recreation and conservation facilities operated by the Committee. The Board shall hold regular meetings at such times and places as it may designate and shall keep minutes of all meetings and provide a copy of same to the Board of Supervisors by providing a copy to the Township Secretary.

§ 1105. Acceptance of Grants, Gifts, Etc.; Entering Into Contracts and Incurring Obligations.

A grant, gift, bequest or donation of services, equipment, real estate or money from any individual or group, to be used as specified by the donor or by the terms of the acceptance may be accepted with the approval of the Board of Supervisors. The Committee shall not enter into any contract or incur any obligation binding upon the Township.

§ 1106. Disbursal of Funds.

Funds appropriated by the Board of Supervisors and budgeted for park, recreation and conservation programs to be administered by the Committee shall be disbursed by the fiscal disbursing officer of the Township, upon recommendations made by the Committee and approved by the Township Manager and Board of Supervisors and within the budget appropriations made. Funds received by the Committee from sources other than budget appropriations shall be deposited with the Township and shall be disbursed as the above budget funds are disbursed, except that funds received by gift, bequest or otherwise shall be disbursed in accordance with the terms of such gift or bequest or the terms of the acceptance thereof. If there are no such terms specified, disbursement shall only be made upon the approval of the Board of Supervisors.

§ 1107. Reports; Fiscal Year.

The Committee shall annually prepare and submit a written report to the Board of Supervisors by March 1 of each year of its activities for the prior

calendar year, including an analysis of the adequacy and effectiveness of park, recreation and conservation areas, facilities and programs. The fiscal year of the Committee shall conform to that of the Township.

§ 1108. Powers and Responsibilities.

The powers and responsibilities of the Committee as are now or may hereafter be provided by statute of the Commonwealth or by ordinance of the Township, relating to the development and operation of recreation systems, parks, playgrounds, open space and conservation are hereby vested in the Committee, to be exercised by it, subject to any and all restrictions contained in such statutes and ordinances and more specifically as follows:

- a. Make recommendations to the Board of Supervisors concerning the supervision, regulation and rules for the use of park, recreation and conservation areas within the Township.
- b. Make recommendations to the Board of Supervisors concerning the use and condition of park, recreation and conservation lands in the Township.
- c. Make recommendations to the Board of Supervisors concerning the acquisition of additional land and/or facilities for parks, recreation and conservation measures.
- d. Conduct periodic inspections and surveys of the park, recreation and conservation lands to assess its condition and need for improvements, maintenance and repair.
- e. Make recommendations to the Board of Supervisors regarding the maintenance, use and improvements to existing park, recreation and conservation lands.
- f. Make recommendations to the Board of Supervisors for the creation of new park, recreation and conservation programs.
- g. Make recommendations and periodically review Township Ordinance

provisions that relate to the conservation of open space, development of recreation areas and management of those areas.

- h. Make recommendations to the Board of Supervisors for a multi-year financial plan for the Township's park, recreation and conservation system.
- i. Act as a public forum for residents to address concerns over park, recreation and conservation activities/facilities and open space and conservation concerns.

**SECTION II. - Severability**

The provisions of this Ordinance are severable, and if any section, sentence, clause, part or provision hereof shall be held illegal, invalid or unconstitutional by any court of competent jurisdiction, such decision of the court shall not affect or impair the remaining sections, sentences, clauses, parts or provisions of this Ordinance. It is hereby declared to be the intent of the Board that this Ordinance would have been adopted even if such illegal, invalid or unconstitutional section, sentence, clause, part or provision had not been included herein.

**SECTION III. - Failure to Enforce not a Waiver**

The failure of the Township to enforce any provision of this Ordinance shall not constitute a waiver by the Township of its rights of future enforcement hereunder.

**SECTION IV. - Effective Date**

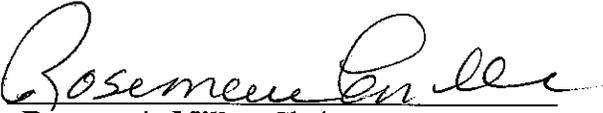
This Ordinance shall take effect and be in force from and after its approval as required by the law.

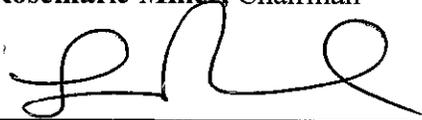
**SECTION V. - Repealer**

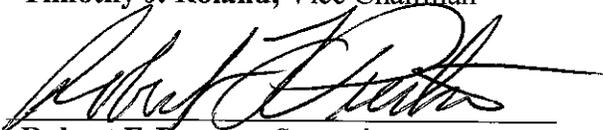
All other ordinances and resolutions or parts thereof insofar as they are inconsistent with this Ordinance are hereby repealed.

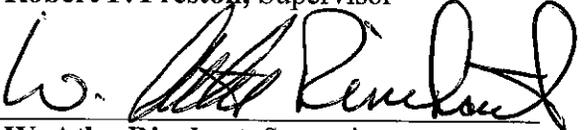
**ORDAINED AND ENACTED** by the Board of Supervisors of East Coventry Township,  
Chester County, Pennsylvania, this 13<sup>th</sup> day of July, 2009.

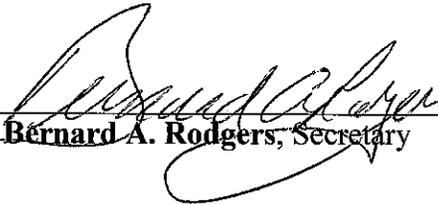
**EAST COVENTRY TOWNSHIP**

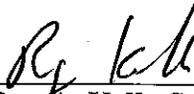
By:   
**Rosemarie Miller, Chairman**

By:   
**Timothy J. Roland, Vice Chairman**

By:   
**Robert F. Preston, Supervisor**

By:   
**W. Atlee Rinehart, Supervisor**

Attest:   
**Bernard A. Rodgers, Secretary**

By:   
**Ray A. Kolb, Supervisor**