

BOROUGH OF TOPTON
BERKS COUNTY, PENNSYLVANIA

ORDINANCE NO. 04-2022

AN ORDINANCE OF THE BOROUGH OF TOPTON, BERKS COUNTY, PENNSYLVANIA, AMENDING CHAPTER 92 TITLED "PARKS AND RECREATION", OF THE CODE OF ORDINANCES OF THE BOROUGH OF TOPTON, BERKS COUNTY, PENNSYLVANIA, AS AMENDED, TO ESTABLISH A NEW SECTION TITLED "TOPTON BOROUGH DOG PARK", TO ADOPT RULES AND REGULATIONS FOR THE TOPTON BOROUGH DOG PARK, AND TO PROVIDE FOR AMENDMENT OF THE RULES AND REGULATIONS BY RESOLUTION.

The Borough Council of the Borough of Tipton adopted Ordinance No. 02-2021 on May 10, 2021 which established and created a Tipton Park Code as codified at Chapter 92 of the Code of Ordinances of the Borough of Tipton, Berks County, Pennsylvania.

The Borough Council now desires to adopt rules and regulations for the Tipton Borough Dog Park.

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Borough Council of the Borough of Tipton, Berks County, Pennsylvania ("Borough"), and it is hereby ENACTED and ORDAINED by the authority of the same as follows:

Section 1. Chapter 92 titled "Parks and Recreation", of the Code of Ordinances of the Borough of Tipton, Berks County, Pennsylvania, is hereby amended and supplemented to add a new §92.17 titled "Tipton Borough Dog Park", as follows:

§92.17 TOPTON BOROUGH DOG PARK.

A. Rules and Regulations. The following Rules and Regulations shall apply to anyone using the Tipton Borough Dog Park:

1. Use of this dog park is at individual's own risk. Owners are legally responsible for their dogs and any injury or damages caused by them.
2. Hours of operation are dawn to dusk. Entry is otherwise considered trespassing outside of dawn to dusk.
3. A dog must be licensed, healthy, parasite-free, over the age of sixteen (16) weeks, and not in heat. Proof of rabies vaccine and license must be displayed on collar.
4. Children under age five (5) are prohibited. Older children must be closely supervised. No one under eighteen (18) allowed without a responsible adult.
5. No more than two (2) dogs per responsible adult.

6. A dog (or person) that has an aggressive episode must leave the park immediately. In case of injuries, call 911. Repeat offenders may be banned permanently from the park.
7. Choke chains and pronged or spiked collars must be removed in the transition gate area.
8. Dogs must be on-leash when entering and exiting the dog area and off-leash when in larger fenced area.
9. Owners must carry a leash at all times and be alert to their dog's actions and demeanor.
10. Pick up after your dog and keep the park clean and free from dog waste. Waste receptacles are located inside the fenced in area and outside the main gate.
11. Dog food, human food, and rawhide are prohibited. Training treats are acceptable.
12. Tug toys and squeaky toys are prohibited. Balls and disc toys are permitted.
13. Dogs may not be allowed to dig or otherwise damage park property. Firmly fill any holes made.
14. No other animals besides dogs are allowed in the park.
15. Smoking, vaping, and drinking alcohol in the park are prohibited.
16. All items must be removed from the park upon departure, and gate must be securely closed.
17. In case of emergency, call 911.
18. Any questions regarding the use of this park, are to be referred to the Borough office at 610-682-2541.

B. The Rules and Regulations adopted herein may be amended from time to time by Resolution of Borough Council.

Section 2. If any provision, paragraph, word, section, or subsection of this Ordinance is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, or subsection shall not be affected and shall remain in full force and effect, and shall not affect the validity of the remainder of the Ordinance.

Section 3. All relevant ordinances, regulations, and policies of the Borough not amended shall remain in full force and effect. Any Ordinance or part of an Ordinance conflicting with the provisions of this Ordinance shall be and the same is hereby repealed to the extent of such conflict.

Section 4. This Ordinance shall become effective on the earliest date permitted by law.

DULY ENACTED AND ORDAINED this 11th day of July, 2022, by the Council of the Borough of Topton, Berks County, Pennsylvania.

ATTEST:

BOROUGH OF TOPTON

By: Stacy C. Milo
Stacy Milo, Borough Manager

By: Michelle Lorah
Michelle Lorah, Council President

DULY APPROVED this 11th day of July, 2022.

By: Thomas A. Biltcliff, III
Thomas A. Biltcliff, III, Mayor