

# TOWNSHIP OF UPPER DEERFIELD

## ORDINANCE 736

### AMENDING CHAPTER 74 AND CHAPTERS 287 OF THE UPPER DEERFIELD TOWNSHIP CODE

**Whereas**, Upper Deerfield has provided recreational facilities for use by residents of Upper Deerfield Township including but not limited to athletic fields for use sporting events; and

**Whereas**, there exists in Upper Deerfield a Recreation Commission established by ordinance charged with the responsibility of managing and supervising the various recreational facilities located in Upper Deerfield Township; and

**Whereas**, the Township Committee of Upper Deerfield Township has determined that there is a need for further regulation of the use of the Upper Deerfield Township Recreational Facilities.

**Now therefore be it ordained as follows:**

1. A new section 287 – 4 is hereby added (prior section 287 – 4 through the end of the chapter are renumbered consecutively).

“287-4. SANCTIONED LEAGUES/TEAMS.

A. Definitions. As used herein

- a. “Sanctioned League” shall mean a league of multiple teams competing in a sport sanctioned by the Upper Deerfield Township Recreation Commission.
- b. “Sanctioned Team” shall mean a singular team competing in a sport sanctioned by the Upper Deerfield Township Recreation Commission.

B. Requirements for Sanctioning. In order for a league to become a Sanctioned League or a team to become a Sanctioned Team, the following requirements shall be met:

- a. Be approved by the Upper Deerfield Township Recreation Commission as a Sanctioned League or a Sanctioned Team.
- b. File with the Upper Deerfield Township Recreation Commission its organizational documents and, on an annual basis, and incumbency certificate identifying all officers and directors of the league or team and contact information for each.
- c. Maintain general liability insurance naming Upper Deerfield Township and the Upper Deerfield Township Recreation Commission as additional insured’s in such amounts and in such forms as the Upper Deerfield Township Committee may require from time to time.
- d. Shall conduct all sign ups, league meetings and other similar events in Upper Deerfield Township. Fund raising activities such as coin drops, candy or cookie sales or similar fund raising activities may be conducted outside of Upper Deerfield Township with the prior approval of the Recreation Committee.
- e. Shall require suitable proof of residency for each participant and maintain records documenting the residency of each participant.

- f. Shall pay an annual facility fee to Upper Deerfield Township Committee and such amount established by the Upper Deerfield Township Recreation Commission from time to time with the approval of the Upper Deerfield Township Committee.
  - g. Shall collect from all nonresident participants a nonresident fee of not less than \$10.00, or such other amount as may be set by Township Committee from time to time, and remit the nonresident fee to the Township Treasurer.
  - h. Shall make available upon request any and all information and/or documentation regarding league/team operations, participation including residency records, budget, revenues and expenses upon request by the Upper Deerfield Township Recreation Commission and/or the Upper Deerfield Township Committee.
  - i. Shall utilize the recreation/athletic fields and facilities in accordance with the provisions of this ordinance and the regulations adopted by the Upper Deerfield Township Recreation Commission.
- C. Use of Township fields and facilities. The use of Township fields and facilities shall be subject to the further requirements that:
- a. At all times the athletic fields and recreational facilities are the property of Upper Deerfield Township for use by all of its residents and any sanctioned league and/or sanctioned team shall not best in any such legal or team any property or ownership rights to such fields and/or facilities.
  - b. The scheduling and use of fields and facilities shall be subject to the review and approval of the Upper Deerfield Township Recreation Commission. Sanctioned leagues and/or sanctioned teams shall have priority use of fields and facilities during the particular sporting season, subject however to the scheduling of other special events by the Upper Deerfield Township Recreation Commission and/or the Upper Deerfield Township Committee.
  - c. Shall not conduct any special events i.e., Tournaments, without prior written approval from the Upper Deerfield Township Recreation Commission in accordance with the provisions of section 287-5.
  - d. No sanctioned league/team shall permit or allow the use of any Township field or facilities by any other league, entity, promoter or non-sanctioned party.
  - e. Shall not construct any buildings or improvements to any field or facility beyond routine maintenance and readying fields for play without the prior written approval of the Upper Deerfield Township Recreation Commission.”
- D. Approval of Special Events.
- a. As used herein, Special Events shall mean any activity other than regular league play for which the league or team has been sanctioned, and would include but not be limited to tournaments, carnivals, fairs and similar activities.
  - b. Any request for approval of a Special Event shall be submitted to the Recreation Commission along with the names of the individuals and/or entities organizing the Special Event, the party responsible to the Township for the conduct of the Special Event, the general nature of the proposed event and such other information as may be reasonably required by the Recreation Committee.

- c. Prior to approving any Special Event, the Recreation Committee shall submit the copy of the application to the Supervisor of Streets and Recreation, Administrator or Clerk and the Emergency Medical Services Chief for comment.
  - d. The Recreation Committee shall require that evidence of adequate liability insurance, naming Upper Deerfield Township as an additional insured, be provided to the Recreation Committee and Administrator or Clerk.
  - e. Any party approved to conduct a Special Event shall be required to provide, and shall provide, adequate portable toilets and trash receptacle's and shall be solely responsible for removal of the portable toilets, the disposal of trash and the removal of trash receptacles. The party responsible for the Special Event shall clear all trash and debris from the public fields and facilities, be responsible for repairing any damage caused during the Special Event, and shall restore the fields and facilities to the same condition as they were in prior to the Special Event. The Recreation Committee may, in its discretion require a cash deposit to ensure compliance with the provisions of this section and remit the security deposit fee to the Township Treasurer.
  - f. The responsible party and/or Special Event organizer shall be required to have an emergency medical services plan approved by Upper Deerfield Township or pay the Township's fee for Emergency Medical Services in accordance with the fee schedule set forth in the Upper Deerfield Township Ordinances.
2. A new section 287- 2 S is hereby added:
    - a. S. No field and/or recreation facility shall be utilized for any organized event or sporting activity by any organized league or team unless such league or team is a Sanctioned League or Sanctioned Team pursuant to section 287 – 4, or has been approved for use as a Special Event.
  3. Chapter 74, Section 8 is hereby amended as follows:

The Board shall have full control over all lands, playgrounds and recreation places acquired or leased over which the Board may be given jurisdiction and supervision by the Township Committee, by resolution or otherwise, and may adopt suitable rules, regulations and bylaws of the Board, for the use thereof and the conduct of all persons while on or using the same subject to the provisions of Chapter 287.

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James Crilley, Chairman

Adopted December 30, 2015

Attested:

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Roy J. Spoltore, Township Clerk

First Reading: December 17, 2015

Publication: December 23, 2015

Publication of Final Adoption: January 6, 2016