

Upper Macungie Township
USE OF PARK FACILITIES
Rules and Regulations

I. APPLICATION FOR USE

- A. **APPLICATION**—Written application for the use of facilities, or grounds must be completed on forms provided for that purpose and submitted to Upper Macungie Township (“Township”) at the Township Office 8330 Schantz Road Breinigsville, Monday through Friday, 8 AM to 4:00 PM, at least thirty (30) days prior to the date of the requested use. Requests received less than thirty (30) days prior to the event will be considered on a first come basis and availability. Applicants requesting regular permits throughout the year need file only one application after January 1 of each calendar year. If the facilities are to be used by a group or organization, the application shall be made in the name of the organization and signed by an officer or authorized representative thereof. Any group, team or individual wanting to hold practice(s), games, tournaments, and/or camps must submit an application and receive approval for the use of the requested facility.
- B. **Availability**—All applications for facilities are dependent upon the availability of the facilities. Applicants will be assigned space according to the order of receipt of application. Upper Macungie Township Municipal Departments shall have prior right to schedule and use all facilities. Should more than one applicant simultaneously make application for the same facility for the same date, the Applicants shall be considered on the basis of the following priority:
- 1.) Class A—Upper Macungie Township Municipal Departments
 - 2.) Class B—Parkland School District
 - 3.) Class C—Nonprofit community groups located within the geographic boundaries of Upper Macungie Township whose purpose is to provide a particular service to residents.
 - 4.) Class D—Nonprofit community groups located outside the geographic boundaries of Upper Macungie Township whose purpose is to provide educational or recreational service to their members.
 - 5.) Class E—All other groups, commercial organizations, businesses.
- C. **Insurance**—The applicant shall assume all responsibility for damages, claims or liability of any kind arising out of, or by reason of, its use of park facilities, and further agrees to save and hold the Township, the Upper Macungie Township Supervisors, its employees, agents, sub-contractors and consultants harmless from any claims, liability, expense, or cost in connection with the use of park facilities.
- D. **Subletting**—An Applicant may not assign, sublet or transfer its right or privileges to any other individual, group or organization.
- E. **Fund Raising**— Events for the purpose of raising funds must be covered by a separate application and contract. The application must then be submitted sixty (60) days in advance and the executed contract thirty (30) days prior to the event.
- F. **Responsibility**— Applicants shall designate one individual to be responsible for the use of the facility during occupancy. The designated individual shall be present during the time the facility is being used. If it is necessary to replace the designated individual, the Applicant shall notify the Township immediately..
- G. **Expiration**—The Applicant’s right to use a park facility shall expire automatically on the time and date stated on the application. If the application is for a use throughout the calendar year, it shall expire automatically at the end of the year.
- H. **Revocation**— The Township may revoke permission if, in their judgment, proper use is not being made, or the facility is not being used, or misinformation has been received from the Applicant for use of the park facility.
- I. **Payment** - The fees are to be paid in full at the time the reservation form is submitted to the Township. A statement for Additional service charges rendered shall be forwarded to the Applicant within one (1) week after the event. Payment shall be due upon receipt of the statement. Checks shall be made payable to Upper Macungie Township
- J. **Cancellations** – All cancellations by the Applicant are required five (5) working days in advance to receive full credit. Refunds will not be issued due to inclement weather or Emergency Closings.

II. LIMITATIONS

- A. **RIGHT TO DENY**— The Township maintains the right to deny the use of park facilities should the Township determine one of the following:
- 1.) The Applicant fails to conduct orderly meetings, programs and/or events.
 - 2.) The Applicant’s gatherings are of a nature to incite other to disorder.
 - 3.) The Applicant conducts meetings, programs and/or events which are not abusive of other groups by reason of race, creed, color, or religion.
 - 4.) The Applicant fails to be in compliance with either the adopted youth standards for their sport or, when they are not available, the NYSCA Standards for Youth Sports.

B. APPROVED AND UNAPPROVED USES:

- 1.) Most park facilities may be approved for the educational, civic, social, recreational, and similar activities by nonprofit groups, citizens, and/or organizations.
- 2.) Pavilions, facilities or grounds shall not be used for a purpose which is in violation of the laws of the Commonwealth of Pennsylvania and/or the Ordinances of the Township
- 3.) Park facilities shall not be used for the financial gain of any individual(s), organization, or a private commercial enterprise
- 4.) Smoking or the use of tobacco is prohibited in all park buildings.
- 5.) The use of illegal substances is prohibited.
- 6.) No signs, banners, pennants, etc. shall be affixed either permanently or temporarily in or on Park Pavilions and/or Township property by any group except those associated with activities sponsored by the Township or as approved by the Township.
- 7.) It is prohibited to use nails, screws, push pins, or staples to hang any decoration, sign, banner, pennant, ect. In any pavilion and/or structure. All decorations, signs, banners, pennants, ect. are to be removed by the Applicant immediately following the activity.
- 8.) No open flame decorations, firework properties or pyrotechnics equipment shall be permitted unless sponsored or specifically authorized by the Township.
- 9.) No camping or overnight parking is permitted on park property or Township owned land.
- 10.) Any recreation equipment brought into any pavilion or facility to be used by the Applicant must be approved by the Township
- 11.) All park grounds shall be posted and are governed by these rules and regulations (unless noted otherwise herein).
- 12.) Organizations, camps, teams, business, or individual(s) can rent the pavilions or fields for five (5) or more consecutive days only at one (1) week intervals. The renting of pavilions or fields for five (5) or more consecutive Days for consecutive weeks is prohibited, unless the Applicant is a designated Township Recognized Provider Organizations.
- 13.) Possession or use of alcoholic beverages in the parks is prohibited. Persons under the influence of intoxicating beverages shall not be permitted in the parks.
- 14.) No animals shall be brought into the parks except domestic animals on a leash. Any person bringing a domestic animal into a park shall clean up all animal waste deposited by such animal.
- 15.) No person shall engage in any kind of gambling game at which money or other valuable property may or shall be played for, staked, or abetted upon, unless written permission is granted by the Township.
- 16.) No one is permitted to build an open fire, except permitted areas (charcoal pits). No person shall drop, throw or otherwise scatter lighted matches, burning cigarettes or cigars, within any park area.
- 17.) No one is permitted to carry any form of waste material, trash, paper or rubbish into any park for disposal. All waste material, trash, paper or rubbish generated within any park must be deposited into designated waste receptacles or removed from park by said party, except where noted.
- 18.) No person shall injure, deface, remove, cut or damage any of the trees, plants, shrubs, turf, buildings, structures or fixtures, or any other Township owned property or located within a park.
- 19.) No person shall gather or remove any wood, turf, soil, rock, sand, gravel or other materials stored at a park without the written permission of the Township.
- 20.) No one is permitted to carry, have or discharge firearms, bow and arrow, air or spring rifles, slings, or other weapons, in the parks. Hunting is not permitted within Township parks or Township owned lands.
- 21.) No person shall use profane language within a park, or conduct themselves in any lewd, immoral or commonly objectionable manner within a park, or conduct himself so as to annoy any other person using a park for recreational purposes.
- 22.) No person shall set up any booth, table or stand, mobile or otherwise, for the sale of any article whatsoever, within the limits of a park, without written permission of the Township.
- 23.) No person is permitted to driving or chipping golf balls within any park area unless the use is specifically permitted by the Township.
- 24.) All pavilion facilities have set assigned capacities, as determined by the Pennsylvania Department of Labor and

Industry standards. These capacities can not be exceeded.

- 25.) Children under the age of fourteen (14) must be supervised by an adult when using park facilities.

C. PARK HOURS:

- 1.) **Hours:** All parks shall be open to the public during the hours of 7:00 a.m. to 9:00 p.m. unless otherwise posted by The Township
- 2.) **Athletic Fields:** Athletic fields may be reserved for use from 7:00 a.m. to 9:00 p.m., April 1 to November 1.
- 3.) **Emergency Closings:** When facilities are closed for severe weather storms, other acts of God, or physical Breakdowns in the facility, the scheduled use shall automatically be cancelled.

D. MOTOR VEHICLES:

- 1.) All vehicles shall be operated only on roads, streets and driveways or other specifically designated areas and shall maintain a maximum speed limit of 15 miles per hour maximum.
- 2.) Only licensed vehicles with licensed operators are permitted. No ATV's mini-bikes off-road vehicles, motorcycles, or snowmobiles are permitted.
- 3.) It is prohibited to wash vehicles within any Township owned park
- 4.) It is prohibited to make repairs to vehicles within any Township owned park unless the repairs are made in an emergency situation.
- 5.) Vehicles may only be parked in specifically designated spaces or areas. All parks have specific spaces provided for the handicapped. Official Pennsylvania (or other states) handicapped license plates or placards are required to utilize these spaces.

E. TOWNSHIP OWNED EQUIPMENT:

- 1.) Arrangements for the use of Township and/or park equipment shall be made with the Township thirty (30) days in advance of the event
- 2.) All Township equipment shall be operated solely by Township employees.

III. DAMAGE AND THEFT

The Applicant is responsible for any and all damages and/or destruction to or theft of park property and should such damage of theft occur, the Applicant shall immediately report the incident to the Township. The Applicant will reimburse the Township for such damage, destruction, or theft at the replacement cost of the item(s)

IV. CROWD CONTROL AND PROTECTION

- A. The Applicant shall be responsible for the conduct of participants and spectators attending any scheduled events and shall be solely responsible for making adequate provisions in order to ensure crowds are properly controlled.
- B. Should the Township, at its discretion, determine that police protection is necessary to provide crowd control, it shall be the Applicant's sole responsibility to secure and pay for said police protection.

V. RIGHT TO ALTER OR AMEND RULES AND REGULATIONS

The Township, at its discretion, reserves the right to alter or amend these rules and regulations governing the use of parks buildings, facilities and grounds.

VI. TOURNAMENT FEES

The Fee Schedule for Upper Macungie Township for the year 2013 relating to the establishment of fees for the use of certain athletic fields for tournament uses shall be as follows:

BASEBALL/SOFTBALL

Commercial Organization - \$400 per field/per day
 Non Profit (Resident) - \$200 per field/per day
 Non Profit (Non-Resident) - \$300 per field/per day

RUGBY/FOOTBALL/LACROSSE

Commercial Organization - \$700 per field/per day
 Non Profit (Resident) - \$400 per field/per day
 Non Profit (Non-Resident) - \$550 per field/per day

SOCCER (Small Field)

Commercial Organization - \$450 per field/per day
 Non Profit (Resident) - \$300 per field/per day
 Non Profit (Non-Resident) - \$350 per field/per day

SOCCER (Large Field)

Commercial Organization - \$600 per field/per day
 Non Profit (Resident) - \$400 per field/per day
 Non Profit (Non-Resident) - \$500 per field/per day

- A. The use of all fields shall require a refundable deposit of \$250 per field.
- B. All cancellations by the applicant prior to reserved date to receive ½ fee refund.
- C. Refunds will not be issued due to inclement weather.

VII. RESERVATIONS & PERMITS

- A. Lone Lane Park pavilion \$125 resident, \$175 non-resident per day and \$100 security deposit must be vacated by 9:00 pm. (tournaments)
- B. Breinigsville Park pavilions \$100 resident, \$150 non-resident and \$100 security deposit per day, per pavilion must be vacated by 9:00 pm (tournaments).
- C. Upper Macungie Route 100 Park pavilions \$100 resident, \$150 non-resident and \$100 security deposit per day, pavilion must be vacated by 11:00 pm.
- D. Upper Macungie Route 100 Baseball/softball fields \$6 per game (tournaments).
- E. Grange Park pavilion \$100 resident, \$150 non-resident and \$100 security deposit per day, pavilion must be vacated by 9:00p.m. Baseball/softball-soccer-football-lacrosse-fields. (tournaments)
- F. Ricky Park pavilion \$50 resident, \$100 non-resident and \$100 security deposit per day must be vacated by 9:00pm. baseball/softball and field.
- G. Non-resident can rent pavilions after March 1 of each calendar year
- H. Apple Park/Fogelsville Park - practice field non-regulation.
- I. Other fields are permitted only after local youth league season.
- J. All organizations, groups, or individuals using fields for leagues, team play, camps or practice need a permit.
- L. All athletic courts are to be used by residents for recreational play, not for paid instructional use.