

**PERKASIE BOROUGH
ORDINANCE NO. 993**

**AN ORDINANCE OF THE BOROUGH OF PERKASIE, BUCKS COUNTY,
PENNSYLVANIA, AMENDING CHAPTER 124 SECTION 8 OF THE PERKASIE
BOROUGH CODE OF ORDINANCES REVISING THE NUMBER OF INDIVIDUALS
PERMITTED TO GATHER WITHOUT PERMIT IN THE PARK SYSTEM**

WHEREAS, the Borough Council of Perkasia Borough (“Borough”), after public hearing in an effort to preserve the health, safety, and welfare of its residents, and comply with the applicable Borough Code sections, believes it to be in the best interest of the residents of the Borough to revise the number of individuals permitted to gather in the Borough Park System and reduce the burden on individuals relative to organized gatherings which are generally protected by the First Amendment to the United States Constitution; and

WHEREAS, the express intent and purpose of this ordinance is to increase the numerical threshold of individuals who may gather without a permit in the Borough Park System from twenty-five (25) to fifty (50); and

NOW, THEREFORE, BE IT ORDAINED AND ENACTED that §124-8 of the Perkasia Borough Code of Ordinances is revised as follows:

1. §124-8 is hereby deleted and replaced with:
 - A. **No person shall hold any meeting or gathering assembled through advertisement or public notice or any gathering otherwise assembled and composed of twenty-five (25) or more persons within the limits of the park without having first made application for a permit and received approval of the same from the park management. All gatherings of fifty (50) or more persons shall require the approval of Borough Council.**
 - B. **The form of such permit and procedures relating thereto shall be designated by the Borough Council. The application for such permit shall be in the name of a person who shall be responsible for the conduct of the gathering.**

2. This Ordinance is enacted pursuant to the Borough Code (Act No. 581 of February 1, 1966, P.L. 1956 (1965)), as amended, the laws and the Constitution of the Commonwealth of Pennsylvania, and the Borough Council hereby determines, finds and declares that each and every matter and thing provided for herein is necessary, desirable or proper to promote the public health, safety, morals and general welfare and to carry out and effectuate the public purposes of the Borough in accordance with such laws and the Constitution of the Commonwealth of Pennsylvania.

3. In the event that any one or more of the provisions, sections, sentences, clauses or parts contained in this Ordinance shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision, section, sentence, clause or part of this Ordinance, and this Ordinance shall be construed and enforced as if such invalid, illegal or unenforceable provision had never been contained herein.

4. This Ordinance shall become effective immediately upon enactment.

ORDAINED AND ENACTED this 7th day of March, 2016.

ATTEST:

PERKASIE BOROUGH COUNCIL

By: 
Andrea L. Coaxum, Secretary

By: 
Jim Ryder, President

APPROVED:


By: _____
John Hollenbach, Mayor