

ORDINANCE NO. 2-86

An Ordinance of Franklin Township requiring a permit for marathons, triathlons, running road races and bicycle races and prescribing penalties for violation.

The Board of Supervisors of Franklin Township hereby ordain:

Section 1 - Definitions: In this Ordinance, the word Person shall mean and include any natural person, partnership, association, firm or corporation. The singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

Section 2 - Permit Required: No person shall conduct any marathon, triathlon, running road race or bicycle race, upon any street or public ground of Franklin Township without first having obtained a permit from the Roadmaster or Township Supervisor. The fee for issuance of said permit shall be \$ 25.00. The application for such permit shall be made to the Roadmaster or Township Supervisor in person at least (7) seven days before the commencement of the marathon, triathlon, running road race or bicycle race. Such permit shall state the time and place of such marathon, triathlon, running road race or bicycle race and the route of such marathon, triathlon, running road race or bicycle race. It shall be a violation of this Ordinance to conduct a marathon, triathlon, running road race or bicycle race except in strict adherence to the terms of the permit; provided, the Roadmaster or Township Supervisor may refuse or revoke a permit under this Section, upon cause shown that the marathon, triathlon, running road race or

bicycle race would be likely to interfere with the peace and good order of Franklin Township or create an unreasonable interference with or obstruction of the streets of Franklin Township.

Section 3 - Bond of Indemnity or Cash Deposit:

A. The applicant shall submit with the application a corporate bond of indemnity in a form approved by the Township Solicitor or a cash deposit to save and protect township streets, pavements, bridges, road signs and all other Township property from any and all damage that might be caused by vehicles, employees or participants in the marathon, triathlon, running road race or bicycle race, and to be used if necessary to pay all charges and losses to the Township for damages to streets, pavements, bridges and all other Township property.

B. Should the marathon, triathlon, running road race or bicycle race necessitate that the Township deploy or employ additional personnel as a direct result of such marathon, triathlon, running road race or bicycle race, such added expenses shall be recoverable from the principals and/or their indemnitor. The cash deposit or its balance shall be returned to the applicant upon final audit by the Township as to what damages, if any, occurred and what deployment or employment of personnel, if any, was necessitated.

C. The corporate bond or cash deposit shall be in the amount of One Thousand Dollars (\$1,000.00).

D. The applicant shall sign as an addition indemnitor to ensure against damage to the streets, pavements, bridges, road signs and all other Township property and to meet the cost of the Township for deploying or employing personnel directly attributable to such marathon, triathlon, running road race or bicycle race.

Section 4 - Liability Insurance: Every applicant for a permit under this Ordinance shall furnish satisfactory evidence to the Board of Supervisors that a public liability insurance policy in amounts of not less than Three Hundred Thousand Dollars (\$300,000.00) for one (1) person and Five Hundred Thousand Dollars (\$500,000.00) for any one (1) incident will be in force and effect during the period such marathon, triathlon, running road race or bicycle race is to be conducted in the Township. Such policy shall be subject to the approval of the Township Solicitor.

Section 5 - Penalties: Any person who shall violate any provision of this Ordinance shall, upon conviction thereof, be sentenced to pay a fine of not more than Three Hundred Dollars (\$300.00). In default of the payment of any fine, the defendant shall be sentenced to imprisonment for a term not to exceed Thirty (30) Days.

Section 6 - Repealer: All Ordinances or parts of any Ordinances which are inconsistent herewith are hereby repealed.

Section 7 - Severability: If any sentence, clause, section or part of this Ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not affect or impair any of the remaining provisions, sentences, clauses, sections or parts of this Ordinance. It is hereby declared as the intent of the Franklin Township Supervisors that this Ordinance would have been adopted had such unconstitutional, illegal or invalid clause, sentence, section or part thereof had not been included herein.

Section 8 Effective Date:
Five (5) Days following its adoption.

This Ordinance shall become effective

Franklin Township Supervisors

By: John Sacha
Chairman

Herbert W. Tyler
Supervisor

ATTEST:

Doranne K. Noin.

Secretary

Ben Aitch
Supervisor

ORDINANCE NO. 2-87

An Ordinance of Franklin Township amending Franklin Township Ordinance 2-86 the Triathlon Ordinance.

It is hereby ordained by the Franklin Township Board of Supervisors that Section 4 of Franklin Township Ordinance No. 2-86 is hereby amended to read as follows:

Section 4 (a) Every applicant for a permit under this Ordinance shall furnish satisfactory evidence to the Board of Supervisors that a public liability insurance policy in the amounts of not less than One Hundred Thousand (\$100,000) Dollars for one (1) person and Two Hundred and Fifty Thousand (\$250,000) Dollars for any one incident will be in force during the period such marathon, triathlon, running road race or bicycle race is to be conducted in Franklin Township. Such policy shall be subject to approval of the Township Solicitor.

Section 4 (b) Any portion of Section 4 of Franklin Ordinance No. 2-86 which is inconsistent with amended Section 4 is hereby repealed.

ATTEST:

Diane R. Norn.

Secretary

FRANKLIN TOWNSHIP SUPERVISORS

Chairman

Supervisor

Supervisor

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Section 4 (b) Any portion of Section 4 of Franklin Ordinance No. 2-86 which is inconsistent with amended Section 4 is hereby repealed.

ATTEST:

FRANKLIN TOWNSHIP SUPERVISORS

Diane R. Horn.
Secretary

Chairman

Supervisor

Supervisor