

TOWNSHIP OF WEST DEER

ORDINANCE NO. 461

AN ORDINANCE OF THE TOWNSHIP OF WEST DEER, COUNTY OF ALLEGHENY, COMMONWEALTH OF PENNSYLVANIA, AMENDING CHAPTER 210 ("ZONING") OF THE CODE OF ORDINANCES OF THE TOWNSHIP OF WEST DEER TO REVISE THE DEFINITION OF "RECREATION FACILITY"

WHEREAS, the term "Recreation Facility" is defined in Chapter 210 of the Township of West Deer Code of Ordinances ("Zoning Code") and the Zoning Code regulates the use of Recreation Facilities as defined therein; and

WHEREAS, the Board of Supervisors has determined that the definition of Recreation Facility in the Zoning Code should be revised to exempt certain charitable and other not-for-profit events held on residential property for limited periods of time.

NOW, THEREFORE, the Township of West Deer hereby ordains as follows:

Section 1: The Code of the Township of West Deer at Chapter 210 ("Zoning"), Article IV ("Definitions"), Section 210-7 ("Meaning of words"), is hereby amended by replacing the existing definition of "Recreation Facility" with the following definition:

RECREATION FACILITY – An establishment open to the public, that normally charges a fee/admission/donation, whether or not for profit, for the provision of recreation or entertainment for the general public, including, but not limited to: amphitheatres; theaters; dance halls; bowling alleys; billiard and pool halls; video and other coin-operated game parlors; miniature golf courses; indoor rifle ranges; indoor archery ranges; go-kart tracks; and automobile race tracks/speedways – but not including establishments that feature gaming and/or adult-oriented entertainment. This term shall not include a charitable or other not-for-profit event totaling two (2) days or less during a calendar year, whether consecutive or not, which is held on a residential property.

Section 2: If any part, sentence, or clause of this Ordinance is determined to be invalid by a court of competent jurisdiction, such determination shall not affect the validity of the remaining portions of this Ordinance.

Section 3: Any ordinances or provisions of ordinances which conflict with this Ordinance are hereby repealed to the extent of such conflict.

Section 4: This Ordinance shall become effective upon adoption.

BE IT ORDAINED AND ENACTED, this 16th day of July, 2025, by the Board of Supervisors of the Township of West Deer in lawful meeting assembled.

ATTEST:



Daniel Mator
Township Manager

TOWNSHIP OF WEST DEER



Beverly Jordan
Chair, Board of Supervisors

CERTIFICATE

I, the undersigned, hereby certify that the foregoing and attached is a true copy of an Ordinance which was duly enacted at a meeting of the Board of Supervisors of West Deer Township on 16 July 2025, and that at such meeting a quorum was present and acting throughout, after due notice to the members of the Board of Supervisors of West Deer Township and to the public and such meeting was at all times open to the public; that the Ordinance was duly recorded in the West Deer Township Minutes Book and that a summary thereof was published as required by law in a newspaper of general circulation in the Township. I further certify that the Township met the notice requirements of the Pennsylvania Sunshine Act, 65 Pa.C.S. §§ 701 et seq.; that the total number of members of the Board of Supervisors is five; and the vote upon the Ordinance was called and duly recorded upon the minutes and that the members voted in the following manner:

	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Beverly Jordan, Chairperson	X			
John Hollibaugh, Vice Chair	X			
Jeffrey Fleming				X
James Smullin	X			
Joshua Wiegand		X		

WITNESS my hand and the seal of the Township on this this 16th day of July 2025.

[SEAL]

By:



Daniel Mator
Township Manager