

## Chapter 396

### PARKS AND RECREATION

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[HISTORY: Adopted by the City Council of the City of Reading as indicated in part histories. Amendments noted where applicable.]

GENERAL REFERENCES

Animals — See Ch. 141.

**Part 1**

**Firemen's Memorial Band Shell**

[Adopted 6-15-1949 by Ord. No. 27-1949 (Ch. 16, Part 3, of the 2001 Code of Ordinances)]

**§ 396-101. Permit application; compliance with laws; fee.**

[Amended 6-13-1950 by Ord. No. 21-1950]

All persons or organizations seeking or desiring the use of the Firemen's Memorial Band Shell in the City Park shall make application in writing to the Director of the Department of Public Works, such application to be in the following form:

A. \_\_\_\_\_

Name of applicant

B. \_\_\_\_\_

Location or P.O. Address

C. \_\_\_\_\_

Type of Organization — religious, recreational, musical, etc.

D. \_\_\_\_\_

Date and time of requested use of Band Shell — day of the month and hours of the day

E. \_\_\_\_\_

Approximate number of participant in exercise — or number of members of band, etc.

F. \_\_\_\_\_

Estimated attendance

G. The undersigned applicant for use of the Band Shell and the electrical sound facilities of the City therein, makes this application by its duly authorized agent and covenants, warrants and agrees that in the conducting of any religious services or exercises or any functions held by the applicant, if permit is granted to it, that it shall faithfully obey and observe the laws of the Commonwealth of Pennsylvania, that it shall not engage in conduct tending to a breach of the peace, that its proceedings shall be free from slander as the same is defined under the laws and decisions of the Commonwealth of Pennsylvania; and further, that it and its servants, agents and employees shall faithfully observe the laws of the United States of America.

H. The undersigned applicant makes request for a permit for the purpose, or purposes, hereinbefore stated and for the date and time hereinbefore set forth and tenders the permit fee to the Director of the Department of Public Works and requests the issuance of a permit for the use of the Band Shell in accordance with the representations set forth in this application.

[Amended 8-26-2013 by Ord. No. 35-2013]

\_\_\_ (Seal) Applicant

Authorized agent signing on behalf of organization

**§ 396-102. Permit revocation.**

The Director of the Department of Public Works is authorized and directed to revoke the permit issued to the applicant upon any violation of the conditions set forth and contained in the application.

### **§ 396-103. Fee; exceptions. <sup>1</sup>**

The fee set forth in Chapter 212, Fees, shall be paid for the use of the Firemen's Memorial Band Shell for its use between the hours of 6:00 a.m. and 11:00 p.m., for each day, or any part of a day; provided, however, that graduation exercises for any grammar school or high school, or any band concert, shall be exempt from the payment of such fee.

1. **Editor's Note:** Amended during codification (see Ch. 1, General Provisions, Part 2).

### **§ 396-104. Permit issuance.**

The Director of the Department of Public Works, upon receipt of an application in the form hereinbefore prescribed in §396-101, shall issue a permit to the applicant for the date so requested. However, if more than one application is made for the same date, the Director shall issue a permit to the applicant whose application is first received by him.

### **§ 396-105. Electrical sound facilities.**

The Director of the Department of Public Works, upon issuance of a permit for the use of the Firemen's Memorial Band Shell shall make available the electrical sound facilities, situate therein, for the use of the holder of the permit during the hours specified on the application and permit.

### **§ 396-106. Permit form.**

The permit to be issued by the Director of the Department of Public Works shall be in the following form:

PERMIT FOR USE OF THE FIREMEN'S MEMORIAL BAND SHELL, CITY PARK, READING, PENNSYLVANIA

Permission is hereby granted to in accordance with application, in writing, received and approved by the undersigned, for the use of the Firemen's Memorial Band Shell, City Park, Reading, Pennsylvania, and the use of the sound facilities, owned by the City of Reading, situate therein, for the \_\_\_\_\_ day of A.D. \_\_\_\_\_, between the hours of \_\_\_\_\_ m. and \_\_\_\_\_ m.

CITY OF READING

By \_\_\_\_\_

Director of the Department of Public Works

### **§ 396-107. Applicant to have permit in possession.**

The permit issued, under and in accordance with this Part, shall be in the possession of the applicant or an accredited representative thereof, in attendance at the function or exercise, and be exhibited upon request to any police officer or any park guard employed by the City during the hours specified and the date set forth on the permit.

### **§ 396-108. Permit required for event.**

No person, or persons, firm, association or corporation shall hold, carry on or participate in any exhibit, meeting, ceremony, service, religious or otherwise, in or about the Firemen's Memorial Band Shell, without having first obtained the permit required under the terms of this Part.

### **§ 396-109. Permit required for use.**

No use of the Firemen's Memorial Band Shell or any portion thereof, shall be permitted to any person, or persons, firm, association or corporation, without the obtaining of the permit required by this Part.

### **§ 396-110. Violations and penalties.**

[Amended 5-29-2001 by Ord. No. 14-2001 <sup>2</sup>]

Any person, firm or corporation who shall violate any provision of this Part, shall be, upon conviction thereof, sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and cost, to a term of imprisonment not to exceed 30 days. Each day that a violation of this Part continues shall constitute a separate offense.

2. **Editor's Note:** Amended during codification (see Ch. 1, General Provisions, Part 2).

## **Part 2**

## **Reserved**

[Repealed 4-11-2022 By Ord. No. 31-2022]

## **Part 3**

## **Park Use**

[Adopted 5-12-2003 By Ord. No. 14-2003(Ch. 16, Part 1, Of The 2001 Code Of Ordinances); Amended in full 8-14-2017 by Ord. No. 77-2017, 8-27-2018 by Ord. No. 52-2018, and 5-13-2019 by Ord. No. 14-2019]

### **§ 396-301. Short title.**

This Part shall be known and may be cited as the "Reading Park Code."

### **§ 396-302. Purpose.**

The purpose of this Part is to create an atmosphere conducive to the enjoyment of, and to protect the substantial public investment in, the City's parks.

### **§ 396-303. Definitions.**

[Amended 4-11-2022 by Ord. No. 31-2022; 7-11-2022 by Ord. No. 63-2022]

A. Intent. For the purpose of this Part, all words used in the present tense include the future tense. All words in the singular number include the plural number, unless the natural construction of the word indicates otherwise. The word "shall" is mandatory and not directory.

B. As used in this Part, certain words are defined as follows:

CITY — The City of Reading, including but not limited to the Public Works Director or their designee and the Police Chief or other law enforcement agency approved by City Council.

DIRECTOR OF PUBLIC WORKS — The official appointed and confirmed and/or his designee so designated, or his authorized representatives.

NATURAL AREA — A geographical area (as in a city) having a physical and cultural individuality developed through natural growth rather than design or planning.

PARK — Any area zoned as preservation, park, preserve, playground, recreation center, swimming pool, watershed including the Mt. Penn Preserve area or other place devoted to active or passive recreational use owned by the City of Reading and any of its agencies. During times of park closure, Skyline Dr. will remain open to vehicular traffic but said traffic must continue through the Preserve and not stop, stand or park within it.

PEDALCYCLE — Any wheeled vehicle propelled manually by pedaling without the use of a motor (unicycle, bicycle, tricycle, etc.)

PERMIT — The written authorization, issued by the City of Reading, to conduct activities governed by this Part of Chapter 576.

PERSON — Any individual, firm, partnership, corporation or association, or any agent, assistant, employee or representative thereof.

SOLICITING — Persons selling goods or services by sample or taking orders for future delivery with or without accepting advance payment for the goods. Persons seeking any form contributions.

VEHICLE — Any conveyance (except baby carriages and motorized wheel chairs) including motor vehicles, buses, trailers of all types, campers, motorized bicycles, snowmobiles, all-terrain vehicles (ATVs), pushcarts or vehicles propelled by other than muscular power.

VENDING — Selling or trading any item or service.

### **§ 396-304. Time of use.**

[Amended 7-11-2022 by Ord. No. 63-2022]

A. Parks are open 7:00 a.m. until 7:00 p.m. prevailing time from October 1 through April 30 and 7:00 a.m. until 9:00 p.m. prevailing time from May 1 through September 30, except with a permit. During hours the park area is closed, law enforcement authorities described herein shall have the ability to clear the area of all parties and property.

B. This shall not apply to City personnel engaged in the performance of their duties or to those having a permit or authorization from the Public Works Director, or his designee, Police Department, Pagoda Foundation or the Reading Recreation Commission to conduct activities during closed hours.

### **§ 396-305. Rules of conduct.**

[Amended 12-27-2021 by Ord. 97-2021; 7-11-2022 by Ord. No. 63- 2022; 3-13-2023 by Ord. No. 29-2023]

No person shall do any of the acts hereinafter described within the limits of any City parks, playgrounds, preserves and public spaces:

A. General uses and activities. Prohibitions.

(1) Disfigure, disturb, injure, tamper with, move or remove any flower, fruit, plant, tree, shrub, bench, apparatus, public sign, notice, bridge, table, fireplace, railing, paving or paving materials, monument, sculpture, stake, post, or other boundary

marker, or other property whatsoever.

- (2) Move or remove any wood, turf, grass, soil, rock, sand or gravel in any way to injure the natural beauty of the area.
- (3) Climb, stand, roller skate, roller blade, skateboard or sit upon monuments, sculptures, vases, planters, fountains, railings, fences or upon any other property not designated or customarily used for such purposes.
- (4) Hunt for, shoot at, chase, catch or kill, or attempt to shoot at, chase, catch or kill, with or without dogs, any bird or animal except at Lake Ontelaunee where the Commonwealth of Pennsylvania Game Commission has been authorized to control game propagation and hunting, except that no hunting shall be allowed within 1,000 feet of any picnic area; nor shall one remove or have in one's possession the young of any wild animal, the eggs or nest, or young wild creature.
- (5) Release any waterfowl, bird, animal, or fish in any City park, playground, preserve or public space.
- (6) Throw stones or projectiles to injure any public property or to injure the natural beauty of the park.
- (7) Dump or discard any refuse including yard waste, other waste materials or litter of any kind, junk, dead animal or offensive matter of any kind except in the containers provided by the City for the deposit of such items. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park, preserve or playground by the person responsible for its presence, and properly disposed of elsewhere.
- (8) Post or erect any bills, notices or advertising matter of any kind without a permit.
- (9) Sell or offer for sale any merchandise, food, article or thing whatsoever, without a permit.
- (10) Violate any posted rules for, or to misuse, any park, preserve, picnic area, court, playfield, swimming pool or other recreational area, and public spaces.
- (11) Engage in camping, archery, golfing, or horseback riding. Camping includes overnight stays in a tent or recreational vehicle. Horseback riding is allowed in parts of the Mt. Penn Preserve area.
- (12) Have any ceremony or any musical, theatrical or other entertainment event without a permit. Any device used to broadcast music or sound without the required permit and within the period of time specified may be seized, in accordance with § 396-312 and may be subject to forfeiture by the responding law enforcement authorities for violating this chapter, and any vehicle involved therewith may be subject to removal or impoundment as per Chapter 576 Part 8 Immobilization and Impoundment.
- (13) Engage in any unlawful gaming or have possession of any instrument or device for gambling without a permit.
- (14) Bring food trucks or carts or ice cream trucks or carts into a park without valid Health and Business licenses and a permit.
- (15) Consume, drink or have possession or custody of any alcoholic beverages including malt or brewed beverages or vinous or spirituous liquors except where a valid Commonwealth of Pennsylvania Liquor Control Board license is displayed.
- (16) Solicit contributions for any purpose, whether public or private, except with a permit.
- (17) Play, engage, or take part in any game or competitive sport for money or other valuable thing.
- (18) Engage in any disorderly conduct or behavior tending to breach the public peace. Any device or equipment used to broadcast sound or music without the required permit and/or breach the public peace may be seized in accordance with § 396-312 and may be subject to forfeiture by the responding law enforcement authorities for violating this chapter.
- (19) Discharge firearms, paintball guns, air or spring rifles or slings.
- (20) Set off any fireworks without a permit. Permits for the use of fireworks must be obtained from the Fire Marshal or his designee. Permits will ensure that fireworks are properly conducted and supervised in designated areas.
- (21) Operate a licensed or unlicensed motor vehicle of any type, including motor bikes, mopeds, motorcycles, ATVs and snowmobiles.
- (22) Stand or park any vehicle, except at designated locations.

B. Control of pets. Pets must be on a leash which is no longer than six (6) feet and must be under the control of the owner or temporary custodian thereof. All City health codes including Reading Code of Ordinances Chapter 141 Animals and Chapter 288 Health & Safety, Part 1 Health Code, Section 288-111 Animal Maintenance governing animal maintenance shall apply including cleaning up and removing all waste.

C. Use of fire.

- (1) Fires are permitted only in a City owned non-portable fireplace or picnic stove or in a privately owned stove or similar device designed specifically for the cooking of food. Fire is prohibited in the Lake Ontelaunee watershed area.
- (2) All smoking materials must be disposed of properly.
- (3) Bonfires or any form of open burning are prohibited without a Special Events Permit.
- (4) All fires shall be continuously under the care and direction of the user beginning with the time it is kindled until it is

extinguished. Embers must be disposed of properly.

**§ 396-306. Use of bodies of water for fishing, boating, swimming, wading, floating or ice skating.**

- A. Ice fishing is prohibited at Lake Ontelaunee.
- B. Only persons having attained 16 years of age may fish at Bernhart's Reservoir.
- C. Fishing in or upon the entire premises known as Egelman's Park is prohibited.
- D. Using a boat upon any body of water owned or controlled by the City is prohibited.
- E. Boats may not be launched onto the Schuylkill River or Tulpehocken Creek from the banks of the City-owned or controlled riverfront unless such boat or craft can be hand-carried over City-owned or controlled property.
- F. Swimming, bathing, wading or floating at any place except in a public swimming or wading pool is prohibited.
- G. Ice skating is prohibited.

**§ 396-307. Use of Roller Skates, Roller Blades, Skateboards.**

Roller skates, roller blades, and skateboards shall stay on pathways and must yield to pedestrians on pathways. Also see Chapter 396 Parks and Recreation, Part 5 Memorial Structures on Public Property, Section 396-502 Maintenance of existing memorial structures, Letter D Vandalism.

**§ 396-308. Geo-Caching.**

- A. Geo-caching is allowed on public property.
- B. The following guidelines apply to all geocaches placed within City of Reading parks and recreation facilities:
  - (1) All geocaches must be registered at [www.geocaching.com](http://www.geocaching.com).
  - (2) There should be no earth disturbance or vegetative impact to any site, nor should the cache be readily discernable by the general public.
  - (3) All cache seekers and cache owners must abide by park hours and all other park rules and regulations. Cache owners should also review and follow the listing requirements and guidelines at: <http://www.geocaching.com/about/guidelines.aspx>.
  - (4) The City of Reading and the Reading Recreation Commission, its officers, board of directors, managing agents and their personnel or representatives do not assume responsibility or liability for injury to any person or damage to any property sustained as a result of the placement or existence of the geocache, or use of the geocache by any person with any device or for any purpose. Participants in geocaching also absolve the City of Reading, its officials, and its employees of any liability.
  - (5) Cache(s) shall not be placed in PVC pipe, ammo cans, or have any military markings. Cache owners should use their discretion to determine what would be a permissible container to house the cache contents.
  - (6) The cache may not be placed within natural areas, wild plant sanctuaries, stream banks, riparian zones, wetlands, historical sites, exemplary nature communities, ecologically sensitive areas, unique geological features, dam structures, or unsafe areas.
  - (7) A cache may remain at the approved site for no more than three (3) years, at which time it must be removed, and the site restored to its original condition.
  - (8) Distracting, nuisance or otherwise inappropriate geocaches on public or City-owned property will be removed and treated as abandoned property.
  - (9) The placement of "Premium Member Only" geocaches will not be permitted in any City park, recreation facilities, or publicly owned properties. These caches require a monthly fee to access their coordinates and therefore make it impossible for the Commission and the City to monitor their locations. All caches on public lands shall be available to the public without a fee.
  - (10) Cache owner shall delete site location(s) from all publications and/or website(s) within seven (7) days of removal from their geocache sites.
  - (11) Geocaching is a privilege that may be revoked if policy and guidelines are not met. The City of Reading and the Recreation Commission reserve the right, at their discretion, to remove a geocache when it deems the geocache conflicts with park development, infrastructure repairs, maintenance, natural ecosystems, historical resources, or any other reason.
  - (12) It is mutually agreed that the geocache and its contents have no monetary value, and will not contain hazardous, illegal or pornographic materials of any kind.
  - (13) Additional regulations may be set by the City and the Recreation Commission and approved by City Council by ordinance.

C. All rules and regulations as stipulated above and provided by the City and the Reading Recreation Commission must be followed.

#### **§ 396-309. Bicycles.**

All bicycles shall be operated in compliance with all provisions relating to pedalcycles as specified in the Pennsylvania Vehicle Code.

#### **§ 396-310. Permits.**

[Amended 4-11-2022 by Ord. No. 31-2022]

A. All permits issued by the City under this part, as defined herein, Recreation Commission, and/or Pagoda Foundation shall be subject to park rules and regulations and a person to whom such permits may be granted shall be bound by such rules and regulations as fully as though the same were inserted in such permits.

B. Any person to whom such permits may be granted shall be liable for any loss, damage or injury sustained by reason of negligence of such person.

C. As a condition of issuing a permit, the City, as defined herein, Recreation Commission, and/or Pagoda Foundation may require a permit applicant to secure liability insurance, to post bond or to make any other guarantees the City considers reasonable.

D. No person shall conduct any activities for which a permit is required without first securing a valid permit to conduct such activities.

E. Permits must be produced and exhibited upon request of any authorized person who shall desire to inspect the permit for the purpose of enforcing compliance with exceptions for permitted special events.

F. No person shall make any alteration to a permit.

#### **§ 396-311. Severability.**

If any provision, paragraph, word, section, or subsection of this ordinance is invalidated by a court of competent jurisdiction, remaining provisions shall not be affected and shall remain in full force and effect.

#### **§ 396-312. Enforcement.**

[Amended 7-11-2022 by Ord. No. 63-2022]

The Park Code of the City of Reading shall be enforced by City of Reading Police Department. The provisions of the Park Code may be enforced by the Central Berks Police Department and the State Police in all areas owned by the City of Reading including the Mount Penn Preserve.

Any device, equipment or property used to broadcast sound or music without the required permit that disturbs or breaches the public peace may be seized by the law enforcement agency as per § 396-305 Rules of conduct subsections A.(12) and A.(18) herein.

The device, equipment or property seized may be returned to the owner as per the policy of the law enforcement agency. However, on the third citation and seizure, the seized device, equipment property will not be returned to the owner. If the device, equipment or property remains unclaimed for 45 days, the device, equipment or property shall be deemed forfeited and disposed of by the responding law enforcement agency.

#### **§ 396-313. Penalty.**

Whoever violates or fails to comply with the provisions of this Part, or any regulations made thereunder shall be, upon conviction thereof, sentenced to pay a fine of not more than \$1,000 plus costs and, in default of payment of said fine and costs, to a term of imprisonment not to exceed 30 days. Each day that a violation continues shall constitute a separate offense.

## **Part 4**

### **Public Private Partnerships**

[Adopted 5-14-2012 by Ord. No. 48-2012]

#### **§ 396-401. Purpose.**

The purpose of this Part is to authorize the City to enter into public private partnerships with private organizations for the maintenance of City parks. Nothing in this Part shall be construed as prohibiting the City from entering into such partnerships for the maintenance of other City facilities or for any other purpose authorized by Pennsylvania Statute, City Charter, or other law.

#### **§ 396-402. Definitions.**

For the purposes of this Part:

**ORGANIZATION** — An association, corporation or other entity having a formal structure.

**PARK** — Includes athletic fields, tennis courts, swimming pools, playgrounds or other park area, facility or group of such facilities under the control, maintenance and management of the City of Reading.

**PUBLIC PRIVATE PARTNERSHIP AGREEMENT** or **AGREEMENT** — Includes any contractual agreement or concession, or both, for the maintenance of a City park.

**PUBLIC WORKS DIRECTOR** — The Director of the City of Reading Public Works Department.

#### **§ 396-403. Authorization.**

A. The City Public Works Department may enter into a public private partnership agreement with an organization to maintain a City park or designated portion thereof.

B. Any organization selected to maintain a City park shall be selected pursuant to the procedures and requirements as outlined and contained in this Part.

#### **§ 396-404. Public private partnership agreement.**

A. An agreement shall be in the form as established by the City and shall contain:

- (1) The name of the organization.
- (2) The address of the organization.
- (3) The name of the contact person within the organization.
- (4) The address of the contact person.
- (5) The phone number of the contact person.
- (6) The name of the park/playground/facility.
- (7) The maintenance to be performed.
- (8) The maintenance schedule.

B. A public private partnership agreement entered into between the City and an organization pursuant to this Part shall expressly provide that:

(1) The supervision and control over the maintenance of the park rests with the City and any structural or landscaping modifications to the park and any structure therein is prohibited without the prior consent of the City;

(2) The City shall have the right to terminate the agreement at the City's sole discretion if the organization is not satisfactorily performing its maintenance responsibilities or complying with any provision of the agreement;

(3) The park shall remain open and be accessible to all members of the public during park hours;

(4) No fees may be charged for the use of the park or any facility therein other than the fees established by ordinance;

(5) The agreement does not constitute a lease; and

(6) The agreement shall conform and be subject to all applicable ordinances and policies of the City, the rule-making authority of the City's departments and any trust requirements, restrictions or conditions.

#### **§ 396-405. Qualifications of organizations.**

A. The City shall specify the minimum qualifications of an organization and its officers and employees, including previous experience in maintaining a park or comparable facility, the organization's financial stability including funds available to the organization, a business plan indicating how it will fund the maintenance of the facility, and any other factors that indicate its ability to adequately maintain the park.

B. The purpose of the organization shall be consistent with the maintenance of the park for public benefit.

#### **§ 396-406. Notice to Council.**

Prior to executing an agreement for a public private partnership pursuant to this Part, City Council shall approve said agreement via ordinance/resolution which shall include a copy of the agreement.

### **Part 5**

#### **Memorial Structures on Public Property**

[Adopted 11-12-2013 by Ord. No. 55-20113; amended in its entirety 1-23-2017 by Ord. No. 7-2017 and 1-28-2019 by Ord. No. 1-2019]

### **§ 396-501. Evaluation of proposed monuments, statuary, markers and plaques.**

A. Any organization or entity wishing to place upon public property any artwork, artwork installation, monument, statue, marker or plaque (the memorial structure) for the purpose of memorializing an individual, group, or event, shall submit such proposal to the Director of Public Works. The Public Works Director shall review the proposal with the mayor.

B. A Memorial Review Committee (the MRC) shall have the responsibility of reviewing each such proposal. The Committee shall be composed of the Historic Preservation Specialist, a City Planner, the Public Works Operations Division Manager, the City Clerk and the Director of the Berks County Office of Veterans Affairs. The Director of Public Works shall appoint a MRC Chairperson from the membership and provide the MRC with the mayor's input about the proposal.

C. The MRC shall provide a written evaluation of each proposal based on the following factors: the suitability of the proposed location of the memorial structure; the appropriateness of the design thereof; the appropriateness and anticipated longevity of the proposed material comprising the memorial; the proposers' plan and ability for long-term maintenance and upkeep of the memorial; and provisions for insuring the memorial against damage, vandalism and disrepair. In addition, if the proposed location of a memorial structure has been subject to a master- or comprehensive-planning initiative, the proposed memorial should be in comport with any such valid plan. The MRC shall provide this written evaluation to City Council with a recommendation.

D. At its discretion, the MRC may request the approval for or advice of a proposed memorial structure from the Planning Commission.

E. Any proposed memorial structure located within or immediately adjacent to a designated historic or conservation district shall be subject to the advance approval of the Historic Architectural Review Board.

F. Approval of the placement or relocation of any memorial structure shall require the approval of City Council.

### **§ 396-502. Maintenance of existing memorial structures.**

A. It shall be the policy of the City of Reading that the maintenance and upkeep of any memorial structure shall be the responsibility of the entity placing such approved structure on public property. A plan for the perpetual care thereof shall be specified in a memorandum of understanding to which the Director of Public Works shall be a party.

B. In the event a memorial structure falls into disrepair and is not promptly repaired, at the sole discretion of the Director of Public Works, the City may remove such structure and dispose of it.

C. The MRC shall have purview over existing memorial structures and may promulgate policies and programs that encourage their perpetual care, upkeep and repair with little or no public expense.

D. Vandalism to any memorial structure or the grounds that the structure sits on shall be enforced by the PA Crimes Code 18 Pa. C.S. §3304 Criminal Mischief, §3307 Institutional Vandalism and §5509 Desecration, Theft or Sale of Venerated Objects.

E. The following shall be prohibited:

(1) The use of any scooter, skateboard, rollerskates, pedalcycle, or any other human powered or motor powered vehicle or conveyance on any memorial structure or on the grounds where any memorial structure sits located on public property, or using any object or substance that could cause damage to any memorial structure or the grounds where the structure sits located on public property. An offense under this section is a summary offense punishable by a fine not to exceed \$500.

### **§ 396-503. Moratorium.**

The Council of the City of Reading places a moratorium on the placement of any additional memorial structure on public lands, unless the structure is reviewed and recommended by the MRC and approved by City Council resolution.