

BILL NO: 5 of 2010  
INTRODUCED: March 17, 2010  
BY: Councilman Martin M. Dudas  
ENACTED: \_\_\_\_\_ of 2010  
ORDINANCE NO: \_\_\_\_\_ of 2010

**ORDINANCE OF CITY OF MONESSEN MODIFYING THE FEES FOR  
A RESERVATION PERMIT FOR SHELTER FACILITIES WITHIN THE  
CITY'S PARKS, AND PROVIDING FOR FUTURE MODIFICATION  
OF FEES BY RESOLUTION OF COUNCIL**

Pursuant to Section 3703 of the Third Class City Code,

**WHEREAS**, Ordinance 10 of 2004, which provided for a refundable security deposit has not substantially lessened the need for cleanup of park shelters by City employees after rentals; and

**WHEREAS**, the ineffective provision for refunds creates an unwarranted expenditure of time in administering the issuance of shelter permits; and

**WHEREAS**, the City incurs increasing costs for public park maintenance; and

**WHEREAS**, the requirement that park shelter reservation permit fees be modified only by Ordinance requires the City to incur unwarranted advertising fees and delay in effecting fee modifications; and

**WHEREAS**, Council continues to observe a high correlation between the use of reserved shelters where alcoholic, malt and brewed beverages are served and consumed, and shelters which remained littered with excessive debris after the shelter's use is concluded.

**NOW THEREFORE, BE IT ORDAINED AND ENACTED**, that section 1 of Ordinance No. 3 of 1983, shall be amended as follows:

1. The definitions set forth in Article II, section 10, of this Chapter shall also apply to Article I, sections 1-7 of this Chapter.
2. A person who applies for a permit to reserve shelter facilities shall designate upon the permit application whether alcoholic, malt or brewed beverages will be served, provided or consumed at the event for which the permit is sought.
3. As of the effective date of this Ordinance, the following fees shall apply to obtain a permit reserving a picnic shelter within a park of the City:
  - (a) A person who is a Monessen resident shall pay a fee of \$100.00;
  - (b) A person who is not a Monessen resident shall pay a fee of \$125.00;

(c) A person who applies for a reservation permit for shelter facilities shall pay, in addition to the rental fee, a \$50.00 fee if alcoholic, malt or brewed beverages are to be served, provided or consumed, at the event for which the shelter is reserved. The purpose of the \$50.00 beverage fee is to offset the additional cost to the City in cleaning and maintaining the shelter after events at which alcoholic, malt or brewed beverages have been served or consumed.

4. Council shall hereafter be authorized to modify any permit fees under this Chapter by Resolution.

5. This Ordinance shall supersede all provisions of the following Ordinances, which are inconsistent herewith: Ordinance Nos. 3-1983, 11-1994, and 10-2004.

This Ordinance shall be effective immediately.

**ENACTED and ORDAINED** this \_\_\_\_\_ day of \_\_\_\_\_, 2010.

City of Monessen

BY: \_\_\_\_\_  
Mary Jo Smith, Mayor

ATTEST:

\_\_\_\_\_  
Rosalie Nicksich, City Clerk