

INDIAN LAKE BOROUGH
ORDINANCE NO. 101

AN ORDINANCE OF INDIAN LAKE BOROUGH AMENDING §102 AND §701 OF
ORDINANCE NO. 82, CLARIFYING WHEN A LICENSE IS REQUIRED
FOR PLACEMENT OF A BOAT ON INDIAN LAKE,
AND WHO IS ENTITLED TO A BOAT LICENSE, AND
ALLOWING A MODIFICATION OF THE SCHEDULE OF
FINES BY RESOLUTION.

WHEREAS, Indian Lake Borough enacted Ordinance No. 82 on May 11, 1988,

WHEREAS, Indian Lake Borough desires to amend §102 and §701 of the Ordinance for purpose of clarification and so as to allow the Borough to adjust the schedule of fines as may from time to time become necessary,

NOW THEREFORE, it is hereby ordained and enacted by Indian Lake Borough as follows:

1. Section 102 of Ordinance No. 82 is amended, and hereafter shall read as follows:

"Section 102. Boat licenses: No person shall operate, place or use any boat, vessel or similar device, power or non-power, on the waters of Indian Lake without first obtaining a license therefore from Indian Lake Borough. All licenses shall be in accordance with the following procedures:

A. PRIMARY LICENSES: One (1) primary license may be issued to the owner of each parcel, tract or lot in the Borough of Indian Lake upon proper application to the Borough. For purposes of this Ordinance, the term 'property owner' shall mean any person, or group of persons, or other

legal entity, who individually or collectively own any parcel, tract, lot or lot situate in the Borough of Indian Lake whose deed contains the clause identified and set forth in full in the preface of Ordinance No. 82 relating to boat licenses or an individual who leases property from a property owner for a period of time exceeding four (4) consecutive months during the current boating season. For the purposes of this section, only one (1) primary boat license will be issued for each parcel, tract or lot in the Borough, regardless of the number of owners or nature of ownership for said parcel, tract or lot. Each said parcel, tract or lot situate in said Borough shall be entitled to one (1) license under this sub-section, subject to the other provisions of this Ordinance.

* * *

2. Section 701 of Ordinance No. 82 is amended, and hereafter shall read as follows:

"Section 701. (a) FINES: Any violation of any provision of this Ordinance shall be a summary offense under the laws of the Commonwealth of Pennsylvania, and shall be punishable in the manner prescribed by law. The Borough Council of Indian Lake Borough may, from time to time, by resolution, upon public notice, and without the necessity of amending this Ordinance, change the amount the fines set forth herein. As of the date of the enactment of this Amendment to Ordinance 82 the fines for violation of this Ordinance are as follows:

<u>Violations</u>	<u>Fine</u>
1. Section 101-length of boat	\$ 25.00
2. Section 101-type permitted	\$ 25.00
3. Section 101-engine size	\$ 25.00

4. Section 102-no license	\$ 300.00
5. Section 102(k)-failure to display	\$ 25.00
6. Section 201-launching boats at improper place	\$ 25.00
7. Section 202(b)-traffic pattern	\$ 25.00
8. Section 202(c)-age of operator	\$ 25.00
9. Section 202(d)-operator's and occupant's position in boat	\$ 25.00
10. Section 202(e)-no-wake zones	\$ 25.00
11. Section 202(f)-entry into traffic patterns when pulling skiers from shore	\$ 25.00
12. Section 202(g)-observers	\$ 50.00
13. Section 202(g)-length of tow rope	\$ 25.00
14. Section 202(h)-PFD - boat	\$ 25.00
15. Section 202(h)-PFD - skier	\$ 25.00
16. Section 202(i)-times for skiing	\$ 50.00
17. Section 202(i)-operation of boat at night without lights	\$ 50.00
18. Section 202(j)-speed limits	\$ 35.00 plus \$2.00 per mile in excess of 5 mph over max. speed limit
19. Section 202(k)-restrictions on operations of certain vessels	\$ 50.00

20. Section 203-floating docks, ski jumps or other items without permission	\$ 50.00
21. Section 301-swimming areas	\$ 25.00
22. Section 302-buoys designating swimming areas	\$ 25.00
23. Section 401-fishing	\$ 25.00
24. Section 402-fishing seasons	\$ 25.00
25. Section 403-fishing license	\$ 25.00
26. Section 403-speed of fishing boats-- shore line	\$ 35.00 plus \$2.00 per mile for each mile in excess of 5 mph over max. speed limit
27. Section 501-rubbish	\$ 100.00
28. Section 601-display of lot numbers	\$ 25.00
29. Section 202(1)-Reckless operation of watercraft	\$ 300.00

2. The provisions of this Ordinance shall be severable, and if any provision thereof shall be declared unconstitutional, illegal or invalid, by a Court of competent jurisdiction, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared to be the legislative intent of the Borough that this Ordinance would have been enacted had any such Constitutional, illegal or invalid provision not been included therein.

3. Insofar as any part of Ordinance No. 82 is not specifically amended hereby,

said Ordinance remain in full force and effect.

4. This Ordinance shall be effective upon approval by the Indian Lake Borough Council.

ENACTED AND ORDAINED THIS 14th DAY OF May, 1996.

ATTEST:

INDIAN LAKE BOROUGH BY:

Theresa L. Keyant
Secretary - Indian Lake Borough

Richard W. Stern
President - Borough Council

The foregoing Ordinance having been approved by the Borough Council of Indian Lake Borough shall hereafter be entered on the Ordinance books of the Borough:

Benny Leach
Mayor