

ORDINANCE AMENDING ORDINANCE NO. 59
OF THE BOROUGH OF INDIAN LAKE, SOMERSET
COUNTY, PENNSYLVANIA, REGULATING THE
USE FOR RECREATIONAL AND OTHER PURPOSES
OF INDIAN LAKE.

WHEREAS, Indian Lake Borough, has embarked upon a program to regulate the waters of Indian Lake; and,

WHEREAS, in accordance with that program, the Council of Indian Lake Borough deems it necessary to modify the regulation of the waters of Indian Lake; and,

NOW, THEREFORE, be it ordained and enacted, by the Council of the Borough of Indian Lake, Somerset County, Pennsylvania, and it is hereby ordained by the authority of the same as follows:

ARTICLE ONE - ARTICLE ONE: LICENSING AND REGULATION OF

BOATING IN GENERAL: Section 101. TYPE: is hereby amended by increasing the combined horsepower of vessels from 200 to 265. The pertinent and relevant part of the section should now read as follows, "...No boat or vessel, regardless of length, shall be used or operated upon the waters of Indian Lake, unless the mode of power of said boat is manual, sail, or outboard, inboard-outboard, stern drive motor or inboard motor, not exceeding a total or combined horsepower of 265...."

ARTICLE TWO - ARTICLE ONE: LICENSING AND REGULATION OF

BOATING IN GENERAL: Section 102. BOAT LICENSES: is hereby amended by deleting in their entirety subsections A, B, C, D and E and having substituted therefore the following subsections:

A. A Primary license may be issued to a property owner in the Borough of Indian Lake. For purposes of this Ordinance, the term "property owner" shall mean any person or persons owning any parcel, tract, lot or lots situate in the Borough of Indian Lake whose deed contains the clause identified as number 6 and set forth in full in the preface to Ordinance No. 59 relating to boat licenses. Each such parcel, tract or lot situate in said Borough shall be entitled to one license under this subsection, subject to the provisions of this Ordinance.

B. The Borough of Indian Lake shall issue Secondary licenses to property owners who make application to the Borough of Indian Lake for one additional license per lot for a vessel powered by engine or sail. In addition to the above licenses, a property owner may make application for boat licenses for manually powered vessels such as rowboats and canoes. A property owner may make application for more than one license for manually powered vessels.

These Secondary licenses shall be issued on a first-come, first-served basis, as determined by the Borough Council. Furthermore, the number of Secondary licenses shall be set each year by the Borough Council, by Resolution, and the Borough Secretary shall post said number at the Borough Office.

C. A property owner or nonproperty owner of the Borough of Indian Lake may make application to the Borough of Indian Lake for a General boating license. These General licenses shall be issued to nonproperty owners or property owners who have previously been issued at least two (2) licenses for vessels powered by engine or sail. The fee for the issuance of a General license shall be \$300.00 and shall be subject to change, by Resolution, of the Borough Council of the Borough of Indian Lake. Said fee shall be posted at the Borough Office. The number of General licenses shall be set, by Resolution, each year by the Borough Council of Indian Lake and shall as well be posted at the Borough Office. General licenses shall be issued on a first-come, first-served basis, as determined by the Borough Council. Anyone who receives a General license in any year shall not automatically be entitled to receive a General license in any subsequent year.

D. All license holders shall comply with all rules and regulations of the Borough of Indian Lake, the Commonwealth of Pennsylvania and the Federal government and there shall be no transfers of any licenses hereunder between property owners or nonproperty owners.

E. Applications for all licenses shall be available at the Borough Office. To obtain a license, each property owner, or nonproperty owner, must complete said application, containing all the information requested therein and execute said application, under the penalties of perjury, and deliver said application appropriately to the designated Borough officials. Upon receipt of a properly executed application and delivery of the required documents, an appropriate license shall be issued.

ARTICLE THREE: Any other Ordinance or Ordinances or parts of any Ordinance or Ordinances inconsistent herewith are hereby repealed.

ARTICLE FOUR: This Ordinance shall be effective thirty (30) days after its proper adoption.

ORDAINED AND ENACTED this 27th day of January, 1988.

ATTEST:

BOROUGH OF INDIAN LAKE

Beverly J. Brown
Secretary

By Richard W. Stern
President of Council

EXAMINED AND APPROVED by me this 27th day of January,
1988.

E. Rogan
Mayor

I hereby certify that the foregoing ordinance is No. 81, approved January 27, 1988, duly advertised and entered into the Ordinance Book on February 2, 1988.

Beverly J. Brown
Secretary, Indian Lake Borough