

**ORDINANCE
OF
BOROUGH COUNCIL OF
BOROUGH OF NORTH EAST**

ORDINANCE NO. 933

**AN ORDINANCE OF THE BOROUGH COUNCIL OF THE
BOROUGH OF NORTH EAST, ERIE COUNTY,
PENNSYLVANIA AMENDING ORDINANCES NO. 793 AN
ORDINANCE ESTABLISHING AND GOVERNING
THE USE OF HEARD MEMORIAL PARK**

PREAMBLE

WHEREAS, The Borough Council of North East Borough, subsequent to extensive investigation and deliberation, is of the opinion that the rules established by the Borough Council of North East Borough through the adoption of Ordinance No. 793 require review and revision from time to time;

WHEREAS, the Borough Council of North East Borough has reviewed the rules pertaining to the governance of Heard Memorial Park, specifically Section 4. of Ordinance No. 793, which Originally read as follows:

SECTION 4- Alcoholic Beverages Prohibited

The sale, dispensing or consumption of alcoholic beverages in Heard Memorial Park is prohibited.

WHEREAS, the Borough Council of North East Borough amended Ordinance No. 793 by Ordinance No. 931 to remove Section 4 in its entirety;

WHEREAS, the Borough Council of North East Borough now desires to repeal Ordinance No. 931 and to revise Section 4 of Ordinance No. 793 to allow for the sale, dispensing or consumption of alcoholic beverages at special events for which the Borough of North East has issued a permit:

WHEREAS, this Amendment to Section 4 of Ordinance No. 793 refers to a Deed Covenant that runs with the land in which the Heard Memorial Park is situated and would only revise the restriction within the Ordinance and the revision of this provision within the Heard Memorial Park Deed Covenant would still be required.

NOW THEREFORE, BE IT ORDAINED AND ENACTED by the corporate authorities of the Borough of North East; Erie County, Pennsylvania and it is hereby enacted by the authority of the same as follows:

SECTION 1. Section 4 of Ordinance No. 793 is hereby revised to read as follows:

The sale, dispensing or consumption of alcoholic beverages in Heard Memorial Park is prohibited except at special events for which the Borough of North East has issued a permit.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith, specifically including Ordinance No. 931, are hereby repealed.

SECTION 3. The provisions of this Ordinance are severable and if any of its provisions shall be held invalid, the same shall not affect or impair any of the remaining provisions of the Ordinance which would have been enacted had such invalid provisions been included herein.

SECTION 4. This is effective immediately upon enactment according to law, and shall remain in effect hereafter until revised, amended, or revoked by action of the Borough of North East

ENACTED INTO AN ORDINANCE THIS 1st OF JULY 2024.

BOROUGH OF NORTH EAST

AMBER BELSON
President of Borough Council

ATTEST:

PATRICK J. GEHRLEIN
Borough Manager

APPROVED THIS _____ DAY OF _____ 2024.

Bobbi Jo Morey
Mayor

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