

ORDINANCE NO. 2009 12-01

**BOROUGH OF RED LION  
YORK COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE BOROUGH OF RED  
LION, YORK COUNTY, PENNSYLVANIA,  
AMENDING THE ZONING ORDINANCE OF  
THE BOROUGH OF RED LION**

**BE IT ENACTED AND ORDAINED**, by the Council of the Borough of Red Lion, and it is hereby enacted and ordained, in lawful session assembled, that the Red Lion Borough Zoning Ordinance, as set forth in the Code of Ordinances of the Borough of Red Lion is hereby amended as follows:

**Section 1.** Section 27-307.2., *Use by Right*, is amended to add the following:

N. Park or other recreation area of a nonprofit nature.

**Section 2.** Section 27-307.3., *Uses by Special Exception*, is amended to delete the following:

C. Park or other recreation area of a nonprofit nature.

**Section 3.** Section 27-636.B. is revised to read as follows:

B. Where permitted by Special Exception, the Zoning Hearing Board shall decide the appropriateness of the design of parking, lighting, and similar features of the proposed use, and may establish conditions to minimize adverse impacts on adjacent properties.

**Section 4.** This Ordinance shall become effective immediately upon enactment and approval.

**Enacted and Ordained** by the Council of the Borough of Red Lion, County of York, Pennsylvania, this 14 day of December, 2009.

**RED LION BOROUGH COUNCIL**

Attest:

Connie Boyer  
Secretary

BY: Christina B. Fryer  
President

~~APPROVED/DISAPPROVED~~ this 14<sup>th</sup> day of December, 2009.

BY: R A Frutiger  
Mayor, Borough of Red Lion

**BOROUGH OF RED LION  
YORK COUNTY, PENNSYLVANIA**

**AN ORDINANCE OF THE BOROUGH OF RED LION, YORK COUNTY, PENNSYLVANIA, AMENDING CHAPTER 16 OF THE BOROUGH OF RED LION CODE OF ORDINANCES TO PROHIBIT SMOKING ON THE RED LION MILE RECREATION TRAIL, IN ALL AREAS OF FAIRMOUNT PARK AND NITCHKEY FIELD, ALLOWING EXCEPTIONS IN CERTAIN DESIGNATED AREAS, AND PROVIDING AN EFFECTIVE DATE**

**BE IT ENACTED AND ORDAINED**, by the Council of the Borough of Red Lion, and it is hereby enacted and ordained, in lawful session assembled, as follows:

**SECTION 1:** Existing Section 16-103 of the Red Lion Borough Code of Ordinances is hereby amended to change its numbering to Section 16-104.

**SECTION 2:** Chapter 16 is hereby amended to add the following new Section:

**s.16-103 No Smoking on the Red Lion Mile  
Recreation Trail, in Fairmont Park or  
in Nitchkey Field**

1. In order to protect the health, safety and welfare of persons utilizing the Red Lion Mile Recreation Trail, Fairmount Park and Nitchkey Field within the Borough of Red Lion, smoking shall not be permitted by any person on the Red Lion Mile Recreation Trail, in Fairmount Park or in Nitchkey Field, including parking areas.

2. "Smoking" shall mean and include inhaling, exhaling, burning, or carrying any lighted cigarette, cigar, pipe, or other smoking equipment used for tobacco or any other weed or plant.

3. "No Smoking" signs, with letters of not less than one-inch (1") in height and three-quarters of an inch (3/4") in width, or the international "No Smoking" symbol (consisting of a pictorial representation of a burning cigarette enclosed in a red circle with a red bar across it) shall be clearly and conspicuously posted at reasonable places and intervals along the Red Lion Mile Recreation Trail, at the entrances to Fairmount Park and Nitchkey Field, and at reasonable places and intervals along the perimeter of the property, provided, however, that

the absence of a "No Smoking" sign shall not justify a violation of nor preclude enforcement of this section.

4. Exceptions. The Mayor or Borough Manager, may, but are not required to, designate smoking areas of appropriate size, provided the area must have a clearly marked perimeter, is prominently marked with "Smoking Permitted" signs and is located the greatest distance practicable from buildings, playground equipment, pedestrian walkways, and any parking areas.

**SECTION 3.** This Ordinance shall become effective immediately upon enactment and approval.

**Enacted and Ordained** by the Council of the Borough of Red Lion, County of York, Pennsylvania, this 14<sup>th</sup> day of December, 2009.

**RED LION BOROUGH COUNCIL**

Attest:

Connie Bayer  
Secretary

BY: Christina J. Frutiger  
President

APPROVED/DISAPPROVED this 14<sup>th</sup> day of December, 2009.

RA Frutiger  
Mayor

ORDINANCE NO. 2009- 12-03

BOROUGH OF RED LION  
YORK COUNTY, PENNSYLVANIA

AN ORDINANCE OF THE BOROUGH OF RED LION, YORK COUNTY, PENNSYLVANIA, IMPOSING A 4.20 MILL TAX FOR GENERAL REVENUE PURPOSES UPON ALL REAL PROPERTY SITUATE WITHIN THE BOROUGH FOR CLAENDAR YEAR 2010, PROVIDING FOR A DISCOUNT IF PAID WITHIN TWO MONTHS OF THE DATE OF THE TAX NOTICE, PROVIDING A PENALTY FOR FAILURE TO MAKE PAYMENT WITHIN FOUR MONTHS OF THE DATE OF THE TAX NOTICE, AUTHORIZING THE TAX COLLECTOR OF THE BOROUGH TO ISSUE TAX CERTIFICATIONS AND TO CHARGE A FEE FOR THE ISSUANCE OF THE SAME, AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, Section 1302(a) of the Borough Code [53 P.S. s. 46302 (a)] authorizes the council of the borough, by ordinance, to levy and collect annually a tax not to exceed thirty (30) mills for general borough purposes; and

**WHEREAS**, Section 1310 of the Borough Code [53 P.S. s. 46310] requires the council of the borough to annually adopt an ordinance levying the tax for the fiscal year; and

**WHEREAS**, the borough council deems it to be in the best interests of the citizens of Red Lion Borough to enact an ordinance imposing a 4.20 mill tax for general revenue purposes upon all real property situate within the borough; and

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED**, by the Council of the Borough of Red Lion, and it is hereby enacted and ordained, in lawful session assembled, as follows:

**SECTION 1. REAL ESTATE TAX LEVY.** A tax for general borough purposes is hereby levied upon all real property situate within the Borough of Red Lion, York County, Pennsylvania, for the calendar year 2010 at the rate of 4.20 mills on the dollar on the valuation thereof assessed for county purposes.

**SECTION 2. DISCOUNT.** All taxpayers subject to the payment of the tax imposed by Section 1., above, shall be entitled to a discount of two percent (2%) from the amount of such tax upon making payment of the whole amount thereof within two (2) months after the date of the notice.

**SECTION 3. PENALTY.** All taxpayers who shall fail to make payment of the whole amount of the tax imposed by Section 1., above, for four (4) months after the date of the tax notice, shall be charged a penalty of ten percent (10%) of the whole amount thereof.

**SECTION 4. PREPARATION OF DUPLICATES.** The proper officers of the Borough are hereby authorized and directed to prepare and issue proper duplicates of taxes assessed and deliver the same to the tax collector of the Borough of Red Lion, York County, Pennsylvania.

**SECTION 5. TAX COLLECTOR CERTIFICATION.** The tax collector of the borough is hereby authorized to issue a certification concerning the status of taxes imposed under this ordinance to any person requesting the same, and is authorized to charge a fee in the amount of Twenty Dollars (\$20.00) for the certification.

**SECTION 6. EFFECTIVE DATE.** This Ordinance shall become effective immediately upon enactment and approval.

**Enacted and Ordained** by the Council of the Borough of Red Lion, County of York, Pennsylvania, this 14th day of December, 2009.

BY: Christina G. Frutiger  
President, Red Lion Borough Council

ATTEST:

Connie L. Boyer  
SECRETARY

Approved/~~Disapproved~~ this 14<sup>th</sup> day of December, 2009.

BY: RA Frutiger  
Mayor, Borough of Red Lion