

INDIAN LAKE BOROUGH
ORDINANCE NO. 161

AMENDMENT TO ORDINANCE NO. 116 AND A REPEAL OF ORDINANCE
NO. 136 OF THE BOROUGH OF INDIAN LAKE PROVIDING
CLARIFICATION FOR THE CLASSIFICATION OF PERSON ENTITLED TO
A PRIMARY AND SECONDARY BOAT LICENSE

WHEREAS, on January 12, 2000, Ordinance No. 116 titled, "AN ORDINANCE OF THE BOROUGH OF INDIAN LAKE, SOMERSET COUNTY, PENNSYLVANIA, REGULATING THE USE AND ENJOYMENT OF INDIAN LAKE FOR RECREATIONAL AND OTHER PURPOSES; CONSOLIDATING AND RESTATING ALL PRIOR BOATING ORDINANCES AND AMENDMENTS THERETO," was enacted by Borough Council and executed by the Mayor at a duly advertised meeting; and,

WHEREAS, on October 12, 2005, at a regularly advertised meeting, the Borough amended said Ordinance by Ordinance No. 136 changing the classification of persons entitled to a primary boat license; and,

WHEREAS, after careful consideration, Indian Lake Borough Council desires to amend Ordinance No. 116 adding a clarification of the persons entitled to a primary and secondary boat license by clarifying and expanding the right to a primary and secondary boat license to long-term leaseholders and to repeal Ordinance No. 136 in its entirety.

NOW, THEREFORE, the Borough of Indian Lake does hereby ordain and enact as follows:

Article I., Section 102. A., Primary Licenses:

One (1) primary license (and if a primary license is issued, a secondary license as hereinafter provided) may be issued to the property 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, group of persons, or other legal entity, who individually or collectively own any parcel, tract, lot or lots situate in the Borough of Indian Lake whose deed contains the clause identified and set forth in full in the preface of this Ordinance relating to boat licenses, **or** any person, group of persons, or other legal entity, who individually or collectively lease a dwelling on any parcel, tract, lot or lots situate in the Borough of Indian Lake which deed contains the clause identified and as set forth in the preface of this Ordinance relating to both licenses for a period of at least one (1) year. The Lessee, to qualify as a property owner herein, must also demonstrate occupancy by the submission to the Borough of a signed lease agreement with confirmation of residency either by a voter's registration card or a driver's license indicating residency in the dwelling. For purposes of this section, only one (1)

primary boat license shall 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.

All other terms and conditions of the Ordinance enacted and ordained January 12, 2000, as amended, by subsequent Ordinances other than Ordinance No. 136 are reaffirmed and incorporated herein by reference. Specifically, Ordinance No. 136 is hereby repealed.

ENACTED and ORDAINED this 8th day of August, 2012.

BOROUGH COUNCIL OF INDIAN LAKE
BOROUGH, SOMERSET COUNTY,
PENNSYLVANIA

Attest:

Thomas X. Myer
Borough Secretary

(Seal)

Patricia A. Dewar
President

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APPROVED this 8th day of AUGUST, 2012

[Signature]
Mayor