



**TOWN OF MCCANDLESS**  
**MEETING OF TOWN COUNCIL**  
**AGENDA**  
**March 10, 2025**

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1. Call to Order at 7:30 p.m.
2. Pledge of Allegiance led by Town Councilmembers
3. Announcements
  - a) Immediately following the Town Council meeting of February 24, 2025 Councilmembers entered into an Executive Session to discuss legal and personnel matters. Executive Session at 9:55 p.m.
  - b) The Town is requesting assistance from our McCandless residents with the Parks Master Plan Questionnaire. Your input is essential in creating high quality recreational opportunities, park facilities and trails for generations to enjoy. Please complete the questionnaire by March 31 to share your thoughts.
  - c) Save the Date for our Spring Roadside Cleanup on April 12 hosted by the Environmental Advisory Committee starting at 8:30 a.m. at the Public Works Garage.
  - d) On April 26, 2025 The Northland Public Library will host their 2025 Garden Gala- Down the Rabbit Hole. Tickets are available on their website.
  - e) The Town will host our Easter Egg Hunt on Saturday, April 19, 2025. Registration is required and available on our Town website.
  - f) Promotion of Sergeant Michael Cheberenchick to the position of Police Lieutenant effective March 10, 2025.
4. Public Comment on Agenda Items Only
5. Motion to approve the following minutes, submitted to each member of Council:
  - a) Meeting of Town Council Minutes February 24, 2025

6. Reports of Committees:

a) Reports of the PUBLIC SAFETY COMMITTEE

i) Staff Reports

(1) Chief's Report

(2) Fire Marshal's Report for the month of February 2025

(3) Building Permit Report for the month of February 2025

ii) Liaison Reports

(1) Personnel Board – Mr. Wall

(2) Volunteer Firefighters Steering Committee – Mr. Hart

iii) Public Comment on Public Safety

b) Reports of FACILITIES MANAGEMENT

i) Staff Report

(1) Public Works Activity Report

ii) Liaison Reports

(1) Environmental Advisory Committee – Mr. Giorgetti

(a) Presentation by Mr. Jeff Petro

(2) Ad Hoc Technology Committee – Mr. Wall

(3) Ad Hoc Storm Water Management Committee – Mr. Singer

iii) Public Comment on Facilities Management

c) Reports of the SERVICES COMMITTEE

i) Liaison Reports

(1) McCandless Township Sanitary Authority – Mr. Casey

(2) McCandless-Franklin Park Ambulance Authority – Mr. Casey

(3) Northland Public Library Authority – Mr. Giorgetti

ii) Public Comment on Services

7. Old Business

8. New Business

a) Action concerning Resolution 2025-02

- i) Motion to [adopt/reject] Resolution 2025-02, A Resolution of the Town Council of the Town of McCandless, Allegheny County, Pennsylvania, Establishing an Appointment Policy for Boards, Commissions and Special Committees.

b) Action Concerning Ordinance No. 1555

- i) Motion to [adopt/reject] Ordinance No. 1555, An Ordinance of the Town of McCandless, Allegheny County, Pennsylvania, to repeal and replace Part 17, Article 1705, Grading, Excavation, and Fills of the Codified Ordinances of the Town of McCandless to regulate grading, excavation and fill activity within the Town.

c) Discussion Regarding Tentatively identified Ordinance No. 1556

- i) An Ordinance of the Town of McCandless, Allegheny County, Pennsylvania, Adding Article 732, Parks and Recreation Areas, to the McCandless Town Code of Ordinances, to Prohibit the Possession and Consumption of Alcoholic Beverages in Public Parks Except Pursuant to a Permit Issued by the Town and in Compliance with the Requirements of the Permit

9. Public Non-Agenda Comments

10. Executive Session

a) Legal Matter

Respectfully submitted,

John F. Schwend  
Town Manager  
/dmr





# McCandless Police Department

## Memorandum

TO: Town Council

FROM: Ryan P. Hawk, Chief of Police

DATE: March 10, 2025

RE: Monthly Police Activity Report – February 2025

The Town of McCandless Police Department responded to 823 calls in the month of February.

At the beginning of February, we welcomed our new K9 Officer, Leroy, who is a Belgian Malinois. Officer Davis and Leroy began their 10-week training for narcotics control and patrol skills such as individual tracking and apprehension. Leroy is very social and has been well received by staff. Thank you to Shults Ford, Matt and Lisa Mertz and retired sergeant Bryan Madden for their generous donations to help acquire Leroy and the Town of McCandless K9 Fund.

During the month of February, our officers attended a wide range of training. One officer attended training in becoming an active shooter instructor which will help him instruct our officers and how to do public presentations in responding to active shooter incidents. Two officers learned how to process latent prints by identifying, lifting, and preserving latent fingerprints from crime scenes. The Allegheny County District Attorney's Office hosted training in investigating sexual assaults, where three of our officers attended.

The officers assigned to the North Hills Special Response Team attended their monthly required training.

On February 18, Lt. Egli did a presentation for older adults at Ridgecrest Senior Living Memory Care relating to fraud and how to avoid being scammed.

February 26-28, Chief Hawk and McCandless Town Manager, John Schwend, attended the PELRAS (Public Employer Labor Relations Advisory Service) Conference hosted by The Pennsylvania Municipal League in Hershey, PA.

February 28, Lieutenant Jeff Basl retired from the McCandless Police Department. Lt. Basl worked at McCandless Police Department for 31 years.

Our McCandless Social Worker has successfully referred 30 individuals to the Town's social work services. There were 29 individuals that received referral services/support information and 1 individual declined service because they were out of our service area (referring to an outside department).

Calls for Service - by Keyword

All Municipalities



Incidents Reported Between 02/01/2025 and 02/28/2025

Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
<b>ASSAULT</b>					
0440	ASSAULT - HANDS,FISTS,FEET	3	1		
<b>BLDG CHECK</b>					
7002	BUILDING CHECKS - OFFICER INITIATED	1			
<b>CRIM MISCH</b>					
1420	CRIMINAL MISCHIEF BUILDINGS	3			
<b>DEATH</b>					
4510	DEATH INVESTIGATION	2			
<b>DISORDERLY</b>					
2400	DISORDERLY CONDUCT	1			
<b>DRUG</b>					
1814	DRUGS-SALE/MFG-OTHER DANGEROUS NON NARC	1			
1834	NARCOTICS-POSSESSION-OTHER DANGEROUS		1		
			2		
<b>DUI</b>					
2111	DRIVING UNDER THE INFLUENCE - ALCOHOL	1			
<b>FOUND ANIM</b>					
5002	ANIMAL - FOUND	2			
<b>FRAUD</b>					
1100	FRAUD	12			
<b>HARASSMENT</b>					
2410	HARASSMENT BY COMMUNICATION	1			
2450	HARASSMENT		2		
			3		1
<b>INFORMATIO</b>					
7016	FOLLOW UP INFORMATION	11			
<b>LOST ANIMA</b>					
5006	ANIMAL - LOST	1			
<b>PROPERTY</b>					
2910	LOST/MISSING PROPERTY	2			
<b>SCHOOL</b>					
3950	SCHOOL POST	65			
<b>SVC CALL</b>					



**Calls for Service - by Keyword**

All Municipalities



Incidents Reported Between 02/01/2025 and 02/28/2025

Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
<b>SVC CALL</b>					
2800	SOLICITING W/O PERMIT	1			
2810	ABANDONED VEHICLE	2			
3400	MENTAL HEALTH COMMITMENT	3			
3500	SUSPICIOUS PERSONS OR CIRCUMSTANCES	50			
3600	DOMESTIC DISPUTE	10			
3610	JUVENILE DISTURBANCE	5			
3615	CYS CHILDLINE REPORT	6			
3700	PROTECTION FROM ABUSE ORDER/SERVICE	10			
3800	MISCELLANEOUS SERVICE CALL	12			
3810	RESIDENTIAL BURGLAR ALARM	24			
3811	COMMERCIAL BURGLAR ALARM	27			
3812	DURESS ALARM	2			
3815	WELFARE CHECK	25			
3820	ASSIST MOTORIST/DISABLED VEHICLE	14			
3830	ASSIST OTHER POLICE AGENCY	11			
3840	ASSIST FIRE DEPARTMENT	42			
3850	HAZARDOUS CONDITIONS	4			
3860	LOCKOUTS (VEHICLE/BLDG)	2			
3870	ASSIST AMBULANCE	282			
3900	TRAFFIC AND PARKING RELATED ACTIVITY	40			
4020	SUSPICIOUS VEHICLE	2			
4024	UTILITY TROUBLE	16			
4028	CIVIL DISPUTES	5			
5004	FOUND ARTICLES	2			
5008	LOST ARTICLES	2			
5502	ANIMAL COMPLAINTS - BARKING DOGS	3			
5504	ANIMAL COMPLAINTS - WILD ANIMALS	12			
5506	ANIMAL COMPLAINTS - DOGS/CATS AT LARGE	5			
5510	ANIMAL COMPLAINTS - DEER HIT	18			
6610	MOTORIST AID	2			
6612	SIGNALS-SIGNS OUT	1			
		640			
<b>T ACCIDENT</b>					
3100	MINOR VEHICLE ACCIDENT NO REPORT	12			
6004	TRAFFIC ACCIDENT W/ PROPERTY DAMAGE	5			
6006	TRAFFIC ACCIDENT WITH INJURY	2			
6008	TRAFFIC ACCIDENT NO INJURY	19			
		38			
<b>THEFT</b>					
0613	THEFT-\$200 & OVER-RETAIL THEFT	5			
0614	THEFT-\$200 & OVER-FROM AUTO (EXCPT 0615)	1			
0619	THEFT-\$200 & OVER-ALL OTHER	2			
0633	THEFT-UNDER \$50-RETAIL THEFT	2			
0637	THEFT - UNDER \$50 - FROM BUILDINGS	3			
0639	THEFT-UNDER \$50-ALL OTHER	1			
		14			
<b>THEFT MV</b>					
0740	M.V.THEFT-ATTEMPTED-AUTO	1			
<b>TRAF CIT</b>					



**Calls for Service - by Keyword**

All Municipalities



Incidents Reported Between 02/01/2025 and 02/28/2025

Code	Description	Primary Count	Secondary UCR Count		
			Code 2	Code 3	Code 4
<b>TRAF CIT</b>					
CITT	TRAFFIC CITATION	12			
<b>TRAFFIC</b>					
2710	TRAFFIC OFFENSES (COURT CASES NOT DUI)	1			
6312	TRAFFIC ENFORCEMENT - WARNINGS	2			
6602	TRAFFIC RELATED - IMPOUNDED,ABANDON M.V.	3			
		6			
<b>TRESPASS</b>					
2660	DEFIANT/CRIMINAL TRESPASS	2			
<b>WEAPONS</b>					
1531	WEAPONS - POSSESSION - FIREARMS	1			
		<b>Total Calls</b>	<b>823</b>		





## Bureau of Fire Prevention

Town of McCandless  
9955 Grubbs Road Wexford, PA 15090  
Office: 412-364-0616



### Monthly Report - February 2025

#### FIRE MARSHAL REPORT:

FIRE CODE INSPECTIONS	29
FIRE CODE CITATIONS	0
BURNING ORDINANCE VIOLATIONS	0
BURNING ORDINANCE CITATIONS	0
OPEN BURNING PERMITS	0
OPEN BURNING PERMIT FEES	\$ -
FIREWORKS PERMITS	2
FIREWORKS PERMIT FEES	\$ 200
OCCUPANCY INSPECTIONS	1
HYDRANT APPLICATIONS	0
FIRE MARSHAL CALLS	21
FIRE INVESTIGATIONS	0
TRAINING SESSIONS ATTENDED	0
TRAINING HOURS	0
FIRE PREVENTION PROGRAMS	0
# OF PEOPLE PRESENTED TO	0
SAFETY TRAINING PROGRAMS	0
# OF PEOPLE PRESENTED TO	0
* FALSE ALARMS	5
* FALSE ALARMS BILLED	0
* FALSE ALARMS BILLED (Amount)	\$ -
FALSE ALARM FEES COLLECTED	\$ -

\* False alarms are from the month of JANUARY.

**ADDITIONAL INFORMATION:**

- Working on our Emergency Operations Center (EOC), which is Council Chambers. Almost completed.
- Working on other Emergency Management Agency (EMA) items as required by County and PEMA.
- Purchased traffic control devices for our EMA trailer. Working with DPW to get the trailer in service.
- Wrote article on Lithium-Ion Battery Safety for March's "On the Fire Side."
- Toured several elementary schools with other first responders.
- Attended required Allegheny County Hazard Mitigation Plan (HMP) 2026 Planning Team Kickoff meeting on 2/19.
- Met with WV Water representatives to oversee the replacement of a fire hydrant in the vicinity of 10225 Perry Hwy.

## **FIRE COMPANIES REPORT:**

### **1. FIRE CALL SUMMARY: (JANUARY)**

<b>FIRE CALLS IN TOWN:</b>	
AUTOMATIC FIRE ALARM - COMMERCIAL	24
AUTOMATIC FIRE ALARM - RESIDENTIAL	4
CO ALARMS	4
FIRE – BRUSH	0
FIRE – STRUCTURE (CONFIRMED)	2
FIRE – STRUCTURE (REPORTED)	7
FIRE – VEHICLE	1
FIRE – OTHER	3
HAZMAT	5
MOTOR VEHICLE ACCIDENTS	13
MEDICAL – QRS	65
RESCUE	1
SERVICE CALL/OTHER	4
<b>TOTAL CALLS IN TOWN:</b>	<b>133</b>

<b>MUTUAL AID CALLS:</b>	
RESPONSES OUT OF TOWN:	34
MUTUAL AID REQUESTS:	19

<b>TOTAL CALLS DISPATCHED FOR:</b>	<b>167</b>
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### **2. Additional Information:**

None

*Submitted by: Jeff Wissner (Fire Marshal)*

FIRE MARSHAL - ANNUAL 2025

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
FIRE CODE INSPECTIONS	12	29											41
FIRE CODE CITATIONS	0	0											0
BURNING ORDINANCE VIOLATIONS	0	0											0
BURNING ORDINANCE CITATIONS	0	0											0
OPEN BURNING PERMITS	0	0											0
OPEN BURNING PERMIT FEES	\$ -	\$ -										\$ -	
FIREWORKS PERMITS	0	2											2
FIREWORKS PERMIT FEES	\$ -	\$ 200										\$ 200	
OCCUPANCY INSPECTIONS	4	1											5
HYDRANT APPLICATIONS	1	0											1
FIRE MARSHAL CALLS	24	21											45
FIRE INVESTIGATIONS	2	0											2
TRAINING SESSIONS ATTENDED	2	0											2
TRAINING HOURS	4	0											4
FIRE PREVENTION PROGRAMS	0	0											0
# OF PEOPLE PRESENTED TO	0	0											0
SAFETY TRAINING PROGRAMS	0	0											0
# OF PEOPLE PRESENTED TO	0	0											0
FALSE ALARMS	5	*											5
FALSE ALARMS BILLED	0	*											0
FALSE ALARMS BILLED (Amount)	\$ -	*											\$ -
FALSE ALARM FEES COLLECTED	\$ -	\$ -											\$ -

\* data will be provided next month

FIRE CALLS SUMMARY - 2025

FIRE CALLS - ANNUAL 2025

FIRE CALLS IN TOWN	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Yearly Total
AUTOMATIC FIRE ALARM - COMMERCIAL	24	*											24
AUTOMATIC FIRE ALARM - RESIDENTIAL	4	*											4
CO ALARMS	4	*											4
FIRE - BRUSH	0	*											0
FIRE - STRUCTURE (CONFIRMED)	2	*											2
FIRE - STRUCTURE (REPORTED)	7	*											7
FIRE - VEHICLE	1	*											1
FIRE - OTHER	3	*											3
HAZMAT	5	*											5
MOTOR VEHICLE ACCIDENTS	13	*											13
MEDICAL - QRS	65	*											65
RESCUE	1	*											1
SERVICE CALLS/OTHER	4	*											4
<b>TOTAL CALLS IN TOWN:</b>	<b>133</b>	<b>0</b>	<b>133</b>										

MUTUAL AID CALLS:

RESPONSES OUT OF TOWN:	34	*											34
MUTUAL AID REQUESTS:	19	*											19
<b>TOTAL CALLS DISPATCHED FOR:</b>	<b>167</b>	<b>0</b>	<b>167</b>										

\* data will be provided next month as report is issued by Allegheny County Emergency Services

FALSE ALARMS - JANUARY 2025

**TOTAL FALSE ALARMS:**  
**TOTAL BILLED:**

PERMITS ISSUED FROM: 2/01/2025 TO 2/28/2025

## ALL PERMITS TYPES

Permit#/Contractor	Dt Issued	Property Address	Description	Fee	Job Value
		Owner Name	Parcel ID#		
B-25-026779 TRINITY SOLAR	2/05/2025	8154 BRITTANY PLACE 15237	SOLAR PANELS - 613-D-27	254.50	25,000
<b>PERMIT STATUS : 2</b>					
<b>SOLAR PANELS - ROOF MOUNTED</b>					
B-25-026781 KADEAN CONSTRUCTION COMPANY, INC	2/05/2025	150 NORTH MEADOWS DRIVE 15090 ACKERMANN REAL ESTATE HOLDINGS	METAL CANOPY - 1348-L-250-150	804.50	85,000
<b>PERMIT STATUS : 2</b>					
<b>Square Footage: Deck/Porch: 840</b>					
<b>METAL CANOPY - PATIENT DROP-OFF/PICK-UP</b>					
B-24-026750 PREFERRED FIRE PROTECTION	2/06/2025	9100 BABCOCK BOULEVARD 15237 UPMC PASSAVANT	FIRE SUPPRESSION 826-M-10	654.50	100,000
<b>PERMIT STATUS : 2</b>					
<b>FIRE SUPPRESSION - 5TH/PH MAIN TOWER/PH ANNEX TOWER</b>					
B-25-026778 PIJANOWSKI'S REPAIR & REMODELING,	2/06/2025	1177 WINDMILL LANE 15237	REAR DECK 613-F-127	204.50	20,000
<b>PERMIT STATUS : 4</b>					
<b>REAR DECK (REPLACEMENT)</b>					
B-25-026780 MILLER-THOMAS-GYEKIS, INC	2/06/2025	700 WEST RIDGE ROAD 15101 COUNTY OF ALLEGHENY	RENOVATIONS - 946-A-187	8744.50	887,420
<b>PERMIT STATUS : 2</b>					
<b>RENOVATIONS - REPLACE ROOF</b>					
B-25-026784 REV ELECTRIC	2/19/2025	8239 EAST VAN BUREN DRIVE 15237	RENOVATIONS - EV 610-H-119	254.50	1,400
<b>PERMIT STATUS : 3</b>					
<b>RENOVATIONS - EV CHARGER IN GARAGE</b>					
B-25-026785 J. W. CONTRACTING LLC	2/19/2025	9043 PERRY HIGHWAY, RT 19 15237 DR HOLDINGS LP	INTERIOR 714-C-64	754.50	80,000
<b>PERMIT STATUS : 2</b>					
<b>INTERIOR RENOVATIONS</b>					
B-25-026782 THE PREMIER DECKING COMPANY	2/20/2025	1189 BROOK VIEW COURT 15237	DECK - 16' X 15' 610-B-72	200.00	18,520
<b>PERMIT STATUS : 2</b>					
<b>Square Footage: Deck/Porch: 240</b>					
<b>DECK - 16' X 15'</b>					
B-25-026787 TRINITY SOLAR	2/20/2025	245 EDELWEISS DRIVE 15090	SOLAR PANELS - 1349-F-9	254.50	28,000
<b>PERMIT STATUS : 2</b>					
<b>SOLAR PANELS - ROOF MOUNTED</b>					
B-25-026786 JES CONSTRUCTION, LLC	2/21/2025	8912 PERRY HIGHWAY 15237	RENOVATIONS - 714-C-14-8912	254.50	11,268
<b>PERMIT STATUS : 2</b>					
<b>RENOVATIONS - FOUNDATION</b>					
B-25-026788 NEW IMAGE CONSTRUCTION, INC.	2/21/2025	5800 CORPORATE DRIVE 15237 ZELL TWO INC	RENOVATIONS - 715-L-137	1012.20	40,878
<b>PERMIT STATUS : 4</b>					
<b>Square Footage: 2nd Flr: 2359</b>					
<b>RENOVATIONS - TENANT IMPROVEMENTS</b>					
B-24-026427 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-401 FOXCROFT LANE 15101	DECK - 717-J-396-401	454.50	11,000
<b>PERMIT STATUS : 2</b>					
<b>Square Footage: Deck/Porch: 260</b>					
<b>DECK - REPLACEMENT</b>					

PERMITS ISSUED FROM: 2/01/2025 TO 2/28/2025

Permit#/Contractor	Dt Issued	Property Address Owner Name	Description Parcel ID#	Fee	Job Value
B-24-026428 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-402 FOXCROFT LANE 15101	DECK - 717-J-396-402	454.50	11,000
PERMIT STATUS : 2 DECK - REPLACEMENT					
B-24-026429 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-403 FOXCROFT LANE 15101	DECK - 717-J-396-403	454.50	11,000
PERMIT STATUS : 2 Square Footage: Deck/Porch: 260 DECK - REPLACEMENT					
B-24-026430 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-404 FOXCROFT LANE 15101	DECK - 717-J-396-404	454.50	11,000
PERMIT STATUS : 2 Square Footage: Deck/Porch: 240 DECK - REPLACEMENT					
B-24-026431 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-405 FOXCROFT LANE 15101	DECK - 717-J-396-405	454.50	11,000
PERMIT STATUS : 2 Square Footage: Deck/Porch: 240 DECK - REPLACEMENT					
B-24-026432 DUTCHCRAFT CONSTRUCTION LLC	2/28/2025	1825-406 FOXCROFT LANE 15101	DECK - 717-J-396-406	454.50	11,000
PERMIT STATUS : 2 Square Footage: Deck/Porch: 260 DECK - REPLACEMENT					
B-25-026783 MCCLELLANDS CONTRACTING & ROOFING	2/28/2025	9735 VALLEY VIEW ROAD 15237	RENOVATIONS & 944-J-174	454.50	53,000
PERMIT STATUS : 2 RENOVATIONS & DECK					
F-25-026791 PHANTOM FIREWORKS	2/28/2025	8500 PERRY HIGHWAY, RT 19 15237 ALEXANDRIA MARKETPLAVE LLC	FIREWORK SALES - 714-R-160	100.00	0
PERMIT STATUS : 2 FIREWORK SALES - MAY 1 - JULY 31, 2025					
F-25-026792 PHANTOM FIREWORKS	2/28/2025	225 BLAZIER DRIVE 15237 IRMA H ELLIOTT TRUST FBO KIRK	FIREWORK SALES - 944-L-377-225	100.00	0
PERMIT STATUS : 2 FIREWORK SALES - MAY 1 - JULY 31, 2025					
B-25-026793 SELF	2/28/2025	9690 GROSICK ROAD 15237	GREENHOUSE - 9.9' 943-M-118	100.00	300
PERMIT STATUS : 2 GREENHOUSE - 9.9' X 24.6'					

TOTAL # OF PERMITS: 21 TOTAL FEES: 16874.20 TOTAL VALUE: 1,416,786

# Public Works February Report



# Construction Report

- Pour Basins on Spring Field
- Patch Pot Holes
- Clean Catch Basins
- Haul Millings To Dirt Pile
- Form and Pour Caps on View Crest and Springfield
- Highland Dam Clean Out
- Shady Oak Basin Replacement
- Dig and Form Basins on Red Coach Road



# Building and Grounds Report

- Clean Rain Gardens
- Paint PWD Lunch Room
- Hillside Work at Fill Site
- Paint Town Mangers Office
- Wall Park Drain Project



- Paint Town Hall Tax Office
- Paint Town Hall Kitchen
- Install Map in Town Managers Offices
- Fix Mailboxes

# Mechanic Report Report/Snow Call Out

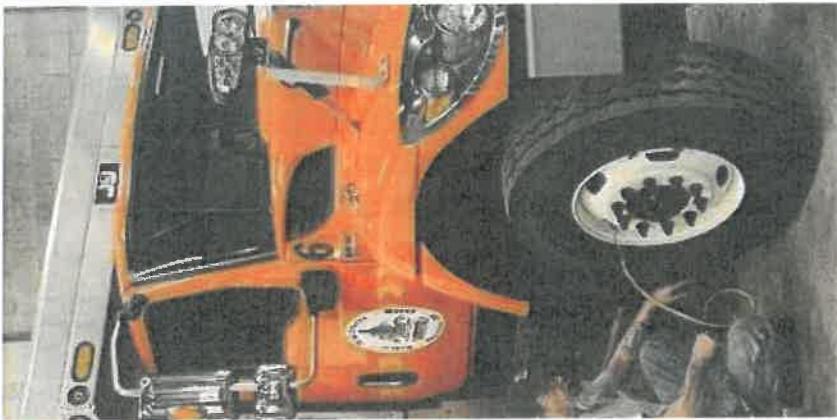
## Snow Call Outs

- 10 Call Outs



## Mechanic Report

- 48 Total Vehicle/Equipment Serviced
- 150 Labor hours
- 
- 



# Traffic Control Report



7 – TRAFFIC SIGNAL REPAIRS (REPLACE LAMP, PEDESTRIAN BUTTONS)

6 – TRAFFIC SIGN REPAIRS

4 – TRAFFIC SIGNS INSTALLED (SPEED LIMIT/STOP/SCHOOL/STREET NAME)

8 – EASTER EGG HUNT SIGNS

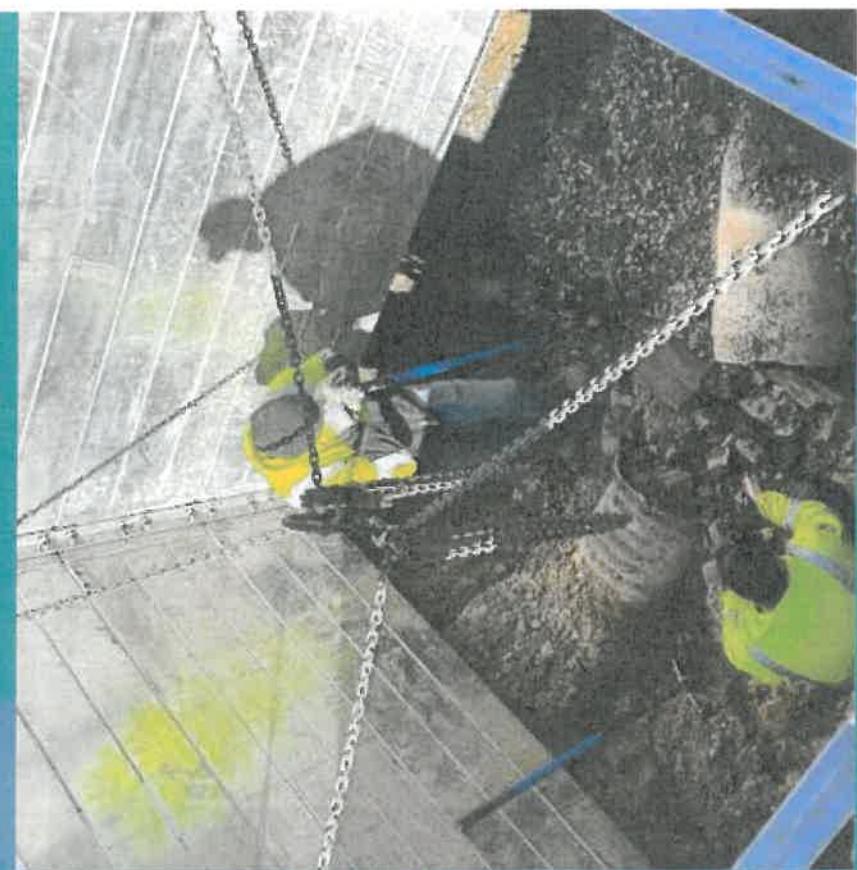
12 – SUMMER HELP SIGNS

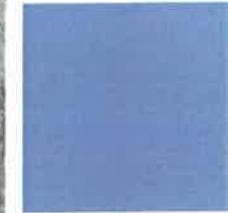
5 – DETAILED SAFETY TRAILER

4 – DETAILED EQUIPMENT

4 – ARLE CONTRACT WORK

## Basin Replacement on Red Coach Road





## Drain Work at Wall Park

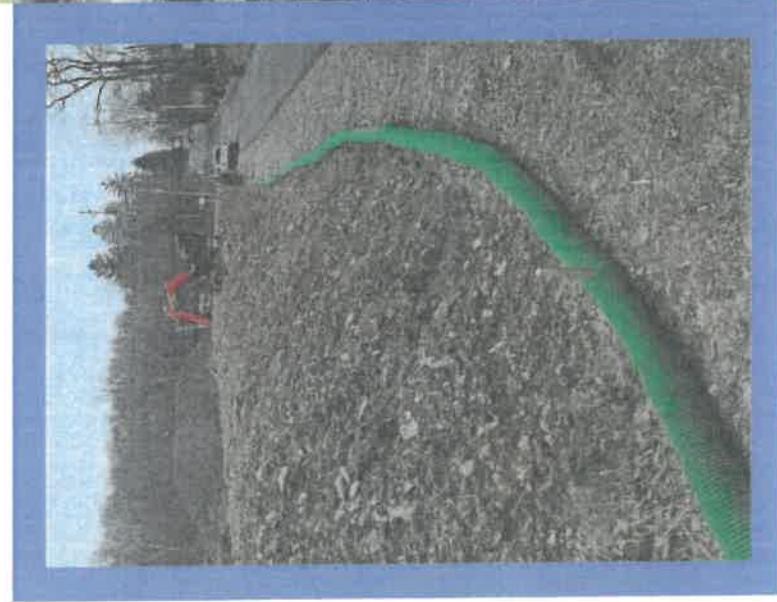




# Shady Oak Basin Back Fill



## Fill Site Hillsides



## Mailbox Replacements



## Sidewalk Snow Removal



# New Poured and Formed Basin



## Upcoming Work

- Culvert Replacement at Wall Park
- Sidewalk at Pickle Ball Courts
- Shed at Pickle Ball Courts
- Split Rail Fence Removal and Replacement
- Electrical Update at Devlin Park
- Pond Maintenance
- Town Hall Office Work

**February 2025**  
**Monthly Report**  
**Town of McCandless**  
**Department of Public Works**

**Road Construction**

- Pour Basins on Springfield
- Patch Potholes
- Clean Basins
- Haul Milling to Dirt Pile
- Form Pour Caps on Viewcrest and Springfield
- Highland Dam Clean Out
- Shady Oak Basin Replacement
- Dig and Form Basins on Red Coach Road

**Parks, Buildings & Grounds**

- Clean Rain Gardens
- Paint PWD Lunchroom
- Hillside Work at Fill Site
- Painting Town Managers Office
- Put Salt Away
- Wall Park Drain Project
- Paint Town Hall Tax Office
- Paint Town Hall Kitchen
- Install Map in Town Manager Office

**Traffic Control**

See attached report.

**Vehicle Maintenance**

See attached report.

**PA1 Calls**

165

**Permits**

Park Permits-

Driveway Permits-

Street Opening Permits-2

**Upcoming Work**

- Culvert Replacement at Wall Park
- Sidewalk at Pickle Ball Courts
- Shed at Pickle Ball Courts
- Split Rail Fence Removal and Replacement
- Electrical Update at Devlin Park
- Pond Maintenance
- Town Hall Office Work

## **TRAFFIC CONTROL ACTIVITY**

**February 2025**

**7 – TRAFFIC SIGNAL REPAIRS (REPLACE LAMP, PEDESTRIAN BUTTONS)**

**6 – TRAFFIC SIGN REPAIRS**

**4 – TRAFFIC SIGNS INSTALLED (SPEED LIMIT/STOP/SCHOOL/STREET NAME)**

**8 – EASTER EGG HUNT SIGNS**

**12 – SUMMER HELP SIGNS**

**5 – DETAILED SAFETY TRAILER**

**4 – DETAILED EQUIPMENT**

**4 – ARLE CONTRACT WORK**

## History (Cost Summary)

2/1/2025 - 2/28/2025

Innovative Maintenance Systems

### \Town Of McCandless\Mowers

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3402 - 2021 HUSTLER TURF EQ	\$92.79	\$0.00	\$17.47	\$75.32	\$0.00	\$0.00	\$0.00	\$92.79
<b>Category Subtotal -</b>	<b>\$92.79</b>	<b>\$0.00</b>	<b>\$17.47</b>	<b>\$75.32</b>	<b>\$0.00</b>	<b>\$0.00</b>		<b>\$92.79</b>

### \Town Of McCandless\Ambulance Ath.

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
6130SQ2- Unmarked 2015 FORD	\$42.09	\$24.75	\$14.12	\$52.72	\$0.00	\$0.00	\$0.01	\$66.84
6131 - 2021 FORD F-550	\$40.60	\$0.00	\$2.94	\$37.66	\$0.00	\$0.00	\$0.03	\$40.60
6132 - 2022 FORD F-550	\$145.54	\$37.66	\$89.05	\$94.15	\$0.00	\$0.00	\$0.11	\$183.20
6132-3 - 2024 FORD VAN 3	\$61.25	\$0.00	\$4.76	\$56.49	\$0.00	\$0.00	\$0.09	\$61.25
6133 - 2019 FORD E-450	\$20.48	\$0.00	\$1.65	\$18.83	\$0.00	\$0.00	\$0.04	\$20.48
6134 - 2017 FORD E-450	\$57.01	\$763.78	\$670.15	\$150.64	\$0.00	\$0.00	\$0.60	\$820.79
6135 - 2017 FORD E-450	\$57.19	\$371.39	\$334.43	\$94.15	\$0.00	\$0.00	\$0.27	\$428.58
6136 - 2023 FORD F-550	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Category Subtotal -</b>	<b>\$424.16</b>	<b>\$1,197.58</b>	<b>\$1,117.10</b>	<b>\$504.64</b>	<b>\$0.00</b>	<b>\$0.00</b>		<b>\$1,621.74</b>

### \Town Of McCandless\Cars

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3304 - 2018 FORD EXPLORER	\$0.00	\$22.91	\$4.08	\$18.83	\$0.00	\$0.00	\$0.06	\$22.91
3400 - 2013 CAT P5000	\$0.00	\$749.95	\$692.87	\$95.13	\$0.00	\$0.00	\$0.00	\$788.00
<b>Category Subtotal -</b>	<b>\$0.00</b>	<b>\$772.86</b>	<b>\$696.95</b>	<b>\$113.96</b>	<b>\$0.00</b>	<b>\$0.00</b>		<b>\$810.91</b>

### \Town Of McCandless\Equipment

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost

3143 - 2012 WACKER WP1550AV	\$11.30	\$0.00	\$0.00	\$11.30	\$0.00	\$0.00	\$0.00	\$11.30
3144 - 2012 WACKER WP1550AV	\$50.12	\$0.00	\$1.16	\$48.96	\$0.00	\$0.00	\$0.00	\$50.12
3153 - 2006 DYNAPAC LP8500	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>Category Subtotal -</b>	<b>\$61.42</b>	<b>\$0.00</b>	<b>\$1.16</b>	<b>\$60.26</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$61.42</b>

**\Town Of McCandless\Excavating Equipment**

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3115-A - 2022 ERSKINE CP-18	\$0.00	\$44.01	\$6.35	\$37.66	\$0.00	\$0.00	\$0.00	\$44.01
3121 - 2023 KUBOTA KX080-4S2F	\$0.00	\$424.96	\$311.20	\$113.76	\$0.00	\$0.00	\$0.00	\$424.96
3126 - 2022 John Deere 524P	\$95.41	\$296.01	\$293.89	\$150.64	\$0.00	\$0.00	\$4.78	\$444.53
3128 - 1998 KUBOTA L4200	\$170.12	\$0.00	\$94.02	\$114.15	\$0.00	\$0.00	\$0.00	\$208.17
<b>Category Subtotal -</b>	<b>\$265.53</b>	<b>\$764.98</b>	<b>\$705.46</b>	<b>\$416.21</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$1,121.67</b>

**\Town Of McCandless\Heavy Truck**

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3102 - 2010 INTERNATIONAL 74C	\$70.66	\$511.84	\$394.01	\$188.50	\$0.00	\$0.00	\$0.89	\$582.51
3106 - 2020 INTERNATIONAL HV	\$40.90	\$75.32	\$3.24	\$112.98	\$0.00	\$0.00	\$0.18	\$116.22
3107 - 2014 INTERNATIONAL 74C	\$0.00	\$209.36	\$164.17	\$45.19	\$0.00	\$0.00	\$0.25	\$209.36
3108 - 2023 INTERNATIONAL HV	\$0.00	\$25.62	\$10.56	\$15.06	\$0.00	\$0.00	\$0.04	\$25.62
3109 - 2010 INTERNATIONAL 74C	\$0.00	\$38.80	\$1.14	\$37.66	\$0.00	\$0.00	\$0.07	\$38.80
3110 - 2008 INTERNATIONAL 74C	\$10.66	\$1,146.52	\$611.11	\$583.73	\$0.00	\$0.00	\$2.00	\$1,194.84
<b>Category Subtotal -</b>	<b>\$122.22</b>	<b>\$2,007.46</b>	<b>\$1,184.23</b>	<b>\$983.11</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,167.35</b>

**\Town Of McCandless\Light Truck**

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3301 - 2017 CHEVY TAHOE	\$0.00	\$77.56	\$2.24	\$75.32	\$0.00	\$0.00	\$0.06	\$77.56

3307 - 2019 FORD F-150	\$0.00	\$1,112.88	\$961.66	\$189.28	\$0.00	\$0.00	\$1.08	\$1,150.94
3308 - 2018 CHEVY 3500	\$97.44	\$0.00	\$22.12	\$75.32	\$0.00	\$0.00	\$0.45	\$97.44
3309 - 2017 CHEVY 3500	\$37.66	\$0.00	\$0.00	\$37.66	\$0.00	\$0.00	\$0.29	\$37.66
<b>Category Subtotal -</b>	<b>\$135.10</b>							

<b>\Town Of McCandless\Med. Truck</b>	<b>Equipment</b>	<b>PM Cost</b>	<b>Repair Cost</b>	<b>Parts Cost</b>	<b>Labor Cost</b>	<b>Tax</b>	<b>Custom Cost</b>	<b>CPM/Km/Hr</b>	<b>Total Cost</b>
3116 - 2022 Ford F-600	\$39.31	\$1,398.11	\$1,154.19	\$500.84	\$0.00	\$0.00	\$5.71		\$1,655.03
3117 - 2022 Ford F-600	\$0.00	\$49.06	\$11.40	\$37.66	\$0.00	\$0.00	\$0.13		\$49.06
3305 - 2017 Ford F-450	\$0.00	\$220.43	\$182.77	\$37.66	\$0.00	\$0.00	\$0.00		\$220.43
<b>Category Subtotal -</b>	<b>\$39.31</b>								<b>\$1,924.52</b>

<b>\Town Of McCandless\Police Department</b>	<b>Equipment</b>	<b>PM Cost</b>	<b>Repair Cost</b>	<b>Parts Cost</b>	<b>Labor Cost</b>	<b>Tax</b>	<b>Custom Cost</b>	<b>CPM/Km/Hr</b>	<b>Total Cost</b>
2104 - 2022 FORD EXPLORER	\$83.44	\$402.99	\$373.45	\$112.98	\$0.00	\$0.00	\$0.04		\$486.43
2105 - 2023 FORD EXPLORER	\$45.94	\$0.00	\$0.75	\$45.19	\$0.00	\$0.00	\$0.07		\$45.94
2106 - 2020 FORD EXPLORER	\$0.00	\$75.32	\$0.00	\$75.32	\$0.00	\$0.00	\$0.06		\$75.32
2108 - 2016 FORD EXPLORER	\$83.44	\$0.00	\$26.95	\$56.49	\$0.00	\$0.00	\$0.12		\$83.44
2109 - 2020 FORD F-150	\$0.00	\$362.80	\$268.65	\$94.15	\$0.00	\$0.00	\$0.18		\$362.80
2110 - 2022 FORD EXPLORER	\$83.44	\$0.00	\$26.95	\$56.49	\$0.00	\$0.00	\$0.10		\$83.44
2111 - 2018 FORD EXPLORER	\$37.66	\$0.00	\$0.00	\$37.66	\$0.00	\$0.00	\$0.06		\$37.66
2112 - 2023 FORD EXPLORER	\$83.44	\$0.00	\$26.95	\$56.49	\$0.00	\$0.00	\$0.04		\$83.44
2114 - 2023 FORD EXPLORER	\$62.33	\$0.00	\$38.38	\$23.95	\$0.00	\$0.00	\$0.35		\$62.33
<b>Category Subtotal -</b>	<b>\$479.69</b>								<b>\$1,320.80</b>

\Town Of McCandless\Snow Equipment

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3508 - 2023 GLEDHILL 11HSJPR	\$0.00	\$134.08	\$115.25	\$18.83	\$0.00	\$0.00	\$0.00	\$134.08
3509 - 2000 GLEDHILL 11SBPR2	\$0.00	\$1,093.55	\$960.37	\$133.18	\$0.00	\$0.00	\$0.00	\$1,093.55
3607 - 2013 HI-WAY SA6CSS304	\$0.00	\$388.76	\$313.44	\$75.32	\$0.00	\$0.00	\$0.00	\$388.76
3609 - 2011 HI-WAY SA6CSS304	\$0.00	\$3,940.51	\$3,676.11	\$302.06	\$0.00	\$0.00	\$0.00	\$3,978.17
3702 - 2008 HI-WAY 96632-B	\$0.00	\$62.64	\$24.98	\$37.66	\$0.00	\$0.00	\$0.00	\$62.64
3720 - 2013 TROY-BILT 31AH64Q	\$0.00	\$124.93	\$87.27	\$37.66	\$0.00	\$0.00	\$0.00	\$124.93
<b>Category Subtotal -</b>	<b>\$0.00</b>	<b>\$5,744.47</b>	<b>\$5,177.42</b>	<b>\$604.71</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$5,782.13</b>

\Town Of McCandless\Trailers

Equipment	PM Cost	Repair Cost	Parts Cost	Labor Cost	Tax	Custom Cost	CPM/Km/Hr	Total Cost
3190 - 2004 VIKING MFG 20 TON	\$56.49	\$0.00	\$0.00	\$56.49	\$0.00	\$0.00	\$0.00	\$56.49
5101 - 2024 COVERED WAGON C	\$0.00	\$2,409.72	\$1,039.45	\$1,445.90	\$0.00	\$0.00	\$0.00	\$2,485.35
<b>Category Subtotal -</b>	<b>\$56.49</b>	<b>\$2,409.72</b>	<b>\$1,039.45</b>	<b>\$1,502.39</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$2,541.84</b>
<b>Grand Totals:</b>	<b>\$1,676.71</b>	<b>\$16,596.23</b>	<b>\$13,035.70</b>	<b>\$5,773.06</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$18,808.77</b>





# Memorandum

**Memo To:** McCandless Town Council  
**From:** John F. Schwend, Town Manager  
**Date:** March 7, 2025  
**Re:** Policy on Board and Commission Applications and Appointments

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At the regular meeting of Council on February 24<sup>th</sup>, a discussion was held regarding the appointment policy for boards and commissions. The following changes have been added to the policy as a result of that discussion.

1. Language was added to include the notification of applicants that their application has been received within seven days of submittal
2. Language was added to include the Chairperson of the appropriate board, commission or committee as a member of the interview committee. In the event of a joint authority where the Chairperson is not a McCandless resident, then the most tenured McCandless representative shall participate in the interview committee
3. Administrative clean up – renumbered the bullet points in Exhibit A

If you have any further questions, please feel free to ask.

OFFICIAL  
TOWN OF McCANDLESS  
RESOLUTION 2025-02

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF  
McCANDLESS, ALLEGHENY COUNTY, PENNSYLVANIA,  
ESTABLISHING APPOINTMENT POLICY FOR BOARDS,  
COMMISSIONS AND SPECIAL COMMITTEES**

**WHEREAS**, the Town Council of the Town of McCandless regularly appoints qualified electors of the Town to positions on various Town Boards, Commissions and Special Committees; and

**WHEREAS**, Town Council has determined that it would be in the best interests of the Town and its residents to establish an appointment policy to ensure that the most qualified individuals are identified to serve in such roles.

**NOW, THEREFORE, IT IS HEREBY RESOLVED** by the Town Council of the Town of McCandless as follows:

**Section 1.**

The Town Council of the Town of McCandless hereby adopts the Appointment Policy attached hereto as **Exhibit A** and incorporated herein by reference.

**Section 2.**

Any resolutions in conflict with this Resolution shall be repealed.

**Section 3.**

This Resolution shall become effective upon adoption.

Motion made by Council member \_\_\_\_\_, seconded by Council member \_\_\_\_\_, and this resolution is adopted this 10<sup>th</sup> day of March, 2025.

ATTEST:

TOWN COUNCIL  
TOWN OF McCANDLESS

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Secretary

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President

**EXHIBIT A**  
**APPOINTMENT POLICY**

1. Applications for positions on boards, commissions and advisory committees appointed by Town Council and information sheets about these positions will be available at Town Hall and on the Town website.
2. Applications will be accepted at any time for any position in the event that the position becomes available. The application will be kept on file at the Town Hall for up to two years.
3. In the event of a vacancy, the position will be posted on the website for thirty (30) days, unless a shorter or longer period is determined by Council. Advertisements can also be placed in other Town publications such as the Town Crier and eNews (McMail), and social media, if feasible within the thirty (30) day time limit.
4. Applications may be submitted in person to Town Hall or electronically to the Town Manager before the approved deadline from posting. A listing of all applicants shall be made available to Town Council and posted on the Town Bulletin Board. Applicants shall be notified within seven (7) days that their application has been received.
5. Incumbents will be invited to be considered for re-appointment by the appropriate Town Council Committee Chair or liaison unless Town Council determines otherwise. An incumbent seeking re-appointment will complete the Town's application form and schedule an interview through the Town Manager's office. No incumbent shall be reappointed for more than two (2) consecutive terms unless the Town receives no other applications from a qualified applicant as determined by Town Council.
6. Interviews will be conducted by an interview committee consisting of the appropriate Council Liaison, Alternate Council Liaison, Town Manager or their designee, (typically the Staff Liaison), and the applicable Chairperson of the Board, Authority or Committee, generally within one month of the application deadline, as soon as feasible. Interviews shall be recorded, and available for review by any member of Town Council at least seven (7) days prior to any appointment action. For joint authorities, in the event that the Chairperson is not a McCandless resident, then the most tenured McCandless representative shall participate on the committee.
7. Appointments will be made following the application deadline and interview, by majority vote of Town Council. Successful appointees will be notified within one week of appointment.
8. No person shall hold a position on more than one board or commission.
9. Beginning with appointments after March 10<sup>th</sup>, 2025, full term lengths shall be measured in calendar years (January 1 until December 31). In the event of a vacancy, the term would commence upon appointment and continue until the end of the appropriate calendar year.
10. Full descriptions, responsibilities and length of term for boards, commissions and special committees, as well as the appointee names, appointment dates and end of term will be posted on the Town website under the appropriate tab.



**OFFICIAL  
TOWN OF McCANDLESS  
ORDINANCE NO. 1555**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE  
TOWN OF McCANDLESS, ALLEGHENY COUNTY,  
PENNSYLVANIA, TO REPEAL AND REPLACE PART 17,  
ARTICLE 1705, GRADING, EXCAVATION AND FILLS OF  
THE CODIFIED ORDINANCES OF THE TOWN OF  
MCCANDLESS TO REGULATE GRADING, EXCAVATION  
AND FILL ACTIVITY WITHIN THE TOWN.**

**WHEREAS**, Section 117.01 of Article 117, Legislative processes, provides Town Council with the authority to exercise all powers and perform all functions not denied by higher authority; and

**WHEREAS**, the Town enacted Ordinance No. 625 on April 23, 1973, to regulate the grading, excavation, and fills of certain land within the Town, which is codified as Article 1705 in the Codified Ordinances of the Town of McCandless; and

**WHEREAS**, in the interests of the public's health, welfare, and safety, the Town of McCandless (the "Town") wishes to enact further grading requirements and standards for land throughout the Town.

**NOW THEREFORE, BE IT ORDAINED AND ENACTED** by the Town Council of the Town of McCandless, Allegheny County, Pennsylvania, incorporating the above recitals by reference, as follows:

**SECTION 1.** Article 1705 of the Codified Ordinances of the Town of McCandless, Grading, Excavations and Fills is repealed and replaced by restating Article 1705 in its entirety as set forth in the attached document.

**SECTION 2.** All prior ordinances, including but not limited to, Ordinance 625 of April 23, 1973, are hereby repealed in whole or in part to the extent inconsistent herewith.

**SECTION 3.** If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

**SECTION 4.** This Ordinance shall take effect immediately in accordance with applicable law.

ORDAINED AND ENACTED into law this 10<sup>th</sup> day of March 2025, Effective immediately.

ATTEST:

TOWN COUNCIL  
TOWN OF McCANDLESS

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Secretary

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President

**Article 1705**  
**GRADING, EXCAVATION AND FILLS**

**§1705.01 Title and purpose.**

(A) This Article shall be known and may be cited as "The McCandless Grading Ordinance".

(B) The purpose of this article is to provide minimum standards to safeguard persons and property and protect and promote the public welfare by preventing excess erosion, hazardous rock and soil slippage, sediment production and other soil and water management problems, and regulating and controlling the design, construction, quality of materials, use, location and maintenance of grading, excavation and fill.

**§1705.02 Definitions.**

Wherever used in this article the following words shall have the meanings indicated:

**ADMINISTRATOR** — The Zoning Officer is authorized to manage this article on behalf of the Town.

The governing body may appoint additional individual(s) or position(s) to manage this article.

**BEDROCK** — Natural rock layer, hard or soft, in place at ground surface or beneath unconsolidated surficial deposits.

**EARTH DISTURBANCE** — A construction or other human activity which disturbs the surface of the land, including, but not limited to, clearing and grubbing; grading; excavations; embankments; road maintenance; building construction; and the moving, depositing, stockpiling, or storing of soil, rock or earth materials.

**ENGINEERING GEOLOGIST** — A person who holds a degree in geology from an accredited college

or university and who has training and experience in the field of engineering geology.

**EROSION** — The detachment and movement of soil or rock fragments by water, wind, ice or gravity, including such processes as gravitational creep.

**EXCAVATION** — Any act by which earth, sand, gravel, rock or any other similar material is cut into, dug, quarried, uncovered, removed, displaced, relocated or bulldozed and includes the conditions resulting therefrom.

**FILL** — Any act by which earth, sand, gravel, rock or any other material is placed, pushed, dumped, pulled, transported or moved to a new location above the natural surface of the ground or on top of the stripped surface, including the condition of the land surface resulting therefrom. The difference in elevation between a point on the original ground and designated point of higher elevation on the final grade. The material used in the act of filling.

**GOVERNING BODY** — Town Council.

**GRADING** — Any excavation or filling or combination of any act where earth, sand, gravel or rock is placed, pushed, dumped, pulled, transported or moved to a new location above or below the

natural surface of the ground, including the conditions resulting from any excavation or fill. The plowing, stripping, or timbering of land for agricultural purposes shall not be considered grading.

**GRADING PERMIT** — Any permit required under this article.

**HAZARD** — A danger or potential danger to life, limb or health, or an adverse effect or potentially adverse effect to the safety, use or stability of property, waterways, public ways, structures, utilities and storm sewers; "hazard" includes stream pollution.

**IMPERVIOUS SURFACE (IMPERVIOUS AREA)** — A surface that prevents the infiltration of water into the ground. Impervious surfaces (or areas) shall include, but not be limited to: roofs; additional indoor living spaces, patios, garages, storage sheds and similar structures; and any new streets or sidewalks. Decks, parking areas, and driveway areas are counted as impervious areas if they directly prevent infiltration. Aggregate areas shall be considered impervious in post-development conditions.

**PERSON** — A natural person but shall also include a partnership, corporation, trust, association or other entity authorized to exist under law.

**PROFESSIONAL** — A person (engineer, surveyor or architect) licensed by the Commonwealth of Pennsylvania.

**REGULATED EARTH DISTURBANCE** — Any earth disturbance activity that is required by the Pennsylvania Department of Environmental Protection (PADEP) to have an Erosion and Sediment Control Plan, "NPDES Construction Activities" permit, or other PADEP permit related to earth disturbance. This includes earth disturbance on any portion of, part of, or during any stage of a larger common plan of development.

**SITE** — A Lot, tract, parcel of land, or a series of Lots, tracts or parcels of land that are adjoining where grading work is continuous and performed at the same time.

**SLOPE** — Any ground area having an inclination from the horizontal. Slopes are measured either in degrees from the horizontal or as the ratio of a horizontal distance to the vertical height (or drop) to the surface of the slope. Each change in inclination from horizontal in a cut or fill represents a different slope. The slope of a cut or fill is represented by the maximum slope of a cut or fill.

**SOILS ENGINEER** — A person registered by the Commonwealth of Pennsylvania as a professional engineer and who has training and experience in the branch of soils engineering.

**SOIL SURVEY** — The soil survey for Allegheny County, Pennsylvania and the accompanying text "Soil Survey Interpretations of Allegheny County, Pennsylvania", as prepared by the USDA Soil Conservation Services et al.

**SOLID WASTE** — All parts of combinations of ashes, garbage, refuse, radioactive material, combustible demolition materials and industrial wastes such as food-processing wastes, wood, plastic, metal scrap, etc.

§1705.03 Permit requirement.

- (A) A grading permit must be obtained from the Administrator for new grading, excavations and fills. Changes, additions or alterations made to existing excavations or fills shall conform to the provisions of this article.
- (B) A separate grading permit shall be required for each site. One permit may cover any grading, excavation and fills made on the same site. A major planned Land Development may be considered one site.
- (C) When grading is to be performed for and executed concurrently with the construction of a new building, a separate grading plan will be required. Grading approved and performed under an approved Land Development application is exempt from this requirement.
- (D) A minor grading permit shall be required for projects that meet all of the following requirements:
  1. An earth disturbance greater than or equal to 5,000 square feet and less than 10,890 square feet (0.25 acres).
  2. A fill that does not exceed 4 feet in vertical depth at its deepest point measured from the natural ground surface, provided the surfaces of such fills do not have a slope at any point steeper than 3 horizontal to 1 vertical.
  3. An excavation depth that does not exceed 4 feet in vertical depth at its deepest point measured from the natural ground surface, provided the surfaces of such excavation do not have a slope at any point steeper than 2 horizontal to 1 vertical.
  4. Proposed retaining wall(s) 4 feet in height or less.
- (E) A major grading permit shall be required for projects that involve at least one of the following:
  1. An earth disturbance of 10,890 square feet (0.25 acres) or more.
  2. A fill depth exceeding 4 feet in vertical depth at its deepest point measured from the natural ground surface.
  3. An excavation depth exceeding 4 feet in vertical depth at its deepest point measured from the natural ground surface.
  4. Proposed retaining wall(s) taller than 4 feet in height.
  5. Projects that otherwise meet the requirements for a minor grading permit but are determined by the Administrator to pose a potential hazard as defined in §1705.02.

§1705.04 Exceptions to permit requirement.

A grading permit will not be required for any of the following situations:

- (A) Farms, including plowing, clearing, grading, and grubbing.
- (B) A fill which does not exceed 4 feet in vertical depth at its deepest point measured from the natural ground surface and covers a surface area of less than 5,000 square feet, provided

the surfaces of such fills do not have a slope at any point steeper than 3 horizontal to 1 vertical.

- (C) An excavation which does not exceed 4 feet in vertical depth at its deepest point measured from the natural ground surface and covers a surface area of less than 5,000 square feet, provided the surfaces of such excavation do not have a slope at any point steeper than 2 horizontal to 1 vertical.
- (D) A fill which does not exceed 500 cubic yards of material on any one site and does not violate the conditions of §1705.04(B).
- (E) Any excavation and backfill made below finished grade for basements, footers, swimming pools or underground structures for new construction authorized by a permit properly issued by the Town.
- (F) Soil excavated under the authorization of a properly issued building permit that is temporarily stockpiled on the same site as the excavation and does not otherwise incur the permit requirements of §1705.03(D) or (E). However, if excavated material is stockpiled on a site for a period of longer than 120 days, a minor grading permit shall be necessary when disposing of the fill material.
- (G) Exploratory excavations under the direction of a soils engineer or engineering geologist.
- (H) Excavations for wells, tunnels, public utilities, cemetery graves, or private utilities as approved by the Administrator.
- (I) Stockpiling of rock, sand and aggregate in an area properly zoned for such use.
- (J) Grading performed under an approved Land Development application which includes a grading plan that meets the requirements of §1705.05. Any grading associated with a Land Development application must conform to the standards contained within this Article to qualify for a permit exception.
- (K) Work performed by the Town, or by contractors employed by the Town, in a public street or alley, Town park, playground or recreation area, or on other Town property.

#### §1705.05 Application for permit; submission of plans.

- (A) Every applicant for a grading permit shall submit to the Town a complete application containing all required information in a form established by the Administrator along with the fees prescribed by §1705.15 of this Article.
- (B) One paper copy and one electronic (PDF) copy of all application materials shall be submitted to the Administrator. No application will be processed until the Administrator determines that the application is complete, and all required fees have been paid.
- (C) General Requirements. At a minimum, all applications must include the following information:
  1. The name, mailing address, and contact information of the applicant, contractor, and owner of the land.

2. A brief description and location of the site proposed for grading, identified by tax parcel ID and, when available, street address.
3. The purpose for which the grading application is being filed.
4. The estimated dates for commencement and completion of the grading work.
5. A description of how any excavated material will be used. If material will be removed from the site, the quantity and location of its disposal must be stated in the application. A separate grading permit may be required for each occurrence of off-site fill.

(D) Minor Grading Permit Requirements. In addition to the information required in §1705.05(C), an application for a minor grading permit must include a site plan containing the following elements:

1. The date of submission and any subsequent revisions, as applicable.
2. A contour map showing the present contours of the land and the proposed contours of the land after completion of the proposed grading at intervals of not less than 2 feet.
3. Location of the grading boundaries and limits of disturbance, lot lines, neighboring streets or ways, buildings, surface and subsurface utilities, and waterways.
4. Details and location of any drainage control structures, pipes, walls, and cribbing, as applicable.
5. Erosion and sedimentation control measures.
6. A site restoration narrative describing the seeding and landscaping proposed.
7. Nature of the fill material.
8. Quantity of cut and/or fill in cubic yards.

(E) Major Grading Permit Requirements. In addition to the information required in §1705.05(C), an application for a major grading permit must submit:

1. Plans and specifications prepared, signed, and sealed by a professional engineer, surveyor, or Landscape Architect. Plans shall be at the scale of 1" = 20', except with the permission of the Town Engineer, and shall include:
  - a. A description of the site proposed for grading.
  - b. Accurate location by lot, block, tract, street address, a location map, or other similar information.
  - c. A plot plan showing the location of the grading boundaries, lot lines, neighboring streets or ways, buildings, surface and subsurface utilities, and waterways.
  - d. A contour map showing the present contours of the land and the proposed contours of the land after completion of the proposed grading at intervals of not less than 2 feet or as permitted by the Town Engineer.
  - e. Cross sections of the proposed cut and/or fill and the method of benching the cut and/or fill.

- f. Nature of any proposed fill material.
- g. Quantity of cut and/or fill in cubic yards.
- h. A description of the type and classification of the soils from the Soil Survey or better.
- i. A stormwater management plan prepared according to the provisions of the Town Stormwater Management Code, §913.
- j. Details and locations of any stormwater management facilities or drainage control structures, pipes, walls, and cribbing.
- k. The BMPs and appropriate erosion and sedimentation measures as required by Pa. Code 25, Chapter 102, for minimizing accelerated soil erosion and sedimentation.
- l. A site restoration plan that includes seeding and/or planting locations and schedules.
- m. Any other information as requested by the Town Engineer to carry out the purpose of this ordinance.

2. The Town Engineer may require additional information and reports from governmental agencies, scientific and/or engineering journals, and professional engineers and engineering geologists, if deemed necessary. This information must be of sufficient detail to ensure the proposed grading will not create a hazard and there will be minimal soil erosion.
3. When required by the Town Engineer, a site-specific geotechnical report completed by a professional engineer registered in the state of Pennsylvania shall be submitted to meet the requirements of this ordinance and shall include a detailed description of the conditions of the site and conclusions and recommendations that will demonstrate the relationship of the geological conditions to the proposed development, including hazardous conditions, water resources, mineral resources, and environmental impact.
4. A soil conservation report submitted to meet the requirements of this ordinance shall include an existing site description of topography, drainage, cover, and soils; major resource problems relating to soil limitations, erosion and sediment potential and surface runoff changes; and recommendations to minimize soil limitations, erosion and sediment, and surface water disposal problems.

#### §1705.06 Standards for grading.

- (A) The maximum slope of cut shall not exceed 2:1 and the maximum slope for fill shall not exceed 3:1.
- (B) Cuts or fills in excess of 12 feet in height and within 30 feet of the property line shall include a Filtering Buffer, as defined in the Town Subdivision and Land Development Ordinance, at either

the top of the cut or bottom of the fill, whichever provides greater buffering to the adjacent property.

- (C) Cuts or fills in excess of 30 feet in height shall include a 6-foot chain link fence, or equal as approved by the Town, at the top of the slope.
- (D) Where a cut or fill exceeds 15 feet in height, the top of the cut or the toe of the fill shall not be closer to the lot line than 20 feet.
- (E) Slopes that exceed 10 feet in height shall be properly benched in accordance with recommendations prepared by a professional geotechnical engineer registered in the state of Pennsylvania.
- (F) Retaining walls used to support grading changes shall meet the following requirements:
  1. When a wall in excess of 4 feet in height is proposed to satisfy a requirement of this ordinance, a wall detail must be submitted to the Town for review reflecting sound engineering practices and bearing the seal of a registered engineer in the state of Pennsylvania.
  2. The vertical face of a wall shall be set back a minimum distance from the adjoining property equal to the maximum height of the wall.
    - a. An exception to this requirement may be granted by the Town Engineer (for major grading permits) or the Administrator (for minor grading permits) if it can be satisfactorily demonstrated that such exception is necessary to permit normal use of the property, i.e., for a side line driveway, or other reasonable consideration.
    - b. This requirement may also be set aside when the proposed retaining wall is a joint venture between adjacent property owners and appropriate documents stating such are filed with the permit application.
  3. A wall used at the toe of a cut or fill shall maintain a buffer area, measured from the base of the wall, of a minimum distance equal to the maximum height of the wall. This buffer area shall not be used for placement of structures, parking, vehicular circulation, sales area, pedestrian traffic or for other uses that may endanger public safety if the wall should fall. Private driveways servicing individual residences are exempt from this requirement.
  4. Walls in excess of 5 feet in height shall be protected with a 6-foot chain-link fence or equal as approved by the Town. Decorative walls not used to support grading changes are exempt from this requirement.
  5. If deemed necessary by the Administrator or Town Engineer, the applicant shall provide certification by a registered engineer in the state of Pennsylvania that a wall was constructed per the approved design.
- (G) All material shall be clean fill and shall be compacted to provide stability of the fill material and to prevent settlement or slippage. The fill shall be spread in a series of lifts, each not

exceeding 12 inches in thickness, and shall be compacted in accordance with recommendations prepared by a professional geotechnical engineer registered in the state of Pennsylvania.

- (H) The use of solid waste as fill material is prohibited.
- (I) Immediately upon completion of grading, all areas not designated for building or paving shall be mulched and planted. Plantings shall be appropriate to maintain slopes from erosion and are subject to Town approval.
- (J) Proposed grading shall be accomplished so that existing stormwater runoff flows are not concentrated at the point of release onto abutting properties.
- (K) Erosion and sedimentation control
  1. Adequate engineered provisions shall be incorporated to prevent sediment discharge into existing streams.
  2. Adequate measures shall be taken to prevent silt, debris, and washout from impacting roadways and pedestrian facilities for the duration of construction and grading activities. Any silt, debris, or washout resulting from construction and grading activities shall be immediately removed in its entirety from any impacted roadways or pedestrian facilities.
  3. No Regulated Earth Disturbance activities within the Town shall commence until approval of an Erosion and Sediment Control Plan for construction activities by the Town. The Erosion and Sediment Control Plan must comply with the Pennsylvania Department of Environmental Protection (PADEP) regulations under 25 Pa. § 102.4(b) for any earth disturbance activity of 5,000 square feet or more.
  4. Evidence of any necessary permit(s) for Regulated Earth Disturbance activities from the appropriate PADEP regional office or the Allegheny County Conservation District must be provided to the Town. The issuance of an NPDES Permit satisfies this requirement.
  5. A copy of the Erosion and Sediment Control Plan and any required permits under PADEP regulations shall be available at the project site at all times.
- (L) No encroachment, grading, alteration or improvement of any kind shall be made to any watercourse until required permits and approvals have been obtained from the PADEP and provided to the Town.
- (M) If deemed necessary by the Administrator or Town Engineer, an as-built plan may be required to confirm work was completed per the original approved plan.
- (N) Blasting of any nature shall be prohibited except as approved by Town Council.

#### §1705.07 Modifications or waivers of requirements.

- (A) Town Council may grant a waiver or modification to the minimum standards of this Article if the literal enforcement is shown to the satisfaction of Council to be unreasonable, to cause undue

hardship because of peculiar conditions pertaining to the land in question, or when an alternative standard can be demonstrated to provide equal or better results and provided that such modification will not be contrary to the public interest and the purpose and intent of this Article.

- (B) All requests for modification shall be in writing and shall accompany and be a part of the grading permit application. The request shall state in full the grounds and facts of unreasonableness or hardship on which the request is based, the provision or provisions of the ordinance involved and the minimum modification necessary.
- (C) The request for modification may be referred to the Planning Commission for advisory comments. A written record shall be kept of all action on all requests for modification.

#### §1705.08 Completion and performance guarantee.

- (A) No grading permit shall be issued until the applicant posts a bond, with corporate surety or other security approved by the Administrator in consultation with the Town Attorney, in an amount of 50% of the estimated cost of the work to guarantee the completion of said work, including grading, supporting structures, drainage, and site restoration, under the terms and conditions of the grading permit and to the satisfaction of the Town Engineer. The bond shall inure to the benefit of the Town and be conditioned upon the faithful performance of the work required under the terms and conditions of the grading permit to the satisfaction of the Town Engineer. In lieu of such bond, the Administrator may, in their sole discretion approve a certified check in the same amount to be deposited with the Town Treasurer. However, under no circumstances shall the Town accept a certified check in an amount exceeding \$50,000.
- (B) A development agreement or improvements construction agreement shall be executed with the Town prior to beginning construction when required by the Administrator.

#### §1705.09 Expiration of permit.

- (A) Every grading permit shall expire by limitation and become null and void if the work authorized by such permit has not commenced within 180 days or is not completed within 1 year from the date of issue.
- (B) An extension of up to 1 year may be granted by the Administrator if the permit holder presents satisfactory evidence that unusual difficulties have prevented work being started or completed within the specified time limits and if the application for the extension of time is made before the date of expiration of the permit.

#### §1705.10 Denial of permit; appeal.

- (A) A grading permit application may be denied by the Administrator for the following reasons:
  1. When the application is determined to be incomplete under the requirements of §1705.05.

2. When the proposal does not comply with the provisions of this Article or any other provision of the Town Code of Ordinances.
3. When, in the opinion of the Town Engineer, work proposed by the applicant is likely to endanger any property, person, street, or alley, or create hazardous conditions. In making this determination, the Town Engineer shall give due consideration to possible saturation by rains, earth movements, runoff surface waters, and sub-surface conditions such as the stratification and faulting for rock, springs, and the nature and type of the soil or rock.

(B) Any person directly affected by a decision of the Administrator or Town Engineer, including the denial or grant of a permit under this Article, or a notice or order issued under this Article shall have the right to appeal to the Board of Appeals established under Article 1719, Uniform Construction Code, of Part 17 of the Codified Ordinances of the Town of McCandless, Building Code, provided that a written application for an appeal is filed within 15 calendar days after receipt of said decision, notice or order, along with payment of an appeal hearing fee in an amount set from time to time by resolution of Town Council. An application for appeal shall be based on a claim that the true intent of this Article or the rules legally adopted hereunder has been incorrectly interpreted, the provisions of this Article do not fully apply, or the requirements of this Article are adequately satisfied by other means.

#### §1705.11 Supervision of grading.

(A) The Administrator shall collect all fees, escrows and required bonds before any work can begin.

(B) The applicant or their agent shall notify the Administrator in writing of the start and completion of each continuous grading operation. Notice shall be received by the Administrator at least 2 working days before the start or completion of grading operations.

(C) Grading work will be subject to inspections at the discretion of the Administrator to determine that the work is being performed in compliance with these regulations.

(D) In special cases, when grading occurs in areas of landslide-prone soil as recognized by the Soil Survey or better, the Administrator may require special precautions from the applicant and/or the applicant's contractors. The results of all soil tests and core borings made relating to the site graded shall be submitted to the Administrator.

#### §1705.12 Hazardous conditions.

(A) Whenever the Administrator determines that any existing excavation, embankment or fill has become a hazard as defined in Section 1705.02, the owner of the property upon which the excavation, embankment or fill is located shall be notified in writing by the Administrator. Upon receipt of the notice, the owner and/or other persons or agent in control of the property shall repair, reconstruct or remove the identified excavation, embankment or fill to eliminate the hazard within a reasonable amount of time as specified by the notice.

(B) If, after such notification, the property owner has not made the necessary repairs within the time specified by the Administrator, the Administrator may direct government employees to remediate the property, the cost of which shall be borne by the property owner by a lien filed as provided by law.

§1705.13 Maintenance.

(A) The owner of any property on which an excavation or fill has been made shall maintain in good condition and repair the excavation or fill permitted, and also all retaining walls, cribbing, drainage structures, fences, ground cover and any other protective devices as may be a part of the permit requirements.

(B) If, at any time after the completion of the grading work, the cut face or fill slope shows evidence of deterioration, erosion or other evidence which might be detrimental to the properties above and below the grading site, the Administrator may direct the property owner to take necessary remedial steps in accordance with sound engineering practices to restore the grading to a safe condition in a reasonable period of time.

§1705.14 Liability.

(A) Neither the issuance of a permit under the provisions of this Article, nor the compliance with the provisions of this Article or with any condition imposed by the Administrator, shall relieve any person from any responsibility for damage to persons or property resulting therefrom, or as otherwise imposed by law, nor impose any liability upon the Town for damages to persons or property.

(B) Compliance with the requirements of this Article shall be incumbent upon the person performing any grading, presence or absence of an inspector notwithstanding.

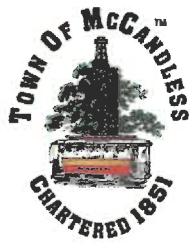
§ 1705.15 Schedule of fees.

(A) Grading permit fees will be based on the volume of materials to be graded in accordance with the Schedule of Fees as adopted by Town Council by resolution from time to time.

(B) The applicant shall also be responsible for engineering and legal fees, costs, and expenses associated with additional review for the determination of adherence to the provisions of this ordinance and for enforcement of this ordinance. Such fees shall be paid from a cash escrow deposit according to the current Town resolution establishing such escrow to cover costs incidental to the review of all plans by Town officials and such qualified consultants they may employ. A minimum amount of funds shall be maintained in the escrow account until all grading work has been completed and the site has been restored according to the approved site restoration plan and to the satisfaction of the Town Engineer.

§1705.99 Compliance, violation and remedies.

- (A) No person shall construct, enlarge, alter, repair or maintain any grading, excavation or fill, or cause the same to be done contrary to or in violation of any provision of this Article.
- (B) When written notice of any violation of any provision of this Article has been served by the Administrator on any person, such violation shall be discontinued immediately or within a reasonable time limit specified in such notice. If violation is not discontinued, or extends beyond the specified time limit, the Administrator shall revoke any grading permit associated with the site and the violator shall be subject to the penalty provided in §1705.99.
- (C) Any person, firm or corporation who violates or fails to comply with any provision or requirement of this Article shall be sentenced to pay a fine of not more than \$1,000 for each violation, plus court costs and costs of prosecution incurred by the Town. Each day that a violation continues after due notice has been served shall be deemed a separate offense for each section of this Article found to have been violated.
- (D) All fines and penalties for the violation of this Article shall be paid to the Town. Procedures for collection of fines and penalties for default of payment shall be in accordance with law.
- (E) The Town may also commence appropriate actions in equity or any other legal proceeding to prevent, restrain, correct, enjoin, or abate violations of this Article. The imposition of the penalties herein prescribed shall not preclude the legal officer of the Town from instituting appropriate action to restrain, correct or abate a violation.



# Memorandum

**Memo To:** McCandless Town Council  
**From:** John F. Schwend, Town Manager  
**Date:** March 7, 2025  
**Re:** Proposed Ordinance Regulating Alcohol in Town Parks

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As we have been discussing, we've drafted an ordinance to address the issue of whether or not alcoholic beverages should be permitted in Town parks and at Town events. Through research, we did not find an ordinance specifically prohibiting alcohol in any Town park, other than Potter Park. With that being said, our long standing permit application for pavilion rental and facility use clearly indicates that "no alcohol is permitted."

The proper way to manage this going forward would be to create a new ordinance which addresses this clearly. The draft ordinance proposed prohibits the possession and consumption of alcoholic beverages, with the exception of a permit being issued by the town for such consumption. This would allow for the Town to charge a fee for the alcohol permit when a shelter is rented, and to allow a fee to be charged for an alcohol vendor at a town event, such as a wine or beverage vendor at community day or Winterfest.

If you have any questions, please feel free to contact me directly.



OFFICIAL

**TOWN OF McCANDLESS  
ORDINANCE NO. \_\_\_\_\_**

AN ORDINANCE OF THE TOWN OF MCCANDLESS, ALLEGHENY COUNTY, PENNSYLVANIA, ADDING ARTICLE 732, PARKS AND RECREATION AREAS, TO THE MCCANDLESS TOWN CODE OF ORDINANCES, TO PROHIBIT THE POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC PARKS EXCEPT PURSUANT TO A PERMIT ISSUED BY THE TOWN AND IN COMPLIANCE WITH THE REQUIREMENTS OF THE PERMIT

**WHEREAS**, Section 201(vi) of the Town Charter authorizes the Town of McCandless (the "Town") to adopt any ordinances, rules or regulations necessary to promote the creation and maintenance of public parks, open space and recreational and leisure time facilities and programs for residents of all ages, with due consideration for the interests of neighboring residents; and

**WHEREAS**, Section 201(vii) of the Town Charter authorizes the Town to adopt any ordinances, rules or regulations to promote the creation and maintenance of adequate regulations and programs for the preservation and enhancement of a safe, healthy, peaceful and attractive environment for the Town citizens; and

**WHEREAS**, the Town believes that it is in the best interest of the public health and general welfare of its residents to prohibit the possession and consumption of alcoholic beverages in public parks except pursuant to a permit issued by the Town and the rules and regulations set forth thereunder; and

**WHEREAS**, the Board of Supervisors of the Town desires to amend the Town Code of Ordinance to add Article 732, Parks and Recreation Areas, in order to accomplish the foregoing.

**NOW, THEREFORE**, the Town Council of the Town of McCandless ordains that Article 732 of the Town Code of Ordinances, Parks and Recreation Areas, be added as follows, incorporating the above recitals by reference:

**SECTION 1.** The Town Code of Ordinances is amended by adding a new Article 732, Parks and Recreation Areas, by inserting the following text immediately following Article 731, Establishment of Tobacco and Vaping Free Zones in Town Parks and Playgrounds:

**§ 732.01        Definitions.**

The following words, terms and phrases, when used in this Chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

**Alcoholic Beverage**

Any spirits, wine, beer, ale, or other liquid containing more than one-half of a percent of alcohol by volume which is fit for beverage purposes.

**Container**

Any bottle, can, or other vessel in which alcoholic beverages are contained.

## **Park or Parks**

Unless specifically limited, includes all parks, playgrounds, recreation areas, recreation structures and facilities, and also entrances and approaches thereto, and all other land or property or structures now or hereafter owned or acquired by the Town of McCandless for park or recreational purposes. As of the adoption date of this ordinance, the Parks of the Town include Wall Park, Vestal Field Complex and Trail, Devlin Park, Lorraine G. Rogers Soccer Field, Vincentian Recreation Complex, and Potter Park.

## **Person**

Any natural person, corporation, organization of persons, company, association or partnership.

### **§ 732.02 Consumption.**

No person shall consume any alcoholic beverage in any quantity in the Parks or on the property comprising the Parks in the Town of McCandless except pursuant to a permit issued by the Town and in compliance with the requirements of the permit.

### **§ 732.03 Possession.**

No person shall possess any container of alcoholic beverage, whether wrapped or unwrapped, which has been opened or on which the seal has been broken in any manner in any public park or on the property comprising the public park in the Township except pursuant to a permit issued by the Township and in compliance with the requirements of the permit.

### **§ 732.04 Violations and penalties.**

Any person who violates any of the provisions of this Article shall, upon conviction thereof, be sentenced to pay a fine of not more than \$600, plus the costs of prosecution, and, in default of payment of such fine and costs, imprisonment for a period not to exceed 30 days.

**SECTION 2.** Council hereby authorizes any and all appropriate Town officials or staff to take any and all actions necessary to effectuate the purpose of this Ordinance.

**SECTION 3.** If any of the provisions or terms of this Ordinance shall be held invalid for any reason whatsoever, then, unless such provision or term is material to this Ordinance as to render this Ordinance impracticable to perform, such provision or term shall be deemed severable from the remaining provisions or terms of this Ordinance and shall in no way affect the validity or enforceability of any other provisions hereof.

**SECTION 4.** All prior ordinances are hereby repealed in whole or in part to the extent inconsistent herewith.

**ORDAINED AND ENACTED** into law this \_\_\_\_\_ day of \_\_\_\_\_ 2025 and is effective immediately.

**TOWN COUNCIL  
TOWN OF McCANDLESS**

**ATTEST:**

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Secretary

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President