

**THE BOARD OF SUPERVISORS
FRANKLIN TOWNSHIP,
CHESTER COUNTY, PENNSYLVANIA**

RESOLUTION NO. 2010-31

WHEREAS, the preservation of open space lands by Franklin Township has benefited the public and advanced the public health, safety, morals and general welfare of the citizens of Franklin Township and the Commonwealth of Pennsylvania; and

WHEREAS, Franklin Township owns and maintains properties through its open space program to be used for active and passive recreation by Township residents on which populations of deer reside; and

WHEREAS, deer have been identified by the US Centers for Disease Control and Prevention as a link in the life of the parasite that carries the bacteria known to cause Lyme disease in humans and studies show conclusively that incidents of Lyme disease are directly linked to the deer population; and

WHEREAS, automobile collisions with deer can be a significant cause of injury, property damage, and death on roads and highways throughout Chester County, Pennsylvania; and

WHEREAS, deer herds on Township properties cause a major loss of understory vegetation throughout Franklin Township; and

WHEREAS, there is no mechanism to reduce the number of deer living in Franklin Township and on Township properties except human intervention; and

WHEREAS, Franklin Township Ordinance No. 2009-07 provides: "No hunting or trapping shall be permitted on Township-owned property unless specifically authorized by the Township."

WHEREAS, the Township is responsible to protect the health, welfare and safety of its residents as the steward of its open space properties.

NOW THEREFORE, in order to authorize hunting, necessary under Ordinance No. 2009-07, the Board of Supervisors of Franklin Township HEREBY RESOLVES to issue a license to an approved deer management association in order to manage the deer population on Township properties as provided below:

1. The Township approves the issuance of a license to the Franklin Township Deer Management Association (the "Association") allowing the Association's members to hunt deer on Township owned properties as provided below.
2. Only individuals who are insured as registered members of the Franklin Township Deer Hunting Association shall be authorized to hunt under the issued license. Only Association members over the age of 18, who have passed a hunting proficiency test administered by the Association **AND** have satisfactorily completed the Pennsylvania Game Commission hunter/trapper education course may be permitted to hunt. **ARCHERS ALSO MUST PASS THE "PGC BOW**

HUNTER EDUCATION COURSE". No guests or junior hunters shall be permitted to accompany Members while hunting.

3. The Association must provide proof of insurance coverage for all Members permitted to hunt on Township properties, which insurance policy shall include the Township listed as an additional insured.
4. All individual members must follow the rules and regulations of the Franklin Township Deer Hunting Association.
5. This license may be revoked by the Township in the Township's sole discretion at any time.
6. The following Township Properties may be hunted during the 2010/2011 deer hunting season pursuant to the license: Banffshire – Archery and Firearm, Franklin Preserve – Archery and Firearm, White Clay Crescent – Archery only, Goodwin – Archery only. A predetermined limit on the number of association members hunting at one time on each Township property shall be limited to 1 hunter per 10 wooded acres and each property shall be divided into zones if more than one hunter is allowed on the property at one time.
7. Boundaries of areas to be hunted shall be clearly marked by the Association including outwardly facing signs at Trail Heads and Parking areas informing the public that the area is being hunted by an approved organization and including a map indicating hunting zones on which a hunter must mark his position when in the preserve. This schedule and map information shall be made available on a public website link through the Township website.
8. All hunting must be done by licensed hunters in accordance with all Pennsylvania Game Commission regulations.
9. All Association members shall carry identification identifying them as an approved Association member authorized to hunt on Township properties. All Association members shall wear armbands identifying them as an approved association member authorized to hunt on Township properties. All vehicles shall be identified as belonging to a member of the association.
10. Bow hunting is permitted on Township properties during archery season according to Pennsylvania Game Commission regulated hours except there shall be no hunting from 10:00 am to 2:00 pm.
11. Firearms hunting shall be permitted on Township properties during the first two weeks of the Pennsylvania Game Commission Firearm hunting season during Pennsylvania Game Commission regulated hours.
12. No driving of deer during hunting shall be permitted.

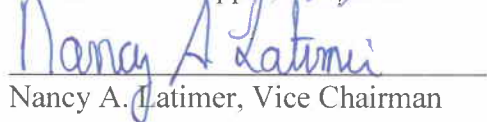
13. An Occupied Dwelling for purposes of compliance with Pennsylvania Game Commission regulations shall include any house, residence, or other building or camp occupied by human beings, or any barn, stable, garage, shed, or other building used in connection therewith.
14. In addition to all applicable setbacks set forth in Pennsylvania Game Commission regulations, the following setbacks shall apply to hunting on Township properties:
 - a. There shall be no hunting within 450 ft of residential playgrounds.
 - b. There shall be no hunting within 50 feet of trails and developed property lines.
 - c. There shall be no hunting within 450 ft from the edge of any playing fields in Crossan Park
15. Hunting on Township properties by the Association shall be evaluated at the conclusion of each hunting season to determine compliance with Township hunting regulations and compliance with the Association's internal operating procedures and regulations, harvest totals, volunteer activities, number of grievances, amount of violations. Based on the evaluation, the Township may decide to renew the license, issue licenses to other hunting club(s) or decline to renew the program.
16. A Deer Management Committee shall be formed by the Township to study if a deer problem exists in Franklin Township preserves and if a problem is found to exist, propose solutions to the Board of Supervisors. This Committee shall be made up of hunters and non-hunters and shall designate a deer management leader.

RESOLVED THIS 13 DAY OF October, 2010

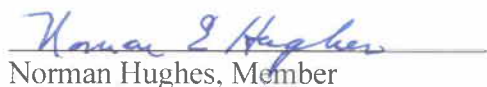
BOARD OF SUPERVISORS:



Richard W. Whipple, Chairman



Nancy A. Latimer, Vice Chairman



Norman Hughes, Member

Paul Overton, Member



Eric Brindle, Member

ATTEST:


Secretary