

ORDINANCE NO. 2 of 2019

**AN ORDINANCE OF THE COUNTY OF LAWRENCE
PROVIDING FOR RULES AND REGULATIONS
GOVERNING THE USE OF THE LAWRENCE COUNTY PUBLIC AREAS**

WHEREAS, the Board of Commissioners of Lawrence County wishes to provide a safe and enjoyable atmosphere at all County park and recreation areas, picnic areas, monuments, and historical places; and

WHEREAS, the Board of Commissioners of Lawrence County wishes to establish rules and regulations for the proper control, management and use of County park and recreation areas, picnic areas, monuments, and historical places; and

WHEREAS, the County of Lawrence desires to provide provisions of the rules and regulations for the Public Recreation areas; and

NOW THEREFORE, BE IT ENACTED AND ORDAINED by the Board of County Commissioners of the County of Lawrence, Pennsylvania, as follows:

NOW THEREFORE, BE IT FURTHER ENACTED AND ORDAINED BY THE Board of County Commissioners of the County of Lawrence, Pennsylvania, as follows:

Section 1: Title

This document shall be known as "The Lawrence County Public Areas Rules and Regulations."

Section 2: Purpose

These regulations are established to govern the conduct of the members of the public in parks and recreational facilities, and public areas established and maintained by Lawrence County and to protect the public property. Enforcement of these rules and regulations are delegated to the Lawrence County Department of Planning and Community Development.

To the extent the facilities which are the subject of permit request are managed by but not owned by the County of Lawrence, the applicant is required to comply with all rules, regulations and procedures promulgated by the owner of said facility.

Section 3: Definitions

Except where the context clearly indicates otherwise, the following terms used in this Ordinance shall have the following meanings:

- A. The term "County" shall mean the County of Lawrence.

- B. The term "Public Areas" shall mean any lands or facilities owned or leased by the County of Lawrence and designated or used by the County for recreation or open space purposes.
- C. The term "Department" shall mean the Department of Planning and Community Development as designated by the Lawrence County Board of Commissioners.

Section 4: Hours

- A. Public Areas and recreational facilities established, maintained and operated by the County are open to all members of the public.
- B. All shall be open to the public from sunrise to sunset each day unless different hours are established by general or specific notation made by the County.
- C. Any section or part of any park or recreational facility may be declared closed to the public by the County at any time and for any interval of time, either temporarily or at regular and stated intervals and either entirely or for certain uses, as the County may find necessary. Any aggrieved party may appeal to the County in writing within ten (10) business days.

Section 5: Permits

Permits are required for the following purposes:

- A. Exclusive use of shelters or pavilions.
- B. Exclusive use of athletic fields.
- C. An event or activity which 50 or more people are expected to attend.
- D. Any other purpose as set forth in this Ordinance.

Section 6: Application for Reservations/Permits

- A. Any person or association of persons desiring to obtain a reservation/permit shall make the request at the office of the Lawrence County Department of Planning and Community Development in person Monday through Friday, 9:00 A.M. to 3:00 P.M.
- B. When a fee is required, permits will not be issued until payment is received. The Department may make periodic or monthly payment arrangements with groups requiring additional department services, with ball field leagues, and with other groups, where a single payment is not practical for proper accounting procedures established by the Department.
- C. No person under the age of eighteen (18) years of age shall be issued a permit to use the Public Areas.
- D. The holder of any permit issued by the Department shall be held responsible for the actions and conduct of all persons using the facility under his/her permit. This section shall not apply to any permit holder engaged in constitutionally-protected activities.
- E. A security deposit is required and will be held until after the renter meets all requirements. The amount of the security deposit and/or the shelters included may

increase in the future, as is necessary. In order for the security deposit to be refunded, the following requirements must be met:

- F. All tables must be returned to their original position.
- G. All trash must be placed in the containers provided.
- H. The facility should be left the way it was when you arrived.
- I. Refer to Section 14 for restrictions for attachments to any Public Areas property, including picnic shelters/pavilions/picnic tables.
- J. All permit holders for park facilities must also comply with all other rules governing the use of the Public Areas where applicable.
- K. The Lawrence County Department of Planning and Community Development has a NO-REFUND policy in effect for all shelter rentals.
- L. Use of electricity if available is subject to the payment of fees and costs as established by the Lawrence County Board of Commissioners.
 - a. Events that are conducted as fundraisers for non-profit organizations or are provided by County organizations for the purpose of promoting the community only and not conducted for benefit of personal or business profit will receive a 50% discount in year one, 40% in year two, and 30% in year three and all subsequent years.
- M. The Department may require an applicant requesting a permit to reserve any park facility to provide proof of insurance and to enter into an agreement indemnifying the County for any loss associated with their use.
- N. Any fee, security deposit, or certificate of insurance required by this Ordinance shall be waived if the activity is protected by the First Amendment of the United States Constitution and the requirement would be so financially burdensome that it would preclude the applicant from using County property for the proposed activity.

Section 7: Guidelines for Issuance of Permits

- A. The Department shall issue a permit hereunder when it is satisfied that:
 - 1. The proposed use will not unreasonably interfere with or detract from the general public use and enjoyment of the Public Areas.
 - 2. The proposed use does not present a substantial or unwarranted safety hazard.
 - 3. The facilities desired have not already been reserved.
 - 4. The proposed use will not cause damage or injury to property.
 - 5. The proposed use complies with all applicable provisions of the Public Areas Rules and Regulations.
- B. The Department shall take the following additional considerations into account when considering permit requests, to fairly determine as to whether a permit should be issued hereunder or may require the requester to complete a special event application to aid in its determination.
 - 1. The size and purpose for which the public area is normally used.
 - 2. The location of the public area and the property surrounding it.
 - 3. The facilities available to accommodate the intended use.
- C. The Department shall act on all permit applications within 14 days unless, by written notice to the applicant, it extends the period an additional 14 days. At the

discretion of the Department, in exceptional circumstances, (ie: a request for an event governed by and/or protected by the First Amendment of the United States Constitution which, in light of the timing of events could not possibly be submitted within the 14 day window) the Department will undertake to act on an application within 24 hours or as soon as is practicable under the circumstances.

- D. Any person or association of persons denied the issuance of a permit or a fee waiver may appeal to the Board of Commissioners of Lawrence County in writing within ten (10) business days of being notified of said denial.
- E. If the Lawrence County Board of Commissioners affirms a permit denial or a fee waiver, the applicant may seek judicial review in the Court of Common Pleas of Lawrence County.

Section 8: Operation and Parking of Motorized Vehicles

The County of Lawrence hereby exercises its power to control traffic within the physical boundaries of the Public Areas pursuant to 75 Pa.C.S.A. § 6102 (b) and § 6109. In accordance with this authority.

- A. No person shall:
 - 1. Park a vehicle in the Public Areas between Dusk to Dawn unless different hours are established by general or specific notifications or by permit or written permission from the Department.
 - 2. Operate a vehicle and stop, stand or park said vehicle in any place marked as a passenger or loading zone, other than for expeditious loading or unloading of passengers, or the unloading and delivery or pickup of loading of materials.
 - 3. Operate and stop, stand or park a vehicle upon any roadway or in any parking area in such a manner as to form an obstruction to traffic thereon.
 - 4. Drive upon or park upon any lawn in any park unless specifically authorized to do so by the Department.
 - 5. Operate and stop, stand, or park a vehicle in such a manner as to block or restrict the use of a pavilion/shelter access road, maintenance road, gate, or a bike/hiking trail.
 - 6. Operate a vehicle or park in any place where "No Parking", "Do Not Enter", "Road Closed" or "Authorized Vehicles Only" signs or any sign and/or barricades have been erected that would indicate that the area is not open to the general public without first obtaining permission from the Department.
 - 7. Operate or park a vehicle in such a manner as to block the exit or removal of another vehicle.
 - 8. Operate or park a vehicle in such a manner as to take up more than one designated parking space.
 - 9. Park in an area designated for handicapped persons only without displaying a placard or license plate legally issued to the operator.
 - 10. Operate a vehicle in excess of fifteen (15) M.P.H. within the Public Areas unless a higher rate of speed has been posted.
 - 11. Operate a vehicle in any park or place other than park roadways open to the general public except vehicles authorized by the Department for the

- purpose of park maintenance, improvement, or patrol functions, or to areas set aside as special use areas.
12. Operate any vehicle within the Public Areas carelessly disregarding the rights and safety of others or in a manner so as to endanger any person or property.
 13. Operate any type of mini bike, scooter, dirt bike, ATV, snowmobile or other motorized vehicle that is not authorized for operation on public highways.
 14. Wash or make mechanical repairs on vehicles except in cases of emergency.
 15. Fail to yield the right of way to any person hiking, walking or biking on designated trails where such trails cross streets or roadways.
 16. Disobey the direction of traffic control device or a duly authorized Department employee or designee.
 17. Operate a vehicle in a manner that causes damage or injury to turf, lawn or Park property.
 18. Continuously cruise or ride in or on any motor vehicle in, through, or around any Public Areas property.
- B. In conjunction with this section, the Motor Vehicle Code of Pennsylvania shall apply to all park roadways within the Public Areas.

Section 9: Operation of Bicycles

No person shall:

- A. Ride a bicycle upon any property within the Public Areas except on specifically designated areas or trails and paved roads.
- B. Ride a bicycle in a careless, negligent or reckless manner so as to create a nuisance or to endanger the life or property of persons within the Public Areas.
- C. Ride a bicycle in a careless, negligent or reckless manner causing damage to a trail or property within the Public Areas.

Section 10: Littering

- A. No person shall bring any waste paper, sweepings, ashes, household waste, glass, metal, yard waste, animal waste or carcass, refuse or rubbish or any dangerous or detrimental substance into the Public Areas and deposit the same, either in a receptacle or any other place.
- B. Nothing in this section prohibits trash or waste generated in the park from a picnic or similar activity to be put into receptacles supplied for that purpose.

Section 11: Vandalism

No person shall:

- A. Climb upon or in any way injure any statue, fountain, wall banister, ledge, fence, balustrade, railing, pavilion, tree, athletic equipment, bridge or other equipment or structure or play on wet grounds in a manner injurious to turf.
- B. Tamper with, mar, remove or destroy any official or authorized sign.
- C. Deposit any bodily waste or fluids in or on any portion of any restroom or similar facility or other public structure except directing into such particular fixtures as may be provided for that purpose.
- D. Place any bottle, can, rag, and cloth, metal, wood or stone substance in any of the plumbing fixtures in any restroom or similar facility or any other structure.

- E. Cut, deface, mar, destroy, break, write on or scratch any walls, floor, ceiling, partition, tree, rock, fixture, or furniture.
- F. Use paper towels, toilet paper or waste soap in any improper manner.
- G. Cause damage to any park facilities, including restrooms, buildings, structures, property or equipment.
- H. Engage in any form of graffiti activity within the Public Areas.
- I. Erect any type of structure within the Public Areas.

Section 12: Other Prohibited Activities in Parks

No person shall:

- A. Tamper with drinking fountains, hydrants, or other water system facilities or use water other than for drinking or cooking unless otherwise designated.
- B. Bring glass containers or any type into any area of the Public Areas.
- C. Fly model powered planes and or drones except in officially designated areas and with written permission from the Department.
- D. Launch model rockets.
- E. Gamble in any form.
- F. Pour or cause to spill or permit to escape in any area any oil, gas, salt, acid, or other harmful or noxious substance whether liquid, solid or gas, except pursuant to the provisions of an official permit.
- G. Urinate or defecate anywhere in the Public Areas except in a restroom or other facility provided for such purposes.
- H. Engage in any form of golfing activity.
- I. Throw rocks, stones or other objects from any overlook or cliff.
- J. Fail to obey a posted park sign.
- K. Use a skateboard, in-line skates, or similar wheeled apparatus or equipment except within an area designated as a skate park or on paved roadways.
- L. Overnight camping anywhere within the Public Areas is prohibited.
- M. Nothing may be affixed, erected, or mounted to any surface without specific permission granted in the permit application.
- N. Use of tobacco products is prohibited on Lawrence County property including e-cigarettes and vaporizers.
- O. No alcohol or alcoholic beverages are permitted on Lawrence County property. (See Section 18)
- P. Use or discharge of an air rifle, air gun, paintball gun, BB gun, sling-shot, cross bow, bow and arrow, or any other tension/air-propelled device is prohibited unless in connection with a permissible special event permit granted in accordance with these Rules and Regulations. (See Section 31)

Section 13: Destruction of Plant Life and Natural Surroundings

No person shall:

- A. Cut, remove or destroy any tree, sapling, seedling, bush or shrub, living or dead, or chip, blaze, box, girdle, trim or otherwise deface or injure any tree or shrub, or break or remove any branch, foliage, tree or shrub, or pick, gather, uproot, remove, cut or destroy any flower, fruit, berry, plant or grass, or chisel, drill or remove any natural stone deposit except with written permission from the Department.

- B. Remove or cause to be removed or to dig any sod, earth, humus, peat, boulder, rock, gravel, or sand except with written permission from the Department.

Section 14: Attachments

No person shall hitch, tie, fasten, nail, anchor, screw, staple or otherwise attach any wire, cable, chain, rope, card, sign, poster, advertisement, notice, announcement, handbill, board or other articles or device to any post, tree, shrub, rock outcropping, traffic or park sign or structure, including picnic shelter/pavilions, and picnic tables except in accordance with a special event permit issued by the Department.

Section 15: Metal Detecting

Metal Detecting is prohibited on all property owned or operated by the County.

Section 16: Geo-Game/Geo-caching

Geocaching involves the placement of "caches" (usually small containers) in natural areas. The general location and geographic coordinates of these caches are shared on the Internet, i.e., at www.geocaching.com. Global Positioning System (GPS) users can then use the location coordinates to search for and discover the caches. Caches contain a variety of items and the visitor is asked to leave a new item to replace the one they removed. Cache owners monitor the cache they placed with logbooks in the cache box, as well as on Internet sites.

Any person desiring to place a geocache in the Public Areas must:

- A. Apply for a permit at the Office. There is no fee to obtain a permit.
- B. A permit letter or denial letter will be issued to the applicant within ten (10) days. A permit for a specific site will be valid for twelve (12) consecutive months. *After that time, a renewal request must be submitted by the geocacher or the cache must be removed within fourteen (14) days of the permit expiration date, with notification to the that the cache has been removed.*
- C. The Cache/Box owner is responsible for care and monitoring of the cache/box while on municipal park property.
- D. Cache must be physically checked monthly by the Permit Holder.
- E. All Public Areas rules and regulations must be followed, including the use of the park only during the posted hours.
- F. When choosing a location for a geocache, owners should be aware of the perception of other park visitors and non-geocachers. Caches that interfere with current park activities, shelter/pavilion reservations, or other recreational park activities will not be approved.
- G. Cache locations should not pose any danger to those searching for the cache or to other visitors. The Department reserves the right to remove a cache in the interest of protecting the park environment and/or visitor safety.
- H. No archaeological, historic or ecologically sensitive sites should be used for cache locations.
- I. No burying or digging is permitted.
- J. Cutting trees, shrubs or plants is prohibited.

- K. Geocaches must be clearly labeled "Official Geocache" with the permit number on the outside of the container. Inside the container must be a log book, owner contact information, and a brief information sheet about geocaching for unexpected discoverers to understand the cache process.
- L. Non-permitted caches may be removed and destroyed by the Department.
- M. The Department will issue permits for "Micro" caches (such as a 35 mm film container), "Regular" caches (such as a plastic kitchen container), and "Virtual" caches (no cache container is the cache itself). No "large" caches (i.e. ammo cases, pipe containers) are permitted. Multi-state caches are generally discouraged.
- N. Cache site permits will be limited to two (2) current caches in the Public Areas. It will not be the responsibility of the Department to maintain any type of "wait list" for permit slots in the Public Areas.
- O. The Cache owner must provide all application information and be available to accompany the reviewer to the proposed cache location, if requested. A photo of the site and of the proposed cache container should be furnished with the application.
- P. A list of container contents must also be submitted with the permit application. No firearms, weapons, ammo, food, alcohol, drugs, explosives, or adult items may be included in the cache. Cache contents must be suitable for all ages.
- Q. Caches places in the Public Areas should be available to the public via the public website (www.geocaching.com) Caches for private access will not be accepted.

Section 17: Mushroom Hunting Guidelines

- A. Mushroom hunters will be permitted to gather mushrooms off-trail, provided excessive trampling of natural areas does not occur.
- B. Mushroom hunters are expected to otherwise adhere to all current park rules and regulations.
- C. Mushrooms are to be collected in open weave baskets or equivalent collection device to increase the potential for spore dispersal as mushrooms are moved through the property.
- D. Mushroom hunters may not make a total harvest of mushrooms at any given collection site. An ample number of representatives of each species harvested must be left behind at each collection site.
- E. Digging out mushrooms is permitted only to identify those species that cannot be safely identified above ground. Digging is to be done to the minimal amount necessary.
- F. Mushroom hunters are to practice good natural area stewardship by ensuring that their outerwear, gloves, and boots are free of mud and hitch-hiking seeds before hunting mushrooms on park property.
- G. Any coarse woody debris (logs, stumps, etc.) moved during the mushroom collection process should be returned to its original resting spot to preserve the integrity of insect and herptile microhabitat.
- H. Mushrooms collected on park property are intended for personal consumption and are not to be sold.

- I. Lawrence County and or the Department does not assume responsibility for the identification of any mushroom species on its property and is not responsible for any illness which may result from the ingestion of a wild mushroom.

Section 18: Alcoholic Beverages

- A. **No person shall:**
 1. Consume or possess an alcoholic beverage while in or on property within the Public Areas.
 2. Enter or remain within the Public Areas while under the influence of alcohol to the degree that they may be a danger to themselves or other persons or property.
 3. Sell any alcoholic beverage, for any purpose.
 4. Bring any glass containers onto any property.
- B. Any person violating any of the provisions of this Section shall, upon summary conviction thereof before any district justice, be sentenced to pay a fine of not more than three hundred (\$300) dollars, with costs of prosecution, or to be imprisoned for not more than ten (10) days, or both.
- C. The Department or County designee shall confiscate alcoholic beverages in any person's possession while in or upon property within the Public Areas.

Section 19: Illegal Drugs and Controlled Substances

- A. No person shall:
 1. Consume or possess any illegal drug, drug paraphernalia or controlled substance, as listed and defined in the act of April 14, 1972 (P.L. 233, No. 64),. 35 P.S. §780-101 et. seq., known as the Controlled Substance, Drug Device and Cosmetic Act, while in or upon any property within the Public Areas.
 2. Enter or remain within the Public Areas while under the influence of any illegal drug or controlled substance to the degree that they may be a danger to themselves or other persons or property.
- B. Nothing in this section shall prohibit or interfere with the use or possession of a controlled substance pursuant to a lawful order of a practitioner as defined by the Controlled Substance, Drug, Device and Cosmetic Act.

Section 20: Personal Conduct

While in or on any property administered by or under the jurisdiction of the County within the Public Areas, no person shall:

- A. With the intent to cause a breach of peace, disturb or annoy others, public inconvenience, annoyance or alarm, or recklessly creating a risk thereof:
 1. Engage in fighting or threatening, violent, lewd, vulgar, wanton, obscene or otherwise disorderly, abusive or tumultuous behavior.
 2. Make unreasonable loud, boisterous, noise; or

3. Engage in any other behavior which would constitute the offense of disorderly conduct.
- B. Engage in any form of sexual activity.
 - C. Appear in public in a manner that exposes their genitalia or buttocks.
 - D. Appear in public in a manner that exposes the female breast, including but not limited to topless sunbathing.
 - E. Commit any indecent or immoral act tending to debauch the morals or manners of the public.

Section 21: Peddling

No person shall peddle or solicit business or post commercial advertising matter on property within the Public Areas unless first obtaining permission in writing from the Department.

Section 22: Use of Audio Equipment

No person shall:

- A. Use a loudspeaker, public address system or amplifier within or upon property within the Public Areas without a special event permit issued by the Department.
- B. Play or cause to play any radio, audio device, television or stereo equipment, or similar device, at a volume which is reasonably anticipated to disturb or annoy others.

Section 23: Fires

Open fires of any kind are not permitted within the Public Areas.

No person shall:

- A. Set or cause to be set on fire any tree, woodland, brush, grassland or meadow.
- B. Set or cause to be set on fire any material, item, or property within the Public Areas which is not intended for such purposes.
- C. Build any fire except fires in open spaces may be allowed with a Permit from the Department and only in the area designated by the Department for such purposes.
- D. Drop, dump, throw or otherwise scatter lighted matches, ashes, burning cigars, cigarettes, tobacco paper or other flammable material.
- E. Leave fires unattended at any time or not fully extinguished before being abandoned within the Public Areas.
- F. Ignore the "No Smoking" zones within the Public Areas.

Section 24: Fireworks and Explosives

The possession or discharge of any fireworks or explosives on property within the Public Areas is prohibited except with written permission from the Department.

Section 25: Animals, Birds and Reptiles

No person shall:

- A. Pursue, catch, attempt to catch, strike, molest, wound or kill any bird, animal or reptiles or disturb any nest, lair, den, burrow or the like of any animal, except in such limited areas which the Department may from time to time designate as authorized hunting areas.
- B. Drive or pursue any wild bird or animal from the confines of the Public Areas.
- C. Spotlight or use vehicle headlights to view animals except in accordance with the Pennsylvania Game and Wildlife Code and the rules and regulations of the Pennsylvania Game Commission.
- D. Leave or abandon any animal in the Public Areas.

Section 26: Hunting and Trapping

- A. Hunting is prohibited on all property owned or operated by the County of Lawrence.

Section 27: Dogs, Pets and Other Animals

- A. Dogs, pets and other animals must be under control of the owner at all times.
- B. No person shall:
 - 1. Bring, drive, lead or carry any dog, animal or domesticated pet which is **unleashed** or on a leash more than six (6) feet in length. Animals must be under immediate control of a competent person.
 - 2. Permit dog, cats or other domesticated animal within 100 feet of any picnic shelter/pavilion, picnic table, play equipment or other areas as posted.
 - 3. Bring a dogs, cat, or other domesticated animal into the Public Areas unless said animal holds a current year's license and up-to-date rabies/inoculation/vaccination tags.
 - 4. Bring, drive, or lead any farm animal into the Public Areas without specific written event permission by the Department.
 - 5. Torture, abuse or neglect any animal.
 - 6. Permit his/her dog or other pet to pursue, catch, wound or kill any bird, animal or reptile or disturb the nests, dens, home or place of refuge of any other animal or bird.
 - 7. Have a pet in attendance while riding a bicycle or other non-powered conveyance in any park area.
- C. All persons must remove any feces deposited by dogs, cats or other domesticated animal.
- D. Nothing in this section or this Ordinance shall prohibit or interfere with the use of guide, signal, or service animals as defined by the Americans with Disabilities Act.

Section 28: Trespass

No person shall:

- A. Enter upon any grounds or enter into any fenced-in area that have been posted by the Department with "No Trespassing" signs or any sign that would indicate that

- the area is not open to the general public without first obtaining a permit issued by the Department.
- B. Enter any building or area that is not open to the public.
 - C. Enter upon any construction site or disturb any construction equipment on property within the Public Areas except authorized personnel.
 - D. Enter upon any grounds or any building in violation of an expulsion order issued by the Department.
 - E. Overnight camping anywhere within the Public Areas is prohibited.

Section 29: Unlawful Obstruction

- A. No person shall force, threaten, intimidate, fence, enclose, or by any other means, prevent or obstruct any person from:
 - 1. Entering, leaving, or making full use of the Public Areas.
 - 2. Accessing their personal property while within the Public Areas.
- B. This section shall not apply to lawful activities of authorized employees of the Department consistent with the terms of this ordinance and other applicable statutes, rules and regulations.

Section 30: Hindering Employees

No person shall:

- A. Interfere with, use profanity towards or in any manner hinder any County employee or designee in the performance of their official duties.
- B. Fail or refuse to obey any lawful command by a County employee or designee.
- C. Provide false information to a County employee or designee.

Section 31: Firearms and Weapons

- A. Possession of a firearm within the Public Areas shall be in accordance with the Pennsylvania Uniform Firearms Act (18 Pa.C.S.A. §6101 et seq.).
- B. Use or discharge of an air rifle, air gun, paintball gun, BB gun, sling-shot, cross bow, bow and arrow, or any other tension/air-propelled device is prohibited unless in connection with a permissible special event permit granted in accordance with these Rules and Regulations.

Section 32: Fees, Charges, Forms and Regulations

The Department may establish, and, from time-to-time, revise fees, charges, forms and regulations associated with the use of the Public Areas to implement this Ordinance. Said fees, charges, forms and regulations shall be approved by the Board of Commissioners by resolution.

Section 33: Natural Areas

Natural Areas will be specific sites set aside where no buildings or structures are permitted. These areas are to be used by the public for their intended purpose and shall remain as nearly as possible uninfluenced by man, excepting accommodations for visitors for passive recreational uses.

Section 34: State Statutes, Other Applicable Regulations

All applicable statutes, rules and regulations of the Commonwealth of Pennsylvania shall have full force and effect upon any property within the Public Areas and shall be enforced by those having appropriate jurisdiction.

Section 35: Penalties

Any person who violates any provisions of this Ordinance shall, for every such offense, upon conviction thereof in a summary proceeding before a magistrate or district justice or other appropriate judicial official, be sentenced to pay a fine not more than three hundred (\$300.00) dollars, as well as the costs of restitution, as applicable, and/or to undergo imprisonment for a term not exceeding ninety (90) days. In addition, such person shall be liable to the full extent for any damage that he or she causes. Furthermore, any violation of this Ordinance may, at the discretion of the County, or designee, result in an expulsion from all County Recreational Facilities or any portion thereof for a minimum of six (6) months but not to exceed two (2) years depending on the severity of the violation.

Section 36: Severability

The provisions of this Ordinance are severable. If any sentence, clause or section of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not invalidate the remainder of this ordinance, and it is hereby declared to be the intention of the County Commissioners of the County of Lawrence that this Ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause or section not have been included herein.

Section 37: Repealer

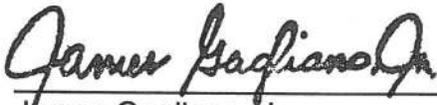
All Ordinances and Resolutions or parts thereof which are inconsistent herewith and hereby repealed insofar as they are inconsistent.

Section 38: Effective Date

This Ordinance shall become effective on February 19, 2019.

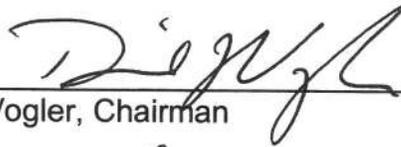
ENACTED AND ORDAINED BY the Board of County Commissioners of the County of Lawrence, Pennsylvania, this 19th day of February 2019.

ATTEST:



James Gagliano, Jr.
County Admin/Chief Clerk

BOARD OF COUNTY COMMISSIONERS



Daniel Vogler, Chairman



Robert Del Signore, Sr.



Steve Craig

NOTICE OF INTENT TO ADOPT AN ORDINANCE

Notice is hereby given that at its **February 5, 2019** public meeting the Lawrence County Board of Commissioners introduced Commissioners' Bill No. 2 of 2019, a proposed ordinance titled:

AN ORDINANCE BY THE BOARD OF COMMISSIONERS OF LAWRENCE COUNTY ESTABLISHING RULES AND REGULATIONS GOVERNING THE USE OF PUBLIC AREAS OWNED BY LAWRENCE COUNTY.

A complete copy of the proposed ordinance is available at the *New Castle News* and at the Lawrence County Government Center in the office of the County Administrator and Lawrence County Law Library between the hours of 8:00 a.m. to 4:00 p.m.

This proposed ordinance is being advertised as required by the County, Act of August 9, 1955, (P.L. 323, No. 130) as amended, Section 509 (b).

Any comments regarding this proposed ordinance should be sent to the Chairman of the Lawrence County Commissioners at the Government Center, 430 Court Street, New Castle, PA 16101 *prior to February 19, 2019*, when final passage is anticipated.

COUNTY COMMISSIONERS
Daniel J. Vogler, chairman
Robert Del Signore
Steve Craig

Legal News: February 7, 2019