

ORDINANCE 2025-03

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF LOWER ALLEN TOWNSHIP, CUMBERLAND COUNTY, PENNSYLVANIA, AMENDING THE CODE OF THE TOWNSHIP OF LOWER ALLEN, CHAPTER 151, PARKS AND PLAYGROUNDS BY IMPLEMENTING SMOKING PROHIBITIONS AND INCREASED ENFORCEMENT FOR VIOLATIONS

BE IT ENACTED AND ORDAINED by the Board of Commissioners (“Board”) of Lower Allen Township (“Township”) Cumberland County, Pennsylvania, and it is hereby enacted and ordained by the same as follows:

SECTION I

Chapter 151, Parks and Playgrounds is amended as follows:

Section 151-9 is deleted in its entirety and replaced with a new Section 151-9, Smoking Policy:

“The areas of parks, playgrounds and recreational areas in Lower Allen Township shall be designated smoke-free and the use of any tobacco product or other smoking products in any form shall be prohibited.”

SECTION II

Chapter 151-11, Violation and Penalties will be amended as follows:

The current Section 151-11 will be designated as sub-section A and a new sub-section B will be added as follows:

“B. Any person who violates or permits a violation, more than three (3) times, of this Chapter upon conviction in a summary proceeding under the Pennsylvania Rules of Criminal Procedure in addition to criminal penalties may also receive a punishment of expulsion from all Township parks, playgrounds or recreational areas.

SECTION III

The provisions of this Ordinance, as far as they are the same as those of ordinances in force immediately prior to the enactment of this Ordinance, are intended as a continuation of such ordinances and not as new enactments. The provisions of this Ordinance shall not affect any such suit or prosecution pending, or to be instituted to enforce any right or penalty, or to punish any offense under the authority of any ordinance repealed by this Ordinance.

SECTION IV

The provisions of this Ordinance are severable, and if any of its provisions shall be held to be unconstitutional, illegal, or invalid, such decision shall not affect the validity of any of the remaining provisions of this Ordinance. It is hereby declared as a legislative intent that this Ordinance would have been adopted had such unconstitutional, illegal or invalid provision not been included herein.


SECTION V

This Ordinance shall be effective upon the enactment date.


ENACTED AND ORDAINED this 22nd day of September 2025

Attest:
(Corporate Seal)

**BOARD OF COMMISSIONERS
LOWER ALLEN TOWNSHIP**



(Assistant) Secretary



(Vice) President