

ORDINANCE NO. 21 - 5

AN ORDINANCE OF THE TOWNSHIP OF HANOVER, NORTHAMPTON COUNTY, PENNSYLVANIA, AMENDING THE CODE OF ORDINANCES OF THE TOWNSHIP OF HANOVER, NORTHAMPTON COUNTY, PENNSYLVANIA, BY AMENDING CHAPTER 82 FIREWORKS; SECTION 82-11; CONSUMER FIREWORKS; CONDITIONS OF USE; AND, SECTION 82-12 ENFORCEMENT; VIOLATIONS AND PENALTIES OF THE CODE OF ORDINANCES, AND REPEALING ALL ORDINANCES INCONSISTENT THEREWITH

WHEREAS, The Supervisors of Hanover Township, Northampton County, Pennsylvania, under the powers vested in them by the "Second Class Township Code" of Pennsylvania as well as other laws of the Commonwealth of Pennsylvania, do hereby enact and ordain the following amendment to the text of the Hanover Township Code of Codified Ordinances;

WHEREAS, the Board of Supervisors of Hanover Township desire to amend its Code of Codified Ordinances by amending dates and times of use of fireworks enforcement provisions within the Township.

NOW, THEREFORE, be it enacted and ordained by the Board of Supervisors of Hanover Township, Northampton County, Pennsylvania, and the same is hereby ordained and enacted as follows, to wit:

SECTION 1. Chapter 82 Fireworks; Section 82-11 Consumer fireworks; conditions of use Subsection B. Dates and times of use is deleted in its entirety and replaced as follows:

"B. Dates and times of use.

(1) Consumer Fireworks cannot be ignited or discharged in the Township, except during the following dates and times:

- (a) Memorial Day, 6:00 P.M. to 10:00 P.M.
- (b) July 3, 6:00 P.M. to 10:00 P.M.
- (c) July 4, 6:00 P.M. to 10:00 P.M.
- (d) July 5, 6:00 P.M. to 10:00 P.M.

- (e) Labor Day, 6:00 P.M. to 10:00 P.M.
- (f) December 31, 6:00 P.M. to 11:59 P.M.
- (g) January 1, 12:00 AM to 12:30 AM
- (h) January 1, 6:00 P.M. to 10:00 P.M.

(2) The use of Consumer Fireworks is strictly prohibited at all other times.”

SECTION 2. Chapter 82 Fireworks; Section 82-12, Enforcement; violations and penalties,

Subsection B is deleted in its entirety and replaced as follows:

“B. Any person, partnership, association, corporation, or any other legal entity established under the laws of the Commonwealth of Pennsylvania who violates this Chapter or any property owner who allows any person, partnership, association, corporation, or any other legal entity established under the laws of the Commonwealth of Pennsylvania to violate the provisions of this Chapter on their property shall, upon conviction thereof, be sentenced to pay a fine of \$500 for a first offense, \$750 for a second offense, and \$1,000 for a third and all subsequent offenses, plus the costs of prosecution.”

SECTION 3. SEVERABILITY

If any section, clause, provision, or portion of this Ordinance shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such decision shall not affect any other section, clause, provision, or portion of this Ordinance.

SECTION 3. REPEALER

All Ordinances and parts of Ordinances inconsistent herewith be and the same are hereby repealed.

SECTION 4. EFFECTIVE

This Ordinance shall become effective five (5) days from the date of its adoption.

ENACTED AND ORDAINED this 24th day of August, 2021.

ATTEST:

BOARD OF SUPERVISORS
OF HANOVER TOWNSHIP,
NORTHAMPTON COUNTY

By: Elizabeth D. Ritter
Elizabeth D. Ritter, Secretary

By: John N. Diacogiannis
John N. Diacogiannis, Chairman