

ORDINANCE NO. 26-03

**AN ORDINANCE OF THE TOWNSHIP OF HANOVER, COUNTY OF
NORTHAMPTON, COMMONWEALTH OF PENNSYLVANIA,
AMENDING THE TOWNSHIP OF HANOVER'S CODE OF
ORDINANCES, PART II, GENERAL LEGISLATION; AMENDING
CHAPTER 124, PARKS AND RECREATION, TO PROHIBIT CERTAIN
MOTORIZED VEHICLES WITHIN AND ON TOWNSHIP OWNED
PROPERTY; AMENDING CHAPTER 124'S VIOLATION AND
PENALTY PROVISIONS; AND, REPEALING ALL ORDINANCES OR
PARTS OF ORDINANCES INCONSISTENT HERewith.**

WHEREAS, Hanover Township, Northampton County, Pennsylvania (the "Township") through its Board of Supervisors (the "BOS"); adopted Ordinance No. 73-10, Parks and Recreation, on December 28, 1973, as amended (the "Ordinance"); and

WHEREAS, the use of certain motorized vehicles within and on Township owned property, particularly its parks, has become a safety concern; and

WHEREAS, the BOS wishes to amend the Ordinance to prohibit the use of certain motorized vehicles within and on certain Township-owned property and amend the Ordinance's violation and penalty provisions relative to the same.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Board of Supervisors of Hanover Township, Northampton County, Pennsylvania as follows:

SECTION 1. The Township of Hanover's Code of Ordinances; Part II *General Legislation*; Chapter 124 *Parks and Recreation*; § 124-5 *Violations and penalties* is deleted in its entirety and replaced as follows:

"§ 124-5 Motorized vehicles.

A. Purpose. The purpose of this section is to ensure the safety and enjoyment of all residents and visitors in Hanover Township by prohibiting the use of certain motorized vehicles on property owned by Hanover Township, specifically Township owned public parks and open spaces.

B. Definitions.

1. MOTOR-DRIVEN CYCLE — A motorcycle, dirt bike, ATV or other similar vehicle which is either two-wheeled or four-wheeled, and straddle-mounted, with either an electric or combustion powered motor.

2. PUBLIC PARKS — All parks, trails, open spaces, and recreational areas owned or managed by Hanover Township, Northampton County Pennsylvania.

C. Prohibitions.

1. All Motor-Driven Cycles are prohibited from use in all Public Parks.

2. For purposes of any violations and penalties, any parent of any minor or the guardian of any ward shall be responsible for a minor or ward who violates the provisions of this section relating to the operation of a Motor-Driven Cycle.

§ 124-6. Violations and Penalties

A. Any person who violates this chapter, including any parent of any minor or the guardian of any ward, shall upon conviction in a summary proceeding brought before a District Justice under the Pennsylvania Rules of Criminal Procedure, be guilty of a summary offense and shall be punishable by a fine of not less than \$100 nor more than \$1,000, plus costs of prosecution. In default of payment thereof, the defendant may be sentenced to imprisonment for a term not exceeding 90 days. Each day or portion thereof that such violation continues or is permitted to continue shall constitute a separate offense, and each section of this chapter that is violated shall also constitute a separate offense.

B. Any Motor-Driven Cycle used in violation of § 124-5 shall be impounded by the Colonial Regional Police Department subject to further adjudication.

SECTION 2. All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

SECTION 3. The provisions of this Ordinance shall be severable and if any provision thereof shall be declared 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 of the Township that this Ordinance would have been enacted had such unconstitutional, illegal or invalid provision(s) not been included herein.

SECTION 4. This Ordinance shall become effective upon enactment.

ENACTED AND ORDAINED at a regular meeting of the Board of Supervisors of the Township of Hanover, County of Northampton on this 21 day of July, 2026.

ATTEST:

**BOARD OF SUPERVISORS,
HANOVER TOWNSHIP,
NORTHAMPTON COUNTY,
PENNSYLVANIA**

By: Kimberly Lymanstall
KIMBERLY LYMANSTALL,
Secretary

By: Susan A. Lawless
SUSAN A. LAWLESS, ESQUIRE,
Chair