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ORDINANCE NO.

AN ORDINANCE OF THE TOWNSHIP OF PYMATUNING, MERCER COUNTY, PENNSYLVANIA, PROVIDING FOR THE PROMOTION OF PUBLIC HEALTH, SAFETY AND WELFARE BY PROHIBITING THE POSSESSION OR CONSUMPTION OF ALCOHOLIC BEVERAGES IN PUBLIC RECREATION AREAS AND PROVIDING PENALTIES.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Pymatuning, Mercer County, Pennsylvania, and it is hereby ENACTED AND ORDAINED by and with the authority of the same as follows:

SECTION 1: Definitions

A. "Alcoholic Beverage" shall mean and include any alcoholic, spiritous, fermented or brewed beverage which contains more than one-half of one percent of alcohol by volume.

B. "Public Recreation Area" shall mean and include all lands and waters owned by the United States, by the Commonwealth of Pennsylvania, or by any subdivision or agency thereof which is devoted to or used for the purposes of public recreation and enjoyment notwithstanding that said lands or waters may also be used for other purposes.

C. "Township" shall mean the Township of Pymatuning, Mercer County, Pennsylvania.

SECTION 2: It shall be unlawful for any person to possess or to consume any alcoholic beverage within or upon any public recreation area within the Township.

SECTION 3: Any person violating any of the provisions of this Ordinance shall, upon conviction thereof before any justice of the peace or

district justice, be subject to a fine of not less than Twenty-five (\$25.00) Dollars nor more than Three Hundred (\$300.00) Dollars and costs of prosecution for each and every offense, and, in default thereof, shall undergo imprisonment in the Mercer County Jail for a period of not more than thirty (30) days.

SECTION 4: The provisions of this Ordinance are severable, and if any section, clause, sentence, part or provision thereof shall be declared illegal, invalid, or unconstitutional, such illegality, invalidity, or unconstitutionality shall not affect or impair any of the remaining sections, clauses, sentences, parts or provisions of this Ordinance.

SECTION 5: Any Ordinance or part thereof inconsistent with the terms of this Ordinance is hereby repealed.

SECTION 6: This Ordinance shall become effective immediately.

ENACTED AND ORDAINED this 25 day of July, 1970

TOWNSHIP OF PYMATUNING

Robert E. Small

Charles J. Goodenow

John E. Barlett

Board of Supervisors