

**BOROUGH OF EPHRATA  
LANCASTER COUNTY, PENNSYLVANIA**

**ORDINANCE NO. 1581**

**AN ORDINANCE OF THE BOROUGH OF EPHRATA, LANCASTER COUNTY,  
PENNSYLVANIA, AMENDING CHAPTER 221 OF THE CODE OF THE BOROUGH OF  
EPHRATA, "PARKS AND RECREATION," TO FURTHER DEFINE THE AREAS IN THE  
BOROUGH TO WHICH THE RULES AND REGULATIONS OF CHAPTER 221 APPLY**

**WHEREAS**, the Borough Council of the Borough of Ephrata, by virtue of the Laws and Constitution of the Commonwealth of Pennsylvania, including the provisions of the Borough Code (8 Pa. C.S.A. § 2701, *et seq.*), as the same may be hereinafter amended, is empowered to regulate recreation places within the Borough limits; and

**WHEREAS**, the Borough Council has determined that it is in the best interest of the public safety to amend Chapter 221 to further clarify and define the areas within the Borough to which the Rules and Regulations set forth in Chapter 221 apply.

**NOW, THEREFORE, BE IT ENACTED AND ORDAINED**, by the Borough Council of the Borough of Ephrata, Lancaster County, Pennsylvania, as follows:

**SECTION 1: RECITALS.**

The above recitals are incorporated herein.

**SECTION 2: AMENDMENT TO THE PARKS AND RECREATION ORDINANCE.**

Section 1, entitled "Definitions and word usage" of Chapter 221 of the Code of the Borough of Ephrata, entitled "Parks and Recreation," is hereby deleted in its entirety and replaced as follows:

§ 221-1 Definitions and word usage.

- A. As used in this chapter, the following terms shall have the meanings indicated:

**ELECTRONIC CIGARETTE**

A simulated tobacco product also known as an E-cigarette, personal vaporizer (PV), or electronic nicotine delivery system (ENDS); a battery-powered device which simulates tobacco smoking by producing a vapor that resembles smoke. It generally uses a heating element known as an atomizer, which vaporizes a liquid solution. Solutions commonly contain a mixture of propylene glycol, glycerin, nicotine, and flavorings. Others may release a flavored vapor, without nicotine.

## **RECREATION AREAS**

Includes any park, playground or other place or facility maintained and operated by the Borough of Ephrata as a place for recreation, relaxation and/or the enjoyment of nature and the out-of-doors including, but not limited to, the following specifically-designated parks and playgrounds:

- A. Archery Range located at North Maple St., Ephrata, PA 17522;
- B. Bethany Playground located at Tom and Jeff Ave., Ephrata, PA 17522;
- C. Brickyard Park located at Mason Dr., Ephrata, PA 17522;
- D. Edgewater Meadow Park located at South State St., Ephrata, PA 17522;
- E. Haller's Homestead located at Old Mill Rd., Ephrata, PA 17522;
- F. Heatherwood Park located at Heatherwood Dr., Ephrata, PA 17522;
- G. Lincoln Heights Outdoor Recreation Area located at Joann Ave./Crescent Ave., Ephrata, PA 17522;
- H. Lincoln Heights Playground located at Hummer Rd. and Lincoln Heights Ave., Ephrata PA 17522;
- I. Moyer's Meadow Park located at Cloister Alley and Penn Ave., Ephrata, PA 17522;
- J. Nissley Park/Playground located at Niss Ave. and Bellevue Ave., Ephrata, PA 17522;
- K. Pioneer View Playground located at 285 Boomerang Dr., Ephrata, PA 17522;
- L. Redcay Playground located at Russell Alley, Ephrata, PA 17522;
- M. Sycamore Acres Park located at Dawn Ave., Ephrata, PA 17522;
- N. Terraces Park located at Irene Ave., Ephrata, PA 17522;
- O. Thomas P. Grater Community Park located at Cocalico St. and off of South Oak St., Ephrata, PA 17522; and
- P. Warwick to Ephrata Rail Trail (WERT) located at Pointview Ave., Ephrata, PA 17522.

## **SIMULATED TOBACCO PRODUCT**

Products that imitate or mimic tobacco products, including, but not limited to, electronic cigarettes.

- B. In this chapter, the singular shall include the plural, the plural shall include the singular, and the masculine shall include the feminine and the neuter.

**SECTION 3: SEVERABILITY.**

If any provision, section, sentence, clause, or portion of this ordinance shall be held invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any other provision, section, sentence, clause or portion of this ordinance which shall continue and remain in full force and effect.

**SECTION 4: REPEAL OF PRIOR INCONSISTENT ORDINANCES.**


All prior ordinances or parts of ordinances inconsistent herewith are hereby repealed. Except as expressly amended hereby, nothing herein shall be deemed to affect or alter the provisions of Chapter 221 of the Borough's Code of Ordinances.

**SECTION 5: EFFECTIVE DATE.**

This ordinance shall become effective immediately.

**DULY ENACTED AND ORDAINED** this 13<sup>th</sup> day of May 2024, by the Council of the Borough of Ephrata, Lancaster County, Pennsylvania, in lawful session duly assembled.

**BOROUGH OF EPHRATA**  
Lancaster County, Pennsylvania

By:   
Thomas G. Reinhold, President



Attest:   
Nancy C. Harris, PE, Secretary

Approved by me this 13<sup>th</sup> day of May 2024.

By:   
Ralph E. Mowen, Mayor