

CHAPTER 23. STATE FOREST PICNIC AREAS**PRELIMINARY PROVISIONS**

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Authority

The provisions of this Chapter 23 issued under section 1920-A of The Administrative Code of 1929 (71 P. S. § 510-20 (repealed in part)); and the Crimes Code, 18 Pa.C.S. §§ 7505 and 7506; amended under sections 302, 313 and 502 of the Conservation and Natural Resources Act (71 P. S. §§ 1340.302, 1340.313 and 1340.502), unless otherwise noted.

Source

The provisions of this Chapter 23 adopted August 31, 1979, effective September 1, 1979; renumbered from 25 Pa. Code Chapter 52, June 7, 1996, effective June 8, 1996, 26 Pa.B. 2707; amended January 3, 2003, effective January 4, 2003, 33 Pa.B. 221, unless otherwise noted. Immediately preceding text appears at serial pages (217095) to (217099).

Editor's Note: The provisions of this Chapter 23 were originally promulgated by the Environmental Quality Board for the Department of Environmental Resources under section 1920-A of The Administrative Code of 1929 (71 P. S. § 510-20 (Repealed in part)). Under the Conservation and Natural Resources Act, the act of June 28, 1995 (P. L. 89, No. 18) (71 P. S. §§ 1340.101—1340.1103), the functions of the Department of Environmental Resources and the Environmental Quality Board relating to the subject matter of this chapter and the authority to promulgate regulations in furtherance thereof were transferred to the Department of Conservation and Natural Resources.)

Cross References

This chapter cited in 17 Pa. Code § 45.32 (relating to plants in State Parks and State Forest lands).

PRELIMINARY PROVISIONS**§ 23.1. Definitions.**

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

Permission of the Department—Approval obtained from a district forester or a designee.

State forest picnic area or *picnic area*—An area on State forest land designated by the Department as a State forest picnic area.

§ 23.2. Application.

State forest picnic areas are subject to Chapter 21 (relating to general provisions) and this chapter.

§ 23.3. Violations.

(a) A person who engages in an act which is prohibited by § 21.21 or § 21.25 (relating to motor vehicles; and parking) commits a summary offense under 18 Pa.C.S. § 7505 (relating to violation of governmental rules regarding traffic).

(b) A person who engages in an act which is prohibited by this chapter, other than an act prohibited by § 21.21 or § 21.25, commits a summary offense under 18 Pa.C.S. § 7506 (relating to violation of rules regarding conduct on Commonwealth property).

MISCELLANEOUS PROVISIONS**§ 23.11. Schedule.**

(a) State forest picnic areas are open to the public between sunrise and sunset.

(b) Except as provided in subsection (c) or except with written permission of the Department, entering, using or remaining in a State forest picnic area when it is not open to the public under subsection (a) is prohibited.

(c) Entering a State forest picnic area when it is not open to the public under subsection (a) is permitted for the purpose of fishing or gaining access to another area of State forest land that is open for public use.

§ 23.12. Motor vehicles.

Operation of a motor vehicle in a manner that is reckless or negligent or that creates a nuisance or excessive noise is prohibited.

§ 23.13. [Reserved].**§ 23.14. Alcoholic beverages.**

Possession or consumption of alcoholic beverages is prohibited.

§ 23.15. Trash and garbage disposal.

If containers for disposal of trash and garbage are provided by the Department, trash and garbage accumulated during use of a State forest picnic area may be placed in these containers. Disposing of any other material in these containers is prohibited.

§ 23.16. Fires.

(a) Fires are permitted in fire rings and fireplaces provided by the Department and in gas grills and camp stoves. Charcoal fires are permitted in appliances designed for that purpose. All fires are prohibited.

(b) Disposing of hot charcoal except in a facility designated by the Department for charcoal disposal is prohibited.

(c) Leaving a fire that has not been completely extinguished is prohibited.

(d) Fires in fire rings and fireplaces are subject to the prohibition in § 21.62(b) (relating to open fires).

§ 23.17. Hunting, trapping and shooting.

Hunting, trapping and the discharge of firearms, bows and arrows, or other devices capable of launching projectiles are prohibited.

§ 23.18. [Reserved].**§ 23.19. [Reserved].****§ 23.20. Pets.**

Pets are prohibited unless they are on a leash not exceeding 6 feet and are attended at all times.

§ 23.21. [Reserved].**§ 23.22. Organized events.**

An instruction, exhibition, competition, demonstration or other organized activity or special event is prohibited without written permission of the Department.

§ 23.23. Removal of facilities.

Removal from State forest picnic areas of picnic area facilities, including picnic tables, grills, fire rings, or containers for disposal of trash, garbage or charcoal is prohibited.

§ 23.24. Disorderly, indecent or obscene or lewd conduct.

Disorderly conduct, indecent exposure, and obscene or lewd acts or dress is prohibited.

§§ 23.41—23.47. [Reserved].

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