

Beech Mountain Lakes Association Policies			
<i>Section:</i>	5.0 Safety and Security	<i>Effective Date:</i>	January 01, 2022
<i>Policy:</i>	5.2 Fireworks Policy	<i>Supersedes:</i>	July 2009
<i>Approved by:</i>	5 of 5 Board Members		

If applicable, the exact amount of the fee, fine or deposit that may be referenced in the below policy can be found in the Schedule for Fees and Fines (found by following this link).

If permits are required for this policy:

- 1. Beech Mountain has 30 days from the date of submission to approve the permit.*
- 2. It is your responsibility to check with Butler Township for any permits needed to ensure you are in compliance with their policies.*

RECITALS

- A. Whereas, the Beech Mountain Lakes Protective Covenants, Declarations, and Rules and Regulations, from hereon referred to as the “Policies,” describe how a property may be used, developed, and maintained within the community.
- B. Whereas, under the Declaration of Protective Covenants, Exceptions, Reservations, and Conditions for Beech Mountain Lakes in Drums, Pennsylvania, the Board of Directors is charged with certain responsibilities regarding protection of the safety and well-being of residents and guests of Beech Mountain Lakes, as well as with the care, maintenance, service, and preservation of the Common Areas.
- C. Whereas, the Board of Directors, under section 13 of the Beech Mountain Lakes Protective Covenants, has the power to implement general use restrictions including section 13.10.
- D. Whereas, the Property Owner, under section 3.0 of the Policies and 13 of the Covenants, is charged with certain responsibilities regarding the care, maintenance, service, and preservation of property within Beech Mountain Lakes Association in Drums, Pennsylvania.
- E. Whereas, the Board of Directors wishes to update the uniform policy for the use of fireworks in the community.

Now, therefore, let it be resolved that the Board of Directors hereby updates the following policy on the use of fireworks:

STATE, TOWNSHIP, AND BML COMMUNITY RESTRICTIONS:

WHEREAS, the Commonwealth of Pennsylvania (P.L. 134, No 65 {Revised May, 1984}) specifically prohibits:

Any combustible or explosive composition prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation. This includes but is not

limited to firecrackers, skyrockets, roman candles, aerial fireworks, or other fireworks of like construction, and any fireworks containing any explosive or flammable compound.

WHEREAS, Butler Township (Zoning Regulations: Part 5 Regulation of Firework Displays: *502. Display and Discharge) states:

It shall be a violation of this Part for any person to store, or use or explode any firework, except as provided in the rules and regulations issued by the fire official for the granting of permits for supervised public displays of fireworks by the Township, fair associations, amusement parks and other organizations.

WHEREAS, The PROTECTIVE COVENANTS, EXCEPTIONS, RESERVATIONS AND CONDITIONS for Beech Mountain Lakes (Section 13.5 Nuisances) stipulate that:

No noxious or offensive activity shall be carried on in the Common Areas or any Community Common Area nor shall any activity be conducted within the Development, either willfully or negligently, which may be or become an annoyance or nuisance to other owners.

THEREFORE, no owner, visitor, Quail Hollow registered guest, family member or other guest may store, use or explode any fireworks in, on, or adjacent to Beech Mountain Lakes without the proper permit.

PENALTY

The penalty for violating the BML Fireworks regulation is listed in the Schedule for Fees and Fines.

In addition, each incident will be reported to the Butler Township Police Department.

Effective Date:

In witness whereof, the undersigned have executed this resolution on the 1st day of January 2022.

Signature on file in Admin office

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President

Secretary