

YORKANNA BOROUGH

YORK COUNTY, PENNSYLVANIA

ORDINANCE NO. 97-2

CURFEW

- Section 1. Curfew Established for Minors Under Age of 18 Years**
- Section 2. Prohibited Acts by Parents and Guardians**
- Section 3. Prohibited Acts by Proprietors and managers of Certain Places of Business**
- Section 4. Exceptions**
- Section 5. Severability**
- Section 6. Classification of Offenses**
- Section 7. Effective Date**

Section 1. Curfew Established for Minors Under Age of 16 and 18 Years. It shall be unlawful for any minor under the age of sixteen (16) years to be, loiter, idle, wander, stroll, play or to operate or be in a vehicle, in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, places or buildings, places of amusement and entertainment, vacant lots or other unsupervised places in the Borough of Yorkanna between the hours of ten (10:00) o'clock P.M. and six (6:00) o'clock A.M. of the following morning. It shall be unlawful for any minor under the age of eighteen (18) years to be, loiter, idle, wander, stroll, play or to operate or be in a vehicle, in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, places or buildings, places of amusement and entertainment, vacant lots or other unsupervised places in the Borough of Yorkanna between the hours of twelve (12:00) o'clock A.M. and six (6:00) o'clock A.M. of the following morning. Any minor under the age of sixteen (16) or eighteen (18) years who shall violate any provision of this section shall, upon conviction thereof, be sentenced for the first offense to pay a fine of not less than Twenty-Five and 00/100 (\$25.00) Dollars and costs of prosecution. Any minor under the age of sixteen (16) or eighteen (18) years who shall violate any provision of this section shall, upon conviction thereof, be sentenced for the second offense to pay a fine of not less than Fifty and 00/100 (\$50.00) Dollars and costs of prosecution. Any minor under the age of sixteen (16) or eighteen (18) years who shall violate any provision of this section shall, upon conviction thereof, be sentenced for the third offense to pay a fine of not less than Three Hundred and 00/100 (\$300.00) Dollars and costs of prosecution.

Section 2. Prohibited Acts By Parents and Guardians. It shall be unlawful for the parent, guardian or other adult person having the care and custody of a minor under the age of sixteen (16) and eighteen (18) years, respectively as hereinabove set forth, to permit such minor to be, loiter, idle, wander, stroll, play or to operate or be in a vehicle, in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, places or buildings, places of amusement and entertainment, vacant lots, or other unsupervised places in the Borough of Yorkanna between the hours hereinabove set forth. Any parent, guardian or other adult person having the care and custody of a minor under the age of eighteen (18) years violating any of the provisions of this section shall, upon conviction thereof, be sentenced for the first offense to pay a fine of not less than Twenty-Five and 00/100 (\$25.00) Dollars and costs of prosecution, and, in default of payment thereof to undergo imprisonment for not more than five (5) days; for a second offense to pay a fine of not less than Fifty and 00/100 (\$50.00) Dollars and costs of prosecution, and, in default of payment thereof, to undergo imprisonment for not more than ten (10) days; and for a third offense to pay a fine of not less than Three Hundred and 00/100 (\$300.00) Dollars and costs of prosecution, and, in default of payment thereof, to undergo imprisonment for not more than thirty (30) days.

Section 3. Prohibited Acts By Proprietors and Managers of Certain Places of Business. It shall be unlawful for any individual, firm, association, partnership or corporation, operating, managing or conducting any privately owned place of business carried on for a profit or any place of amusement or entertainment to which the public is invited to knowingly permit a minor under the age of sixteen (16) or eighteen (18), as hereinabove set forth, to be, loiter, idle, wander, stroll or play upon the premises of said establishments in the Borough of Yorkanna between the hours hereinabove set forth. Any individual, firm, partnership or member or partner thereof, or corporation or officer thereof operating, managing or conducting any privately owned place of business carried on for profit or any place of amusement or entertainment to which the public is invited violating any of the provisions of this section shall, upon conviction thereof, be sentenced for the first offense to pay a fine of not less than Twenty-Five and 00/100 (\$25.00) Dollars and costs of prosecution, and, in default of payment thereof, to undergo imprisonment for not more than five (5) days; for a second offense to pay a fine of not less than Fifty and 00/100 (\$50.00) Dollars and costs of prosecution, and, in default of payment thereof, to undergo imprisonment for not more than ten (10) days; and for a third offense to pay a fine of not less than Three Hundred and 00/100 (\$300.00) Dollars and costs of prosecution, and, in default of payment thereof, to undergo imprisonment for not more than thirty (30) days.

Section 4. Exceptions. None of the provisions of Sections 1, 2 or 3 of this ordinance shall apply to any minor, under the age of eighteen (18) years of age, who shall be accompanied by his or her parent, guardian or other adult person having the care and custody of the minor, or when such minor is upon an emergency errand or legitimate business directed by his or her parent, guardian or other adult person having the care and custody of such minor, or where legally recognized employment makes it necessary for him or her to be in or upon said place between said hours.

Section 5. Severability. The provisions of this ordinance are hereby declared to be severable, and in the event of the invalidity of any portion hereof, all remaining provisions hereof shall remain in full force and effect.

Section 6. Classification of Offenses. All convictions hereunder shall be deemed summary offenses.

Section 7. Effective Date This ordinance shall become effective 30 days after adoption.

NOW, THEREFORE, BE IT ENACTED AND ORDAINED INTO LAW this 2 day of June 1997.

ATTEST:

YORKANNA BOROUGH

Granita A Smith
Secretary

Rosalyn A. McElhenny
President

APPROVED:

Rodolfo R. Palacios
MAYOR

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