

RIMERSBURG BOROUGH ORDINANCE 2-93

AN ORDINANCE OF RIMERSBURG BOROUGH ESTABLISHING A
CURFEW FOR ALL CHILDREN UNDER THE AGE OF SIXTEEN

WITNESSETH:

WHEREAS, Borough Council has concluded it is detrimental to juveniles under the age of 16 to be in public places within Rimersburg Borough after 10 p. m., when they are not accompanied by their parent or legal guardian; and

WHEREAS, Borough Council has concluded that the welfare and safety of Rimersburg Borough and its residents is served by not permitting juveniles under the age of 16 to be in public places in Rimersburg Borough after 10 p. m., unless they are accompanied by their parent or legal guardian; and

WHEREAS, 53 P. S. § 46202 (74) gives Rimersburg Borough the power:

"To make and adopt all such ordinances, bylaws, regulations not inconsistent with or restrained by the Constitution and laws of the Commonwealth, as may be expedient or necessary for the proper management, care and control of the borough and its finances, and the maintenance of peace, good government, safety and welfare of the borough and its trade, commerce and manufacturers..."; and

WHEREAS, Rimersburg Borough desires to enact a Curfew Ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED AND IT IS HEREBY ORDAINED AND ENACTED BY RIMERSBURG BOROUGH COUNCIL AS FOLLOWS:

Section 1. It shall be unlawful for any child under the age of 16 years to be on the streets, parks, cemeteries or public places in Rimersburg Borough between the hours of 10 p. m. and 6 a. m. prevailing time, provided, however, that a child under the age of 16 may be permitted on the streets, parks, cemeteries or public places within the Borough between 10 p. m. and 6 a. m. prevailing time, if he or she is in the company of his or her parent or his or her legal guardian or person or persons having legal care, custody and control of such child; is engaged in his or her course of employment; or is on the way to or from and organized religious activity.

Section 2. Any child who shall violate the provisions of this Ordinance shall be taken into custody by Rimersburg Borough Police Department and delivered to his or her parent, legal guardian or person have legal care, custody and control of that child.

Section 3. The parent, legal guardian or person having legal care, custody and control of a child who shall have been found to have violated a provision of this Ordinance by a Magistrate of competent jurisdiction, shall be guilty of a summary violation and sentenced to pay a fine of not less than \$5.00 or more than \$300.00, plus costs of prosecution, or, in default of such fine and costs, to undergo imprisonment for not more than ten days.

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Section 4. Any Ordinance conflicting with the provisions of this Ordinance are hereby repealed in so far as the same affect this Ordinance.

ORDAINED AND ENACTED into law by the Borough Council of Rimersburg, in lawful session assembled, this 1st day of March, 1993.

ATTEST:

BOROUGH OF RIMERSBURG

Dick E. Kline

Dick E. Kline
Borough Secretary

Richard G. Confer

Richard G. Confer
President of Council

Approved this 1st day of March, 1993

Donald A. Stemmerich

Donald A. Stemmerich
Mayor of Rimersburg Borough

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