

9:45
10:00

AN ORDINANCE # 306

AN ORDINANCE PROHIBITING MINORS UNDER EIGHTEEN YEARS OF AGE TO BE OR REMAIN IN OR UPON ANY OF THE STREETS, ALLEYS, PARKS OR PUBLIC PLACES IN THE BOROUGH OF GORDON AT NIGHT AFTER THE HOUR OF TEN O'CLOCK, P.M., UNLESS ACCOMPANIED AS HEREINAFTER PROVIDED: PROVIDING FOR A CURFEW WHISTLE, PRESCRIBING THE MANNER OF ENFORCEMENT AND FIXING THE PENALTY FOR VIOLATION OF THIS ORDINANCE.

WHEREAS, The Council of the Borough of Gordon, Schuylkill County, Pennsylvania, does consider it beneficial to the Borough of Gordon and to the peace, morals and welfare of the residents thereof that a curfew be established for children under eighteen (18) years of age.

NOW, THEREFORE, the Council of the Borough of Gordon does hereby ordain and enact, and it is hereby ordained and enacted by the authority of the same:

SECTION 1. It shall be unlawful for minors under the age of eighteen (18) years to be or remain in or upon any of the streets, alleys, parks or public places, or in any automobile or other means of conveyance, in the Borough of Gordon at night, after the hour of ten o'clock, p.m., except for Friday and Saturday nights and nights declared by the Mayor of Gordon at the request of the Superintendent of Schools of the Borough of Gordon when school activities call for a later curfew when the hour shall be eleven o'clock, p.m., unless such child is accompanied by a parent, guardian or other person having legal custody of such child or is a passenger on a recognized public utility. As a warning, a whistle or siren to be known as the "Curfew Whistle" shall be sounded at fifteen (15) minutes before ten o'clock, p.m. each evening,

after which all such children shall be required to be at home, or out of the streets, alleys, parks and public places, automobiles or other means of conveyance, in the Borough of Gordon, except as herein provided for.

SECTION 2. For the purpose of this ordinance, all persons under the age of eighteen (18) years shall be called a child or children.

SECTION 3. It is hereby made unlawful for any parent, guardian or other person having the legal care or custody of any children of the age above designated, to allow or permit any such child, ward or other person under such age, while in such legal custody, to go or be in or upon any of the streets, alleys, parks, or public places, or in any automobile or other means of conveyance, in the said Borough after the time prohibited in Section 1 of this Ordinance, except as therein provided.

SECTION 4. Any child as above designated found upon the Borough streets, alleys, parks, or public places, or in any automobile or other means of conveyance, within the Borough in violation of Section 1 of this Ordinance shall be taken into custody by the Borough Police and delivered to his or her parents, guardians or person having the legal custody of such a child, and a report thereof made immediately to the Mayor, who shall make a record thereof in a book to be kept for that purpose. If the said parent, guardian, or person having the legal custody of such a child shall again allow him or her to be on the said streets, alleys, parks or public places, or in any automobile or other means of conveyance in violation of Section 1 of this Ordinance, the said parent, guardian or person having the legal custody of said child so offending, shall, upon

conviction thereof before the Mayor be sentenced to pay a fine of not more than Twenty (\$20.00) Dollars, nor less than Ten (\$10.00) Dollars, and costs, and, in default of such fine and costs to be imprisoned in the County jail for not more than twenty (20) days and a like fine or imprisonment shall be imposed upon any person aiding or abetting in the violation of the intent and purpose of this Ordinance.

SECTION 5. Said children who shall violate this Ordinance more than three (3) times shall be reported to a society or organization whose purpose is to take charge of incorrigibles and delinquents and proceedings be then taken in the Court of Quarter Sessions of Juvenile Court for their permanent welfare, and a like procedure shall be taken in cases where the arrest of the parent, guardian, or legal custodian shall not be effective, or where for any other reason the provisions of Section 1 of this Ordinance cannot be made effective by fines and penalties imposed thereunder.

SECTION 6. The Police of the Borough in taking children into custody under this Ordinance shall use their discretion in determining the age of the child, and in doubtful cases shall require positive proof of age, and until such proof is furnished, the Officer's or Officers' judgment shall prevail.

ENACTED, ORDAINED, AND PASSED BY THE COUNCIL OF THE BOROUGH OF GORDON, County of Schuylkill, Pennsylvania, this 6 day of October, 1975.

William J. Seif
President

APPROVED this 6 day of _____, 1975

George Moore
Mayor

ATTEST:

Paul L. Snyder
Secretary

LIPKIN, MARSHALL, BOHORAD & THORNBURG
A PROFESSIONAL CORPORATION
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SCHUYLKILL COUNTY, PENNSYLVANIA

ORDINANCE NO. 010306

AN ORDINANCE OF THE BOROUGH OF GORDON AMENDING
ORDINANCE NO. 306 - THE BOROUGH'S CURFEW ORDINANCE - TO
REMOVE ANY REFERENCE AS TO A WARNING WHISTLE OR SIREN

BE IT, AND IT IS HEREBY ORDAINED, by the Borough Council of the Borough of
Gordon, as follows:

Section 1. Section 1 of Ordinance No. 306 shall be amended to remove the following
sentence:

"... As a warning, a whistle or siren to be known as the "Curfew Whistle"
shall be sounded at fifteen (15) minutes before ten o'clock p.m. each evening,
after which all such children shall be required to be at home or out of the streets,
alleys, parks and public places, automobiles, or other means of conveyance in the
Borough of Gordon, except as herein provided for."

Section 2. The remaining language of Ordinance No. 306 shall remain in full force
and effect.

ENACTED AND ORDAINED this 2 day of JANUARY, 2006.

ATTEST:



Secretary

BOROUGH OF GORDON

By:


President

APPROVED:

Mayor

NO MAYOR HOLDING OFFICE
WHEN THIS ORDINANCE WAS
ADOPTED.