

BOROUGH OF FAWN GROVE  
YORK COUNTY, PENNSYLVANIA

ORDINANCE NO. 77-

AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAWN GROVE, YORK COUNTY, PENNSYLVANIA, PROVIDING CURFEW REQUIREMENTS FOR CERTAIN MINORS IN THIS BOROUGH IN RELATION THERETO, MAKING PROVISIONS FOR THE TIMES DURING WHICH CERTAIN MINORS MAY BE IN OR UPON CERTAIN PUBLIC PLACES OR ESTABLISHMENTS, AND RELATING GENERALLY TO A CURFEW REQUIREMENT FOR CERTAIN MINORS IN FAWN GROVE BOROUGH AND TO THE DUTY OF MINORS IN RELATION THERETO

THE COUNCIL OF THE BOROUGH OF FAWN GROVE, York County, Pennsylvania enacts and ordains as follows:

SECTION 1: DEFINITIONS: Unless the context clearly indicates the contrary, the following definitions shall apply in this Ordinance:

A. Establishment: Any privately owned place of business carried on for a profit or any place of amusement or entertainment to which the public is invited.

B. Minor: Any person under the age of eighteen (18) years.

C. Official Borough Time: Eastern standard time; except from the last Sunday in April to the last Sunday in October, it shall be Eastern daylight saving time.

D. Public Place: Any public street, highway, road, alley, park, playground, public building, or vacant lot.

E. Remain: To loiter, idle, wander, stroll, play, or be in or upon.

F. Operator: Any individual, firm, association, partnership, or corporation operating, managing, or conducting any establishment; and whenever used in any clause prescribing a penalty the term "operator" as applied to associations or partnerships shall include the members or partners thereof, and as applied to corporations shall include the officers thereof.

SECTION 2: UNLAVFUL CONDUCT OF MINORS

A. No operator Of an establishment or their agents or employees shall knowingly permit any minor to remain upon the premises of said establishment between the hours of 12:00 midnight and 6:00 A.M., official Borough time.

B. The provisions of this Section shall not apply to any operator of an establishment or their agents or employees with regard to a minor employed by the operator and engaged in gainful employment by the operator during the curfew hours.

SECTION 3: ENFORCEMENT AND PENALTIES

A. Any police officer who finds a minor violating any provisions of Section 2 shall issue a citation immediately to the minor, constituting a summary violation, and may then take the minor home if feasible.

B. Any police officer who finds an operator of an establishment or their agents or employees violating any provisions of Section 3 shall issue a citation immediately to the operator of the establishment or their agents or employees, constituting a summary violation.

C. Any minor who shall be adjudged in violation of Section 2 of this Ordinance before a District Justice shall be sentenced to pay a fine of not more than three hundred dollars (\$300.00) for each violation and costs of prosecution, to be collected as other fines and costs are by law collectable; and in default of payment of said fine and costs, the Magistrate shall forward the citation and complaint to York County Juvenile Probation Office.

D. Any operator Of an establishment or their agents or employees who shall be adjudged in violation of Section 3 of this Ordinance before a District Justice shall be sentenced to pay a fine of not more than three hundred dollars (\$300.00) for each violation and costs of prosecution, to be collected as other fines

and costs are by law collectible; and in default of payment of said fines and costs, the Magistrate shall sentence the operator of the establishment or their agents or employees to imprisonment for not more than ninety (90) days in York County Prison.

ENACTED AND ORDAINED by the Council of the Borough of Fawn Grove, York County, Pennsylvania this 7<sup>th</sup> day of November, 1977.

ATTEST:

FAWN GROVE BOROUGH COUNCIL

H. Nelson Hinkel BY Donald McElvain  
Secretary President

APPROVED this 7<sup>th</sup> day of November, 1977.

BY D. Russell Mason  
Mayor

STOCK AND LEADER, SOLICITORS