

ORDINANCE NO. 169 - 1996

AN ORDINANCE OF THE TOWNSHIP OF PYMATUNING, MERCER COUNTY, PENNSYLVANIA, ESTABLISHING A CURFEW FOR MINORS UNDER THE AGE OF EIGHTEEN (18); IMPOSING RESPONSIBILITIES UPON PARENTS OR GUARDIANS THEREOF; PROVIDING WORK PERMIT EXCEPTIONS; AND PROVIDING CIVIL PENALTIES, COURT COSTS AND ATTORNEY'S FEES FOR THE VIOLATION THEREOF.

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of Pymatuning, Mercer County, Pennsylvania, and IT IS HEREBY ENACTED AND ORDAINED by and with the authority of same as follows:

SECTION 1: No child under the age of eighteen (18) years shall be upon any streets, alleys, sidewalks or public places of the Township of Pymatuning, Mercer County, Pennsylvania between the hours of ten (10) o'clock p.m. and seven (7) o'clock a.m., prevailing time, except that on Friday and Saturday evenings the curfew shall begin at eleven-thirty (11:30) o'clock p.m. to six (6) o'clock a.m., prevailing time, unless accompanied by his or her parent or guardian. However, upon proper application, the Township will issue work permits for certain designated places and times, at which places and times, and reasonable periods before and afterward for going to and returning from work, the minor shall not be subject to the provisions of this Ordinance. Each minor shall carry his or her work permit with him or her at all such times.

SECTION 2: Any police officer of Pymatuning Township shall determine in each instance whether a violation has occurred under this Ordinance.

- (a) Upon determination that a violation has occurred, such officer shall impose a civil penalty of Fifteen and No/100ths (\$15.00) Dollars upon the violator.
- (b) Any violator who shall fail to pay to the Township Secretary the aforesaid civil penalty of \$15.00 and No/100ths (\$15.00) Dollars for the use of the Township within seventy-two (72) hours of the assessment of such penalty upon the violator, shall, upon being found liable therefor in any civil enforcement proceeding commenced by Pymatuning Township, pay a fine of One Hundred and No/100ths (\$100.00) Dollars, plus all court costs, including reasonable attorney's fees, incurred by Pymatuning Township, and/or be required to perform community service as may be determined by the District Justice or Court.
- (c) The manner in which the notice of the penalty assessed against the violator shall be served upon the violator

shall be by personal delivery or by any form of mail requiring a receipt signed by the violator or the parent or guardian of the violator. Service is complete upon delivery of the mail. If the mail is returned with a notation by the United States Postal Authorities that the violator or his or her parent or natural guardian refused to accept the mail, the Township of Pymatuning shall have the right to serve the notice of the penalty assessed for the violation of this Ordinance by mailing a copy to the violator at the same address by ordinary mail, with the return address of the Township appearing thereon. Service by ordinary mail is complete if the mail is not returned to the Township within fifteen (15) days after mailing.

SECTION 3: The provisions of this Ordinance, in so far as they are the same as those of Ordinances and Regulations now in full force and effect prior to the enactment of this Ordinance, are intended as a continuation of such Ordinances and Regulations and not as new enactments. The provisions of this Ordinance shall not affect any act done or liability incurred nor shall they affect any suit or prosecution pending or to be instituted to enforce any right or penalty or to punish any offense or offenses under the authority of any of those repealed Ordinances, Regulations or parts thereof.

SECTION 4: All Ordinances of the Township of Pymatuning, not inconsistent herewith shall remain in full force and effect, and all Ordinances or parts of Ordinances in conflict herewith are hereby repealed. Ordinance No. 44 of 1964 is hereby specifically repealed.

SECTION 5: This Ordinance shall become effective five (5) days after its adoption.

ENACTED AND ORDAINED, by the Supervisors of the Township of Pymatuning, Mercer County, Pennsylvania, on this 12th day of September, 1996.

ATTEST:

PYMATUNING TOWNSHIP, MERCER COUNTY,
PENNSYLVANIA

Joyce E. Leventry
Township Secretary

By:

Joseph A. Schreiber
 George Fedler, Jr.
 Richard F. Sherwood
(Supervisors)

APPLICATION FOR WORK PERMIT

Date of Application:
Certificate/Permit No.:
Date Issued:

A. To be completed by issuing officer

Name of Minor			Sex _____ Color of Hair _____ Color of Eyes _____	Signature of Officer
Any Distinguishing Physical Characteristics				School District Name and Address
Place of Residence				
Month	Day	Year	Evidence of age and employment certificate or transferrable work permit as evidenced by: a. Birth Certificate b. Other	

**B. Name of Employer of Minor:
Address of Employer:**

Location of Minor's Employment:
Hours of Employment:
Approximate travel time of minor to and from work:

C. To be completed by parent, guardian or legal custodian in presence of issuing officer

I, parent, guardian or legal custodian of the above-named minor, request the issuance of an employment permit as provided in the Pymatuning Township Minor's Curfew Ordinance.

Signature of Parent, Guardian or Legal Custodian	Name and Address of Parent, Guardian or Legal Custodian
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PERMIT

The above-named minor shall be exempt from the provisions of the Pymatuning Township Minor's Curfew Ordinance while working at the above-designated place of employment and reasonable periods of time before and after work to permit said minor to go to work and return home from work. **THIS PERMIT MUST BE IN THE POSSESSION OF THE MINOR NAMED ABOVE WHEN WORKING OR TRAVELING TO AND FROM WORK DURING CURFEW.**

Date: _____

Pymatuning Township
Chief of Police