

RUSH TOWNSHIP, SCHUYLKILL COUNTY
COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. 189

AN ORDINANCE OF RUSH TOWNSHIP, SCHUYLKILL COUNTY, COMMONWEALTH OF PENNSYLVANIA, PROHIBITING ANY ACTIONS OR BEHAVIORS WITHIN RUSH TOWNSHIP TENDING TO MAKE INSECURE THE SAFETY OF PERSONS OR PROPERTY WITHIN RUSH TOWNSHIP, AND PROHIBITING DISTURBANCES OF THE PEACE WITHIN RUSH TOWNSHIP, AND PROVIDING PENALTIES FOR VIOLATIONS.

WHEREAS, Section 1527 of the Second Class Township Code, 53 P.S. Section 66527, authorizes the board of supervisors of a township to adopt an ordinance to secure the safety of persons or property within the township and to define disturbing the peace within the limits of the township; and]

WHEREAS, the Board of Supervisors of Rush Township wish to prohibit actions and behaviors tending to make insecure the persons or property, and tending to disturb the peace, within Rush Township as authorized by Section 1527;

NOW, THEREFORE, be it ORDAINED as follows:

Section 1. Prohibition

(A) No person shall engage in any unreasonable action or behavior within Rush Township which tends to threaten the peace, quiet or good order of Rush Township, or which unreasonably causes danger to or the insecurity of any persons or property located within Rush Township.

(B) No person, irrespective of age, while under the influence of alcohol, shall engage in any action or behavior within Rush Township which tends to threaten the peace, quiet or good order of Rush Township, or which causes danger to or the insecurity of any persons or property located within Rush Township.

Section 2. Penalties.

Any person violating the provisions of Section 1 of this Ordinance is subject to prosecution by action brought before a Magisterial District Judge in the same manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure. Any person found guilty in violation of any provision of this Ordinance shall pay a fine of not less than \$100.00 nor more than \$500.00, plus court costs, and/or may be sentenced to imprisonment either for a violation of any provision of this Ordinance or for failing to pay a fine or costs imposed under this Ordinance for a term not to exceed 90 days.

Section 3. Severability.

If any section, part, sentence, clause or portion of this Ordinance is found by a court of competent jurisdiction to be illegal or unenforceable, the rest and remainder of this Ordinance shall be given full force and effect as if adopted by Rush Township without the section, part, sentence, clause or portion found illegal or unenforceable.

Section 4. Repealer.

All prior Rush Township ordinances or portions thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent necessary to give effect to this Ordinance.

Section 5. Effective Date

This Ordinance shall be effective immediately upon enactment or on the first day allowed by law thereafter, whichever occurs first.

ENACTED and ORDAINED this 18 day of December, 2014.

ATTEST:



Secretary

RUSH TOWNSHIP
BOARD OF SUPERVISORS



