

Chapter 6

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Part 1**Disorderly Conduct Prohibited****§6-101. Disorderly Conduct Prohibited.**

Disorderly conduct, as defined in the Pennsylvania Crimes Code, 18 Pa.C.S.A. §5503, is hereby prohibited within the Township of Reading. A person is guilty of disorderly conduct if they:

- A. Engage in fighting or in threatening, violent or tumultuous behavior.
- B. Make unreasonable noise.
- C. Create a hazardous or physically offensive condition by any act which serves no legitimate purpose of the actor.

Provided, as used in this Section, the word “public” means affecting or likely to affect persons in a place to which the public or a substantial group has access. Among the places included are streets, alleys and sidewalks, transport facilities, schools, prisons, apartment houses, places of business or amusement, any neighborhood, or any premises which are open to the public.

(*Ord. 1987-2, 7/16/1987, §6-101; as amended by Ord. 2014-01, 4/21/2014*)

§6-102. Penalty for Disorderly Conduct.

Any person who shall violate any provision of this Part shall, upon being found liable thereof in a civil enforcement proceeding commenced by Reading Township, pay a fine not exceeding \$600. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by personal delivery or by certified mail to the person or entity violating this Part. If the person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the district justice to enforce the fine imposed.

(*Ord. 1987-2, 7/16/1987, §6-102; as amended by Ord. 1996-3, 12/9/1996, §2*)

Part 2**Littering Prohibited****§6-201. Littering Prohibited.**

It shall be a violation of this Part for any person to throw, place or dump any waste paper, yard waste, sweepings, ashes, household waste, glass metal, refuse, rubbish or hazardous, dangerous or detrimental substance into or upon any road, street, highway or alley or upon the land of another or into or upon any stream in Reading Township.

(Ord. 2007-2, 4/16/2007, §1)

§6-202. Dumping Prohibited.

It shall be a violation of this Part for any individual, corporation, partnership, firm or other business entity to authorize or permit any person to throw, place or dump any waste paper, yard waste, sweepings, ashes, household waste, glass metal, refuse, rubbish or hazardous, dangerous or detrimental substance into or upon any road, street, highway or alley or upon the land of another or into or upon any stream in Reading Township.

(Ord. 2007-2, 4/16/2007, §2)

§6-203. Penalty.

Any person, firm, association or corporation violating any of the provisions of this Part shall, upon conviction in a summary criminal proceeding pursuant to the Pennsylvania Rules of Civil Procedure before a Magisterial District Justice, be subject to a fine not to exceed \$1,000 per violation and to imprisonment to the extent allowed by law for the punishment of summary offenses. A separate offense shall arise for each day or portion thereof in which a violation is found to exist or for each Section of this Part which is found to have been violated.

(Ord. 2007-2, 4/16/2007, §3)

Part 3**Loitering Prohibited****§6-301. Definitions.**

As used in this Part, the following terms shall have the meanings indicated, unless a different meaning clearly appears from the context:

Loitering—remaining idle essentially in one location; lingering; spending time idly; loafing or walking about aimlessly in one vicinity or neighborhood; or “hanging around.”

Public place—any place to which the public has access including any public street or public sidewalk, the front of and the area immediately adjacent to any school, parking lot, store, restaurant, tavern or other place of business.

(Ord. 1987-2, 7/16/1987, §6-301)

§6-302. Certain Types of Loitering Prohibited.

No person shall loiter in a public place in such manner as to:

- A. Create or cause to be created a danger of a breach of the peace.
- B. Create or cause to be created any annoyance to any person or persons.
- C. Obstruct the free passage of pedestrians or vehicles.

D. Obstruct, molest or interfere with any person lawfully in any public place as defined in §6-301 of this Part. This shall include the making of unsolicited remarks of an offensive, disgusting or insulting nature or which are calculated to annoy or disturb the person to, or in whose hearing, they are made.

(Ord. 1987-2, 7/16/1987, §6-302)

§6-303. Request to Leave.

Whenever the presence of any person in any public place is causing or is likely to cause any of the conditions enumerated in §6-302 of this Part, any police officer may order that person to leave that place. Any person who shall refuse to leave after being ordered to do so by a police officer shall be guilty of a violation of this Section.

(Ord. 1987-2, 7/16/1987, §6-303)

§6-304. Penalties.

Any person who shall violate any provision of this Part shall, upon being found liable thereof in a civil enforcement proceeding commenced by Reading Township, pay a fine of not more than \$600 plus all court costs, including reasonable attorney's fees incurred by Reading Township. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by personal delivery or by certified mail to the person or entity violating this Part. If the

person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the district justice to enforce the fine imposed.

(Ord. 1987-2, 7/16/1987, §6-304; as amended by Ord. 1996-3, 12/9/1996, §2)

Part 4**Open Containers and Public Consumption
of Alcoholic Beverages Prohibited****§6-401. Definitions.**

Unless the context otherwise requires, the following words or phrases shall be construed according to the definitions set forth below:

Alcoholic beverages—any spirits, wine, beer, ale or other liquid containing more than ½ percent of alcohol by volume which is fit for beverage purposes.

Container—any bottle, can or other vessel in which alcoholic beverages are contained.

(*Ord. 1987-2, 7/16/1987, §6-201*)

§6-402. Consumption.

No person shall consume any alcoholic beverage in any quantity upon any street, avenue, alley, sidewalk, stairway, thoroughfare, or other public property within the Township of Reading, nor shall any person consume any alcoholic beverage within 5 feet of any public way or thoroughfare while on a private stairway, doorway or other private property open to public view without the express or implied permission of the owner, his agent or other party in lawful possession thereof.

(*Ord. 1987-2, 7/16/1987, §6-202*)

§6-403. Possession.

No person shall possess any container of alcoholic beverage whether wrapped or unwrapped which has been opened or on which the seal has been broken in any manner on any public street, avenue, alley, thoroughfare or other public property within the Township, nor shall any person possess any container or alcoholic beverage within 5 feet of any public way or thoroughfare while on a private stairway, doorway, or other private property open to public view without the express or implied permission of the owner, his agent, or other person in lawful possession thereof.

(*Ord. 1987-2, 7/16/1987, §6-203*)

§6-404. Exceptions.

Provided however, that the provisions of §§6-402 and 6-403 above shall not apply to interior portions of any private dwelling, habitat or building, nor to the consumption or possession by persons in the areas herein designated of any duly prescribed and dispensed medication having alcoholic content as set forth in §6-401 hereof; and, provided further, that the provisions of said §§6-402 and 6-403 above shall not apply to premises duly licensed by the Pennsylvania Liquor Control Board and to persons then and there patrons of said licensee.

(*Ord. 1987-2, 7/16/1987, §6-204*)

§6-405. Penalty.

Any person who shall violate any provision of this Part shall, upon being found liable thereof, in a civil enforcement proceeding commenced by Reading Township, pay a fine of not more than \$600 plus all court costs, including reasonable attorney's fees incurred by Reading Township. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by personal delivery or by certified mail to the person or entity violating this Part. If the person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the district justice to enforce the fine imposed.

(*Ord. 1987-2, 7/16/1987, §6-205; as amended by Ord. 1996-3, 12/9/1996, §2*)

Part 5**Throwing Objects in Streets Prohibited****§6-501. Prohibited Acts.**

The throwing, kicking, or knocking of any ball, snowballs, stones or any other missile upon or into any of the public streets, alleys, or sidewalks in the Township of Reading is hereby prohibited.

(Ord. 1987-2, 7/16/1987, §6-701)

§6-502. Penalties.

Any person who shall violate any provision of this Part shall, upon being found liable thereof in a civil enforcement proceeding commenced by Reading Township, pay a fine of not more than \$600 plus all courts costs, including reasonable attorney's fees incurred by Reading Township. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by personal delivery or by certified mail to the person or entity violating this Part. If the person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the district justice to enforce the fine imposed.

(Ord. 1987-2, 7/16/1987, §6-702; as amended by Ord. 1996-3, 12/9/1996, §2)

Part 6**Protection of Public Property****§6-601. Definition and Interpretation.**

As used in this Part, the term “person” shall include any individual, corporation, partnership, association, firm, or other legal entity. The singular shall include the plural; the plural shall include the singular; and the masculine shall include the feminine and the neuter.

(Ord. 1987-2, 7/16/1987, §6-501)

§6-602. Tampering with Public Property on Streets, Alleys or Public Ground Prohibited.

No person shall destroy, injure, tamper with or deface any public property of the Township of Reading, or any grass, walk, lamp, ornamental work, building or street light on or in any of the streets, alleys, sidewalks, or public grounds in the Township of Reading.

(Ord. 1987-2, 7/16/1987, §6-502)

§6-603. Tampering with Stakes, Posts and Monuments Prohibited.

No person shall in any manner interfere or meddle with, or pull, drive, change, alter, or destroy any stake, post, monument, or other marking, made, placed or set, or hereafter made, placed or set, or caused to be done by the authorities of the Township, to evidence the location, elevation, line, grade, corner, or angle of any public street, alley, sidewalk, curb, gutter, drain, or other public work, or thing.

(Ord. 1987-2, 7/16/1987, §6-503)

§6-604. Tampering with Warning Lamps, Signs or Barricades Prohibited.

No person shall destroy, remove, deface, obliterate or cover up any lamp, sign or barricade erected as a warning of danger by the authorities of the Township or by any person doing work by permission of the authorities of the Township on any of the streets, alleys, sidewalks, or bridges in the Township or on any public grounds of the Township, within or without the Township.

(Ord. 1987-2, 7/16/1987, §6-504)

§6-605. Removal of Material from Streets, Alleys or Public Grounds Prohibited.

No person shall take any earth, stone, or other material from any street, alley, or public grounds in the Township.

(Ord. 1987-2, 7/16/1987, §6-505)

§6-606. Deposit of Harmful Substances on Streets, Alleys, Sidewalks or Public Grounds Prohibited.

No person shall pour, throw or deposit any harmful or destructive substance or

matter on any street, alley, sidewalk or public grounds in the Township.

(*Ord. 1987-2, 7/16/1987, §6-506*)

§6-607. Exceptions.

This Part shall not apply to normal activities in connection with construction, maintenance and repair of streets, alleys, sidewalks, and public grounds and the structures and fixtures located thereon or therein, or to incidental results of work done thereon or therein upon permit from or by authority of the Township of Reading.

(*Ord. 1987-2, 7/16/1987, §6-507*)

§6-608. Penalties.

Any person, firm or corporation who shall violate any provision of this Part shall, upon being found liable thereof in a civil enforcement proceeding commenced by Reading Township, to pay a fine of not more than \$600 plus all courts costs, including reasonable attorney's fees incurred by Reading Township. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by personal delivery or by certified mail to the person or entity violating this Part. If the person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the district justice to enforce the fine imposed.

(*Ord. 1987-2, 7/16/1987, §6-508; as amended by Ord. 1996-3, 12/9/1996, §2*)

Part 7**Discharge of Firearms Prohibited****§6-701. Discharge of Firearms Prohibited.**

Discharging of firearms in V, R-1, R-2, R-2A, and CI Districts is prohibited.

A. Except in necessary defense and in §6-703.

B. Firearms can be discharged for the purpose of target practice in the AC and LC Districts under the following conditions:

(1) Shall be a minimum of 150-yard safety zone of any occupied residence, industrial or commercial building, camp, farm building or playground without the written permission of the occupants. It is not permissible to shoot into this zone, even if you are outside of the zone.

(2) It shall be conducted in a safe manner with a back stop capable of stopping the projectile(s).

(3) Continuous shooting of rifles, pistols, and shotguns shall not disturb the peace.

(4) Discharge of firearms can be conducted during daylight hours only.

(5) Discharge of firearms into the air, trees, fields, or water is not permissible except for clay bird shooting with a shotgun.

(6) Any person(s) that is responsible for errant projectile(s), whether or not they result in personnel injury or property damage, will be held liable in accordance with §6-704.

(7) Any person(s) that violates subparagraphs (1) through (5) shall be held liable in accordance with §6-704.

(Ord. 1987-2, 7/16/1987, §6-801; as amended by Ord. 2014-01, 4/21/2014)

§6-702. Use of Air Rifles, Bow and Arrows, or Similar Devices Restricted.

Use of air rifles and similar devices is prohibited in V, R-1, R-2, R-2A, and CI Districts.

A. Except as provide in §6-703.

B. Air rifles or similar devices can be discharged for the purpose of target practice in the AC and LC Districts under the following conditions:

(1) Shall be a minimum of 50-yard safety zone of any occupied residence, industrial or commercial building, camp, farm building or playground without the written permission of the occupants. It is not permissible to shoot into this zone even if you are outside of the zone.

(2) It shall be conducted in a safe manner with a back stop capable of stopping the projectile(s).

(3) Discharge of these devices can be conducted during daylight hours only.

(4) Discharge of these devices into the air, trees, fields or water is not

permissible.

(5) Any person(s) that is responsible for errant projectile(s), whether or not they result in personnel injury or property damage, will be held liable in accordance with §6-704.

(6) Any person(s) that violates subparagraphs (1) through (4) shall be held liable in accordance with §6-704.

C. Bow and arrow (archery) hunting can be conducted as provided in §6 703.

D. Bow and arrow (archery) target practice may be conducted in all districts if the following conditions are all met:

(1) With the written consent of the down-range occupants.

(2) It shall be conducted in a safe manner with a back stop capable of stopping the arrow(s).

(3) Discharge of arrows can be conducted during daylight hours only.

(4) Discharge of arrows into the air, trees, fields or water is not permissible.

(5) Any person(s) that is responsible for errant projectile(s) whether or not they result in personnel injury or property damage; will be held liable in accordance with §6-704.

(6) Any person(s) that violates subparagraphs (1) through (4) shall be held liable in accordance with §6-704.

(Ord. 1987-2, 7/16/1987, §6-802; as amended by Ord. 2014-01, 4/21/2014)

§6-703. Exceptions.

This Part shall not apply to:

A. Persons licensed to hunt in this Commonwealth while actually engaged in hunting where permitted under the laws of the Commonwealth of Pennsylvania.

B. Members of any organization incorporated under laws of this Commonwealth engaged in target shooting upon the grounds or property belonging to or under the control of such organization.

C. Any law enforcement officers when used in the discharge of their official duties.

(Ord. 1987-2, 7/16/1987, §6-803)

§6-704. Penalties for Violation.

Any person who shall violate any provisions of this Part shall, upon being found liable thereof in a civil enforcement proceeding commenced by Reading Township, pay a fine of not more than \$600 plus all courts costs, including reasonable attorney's fees incurred by Reading Township. The Reading Township Police Department, the appropriate enforcement officers of Reading Township or other appropriate officers or authorized agents on behalf of Reading Township shall have the power to enforce the provisions of this Part. The amount of the fine imposed for the violation of this Part shall be established by the officer who determines that a violation has occurred. Notice of the violation of this Part and the amount of the fine imposed shall be given by

personal delivery or by certified mail to the person or entity violating this Part. If the person or entity violating this Part fails or refuses to pay the fine imposed within the period specified within the notice of the violation of this Part, the Township, or an officer or authorized agent thereof, shall file a civil enforcement proceeding with the magisterial district judge to enforce the fine imposed.

(*Ord. 1987-2*, 7/16/1987, §6-804; as amended by *Ord. 1996-3*, 12/9/1996, §2); and by *Ord. 2014-01*, 4/21/2014)

Part 8**Nighttime Curfew for Minors****§6-801. Purposes and Finding.**

This is an updating of the Township's Curfew Ordinance of July 16, 1987, known as *Ord. 1987-2* prescribing, in accordance with prevailing community standards, regulations for the conduct of minors on streets at night, for the protection of younger children in the Township of Reading from each other and from other persons on the streets during nighttime hours, for the enforcement of parental control and responsibility for their children, for the protection of the public from nocturnal criminal mischief by minors and for the reduction of the incident of juvenile criminal activity, all for the good of minors for the furtherance, of family responsibility, and for the public good, safety, and welfare.

A. The Board of Supervisors finds that the curfew meets a very real local need, has been over the years a significant factor in minimizing juvenile delinquency and should be updated and amplified in the light of Reading Township's local situation and facts.

B. The community sense of the proper time for cessation of outdoor activities by minors on the streets is reflected in the curfew hours declared by this Part which takes into consideration also the danger hours for nocturnal crime and for accumulations of minors with potential risks incident to immaturity.

C. Adequate indoor living space in Reading Township permits minors to healthfully occupy their time.

D. Commercial recreational facilities are almost nonexistent, and there is little or nothing for minors to do outdoors but roam the streets after the curfew hours which this Part declares.

E. Reading Township is a stable family community. Parental responsibility for the whereabouts of children is the norm, legal sanctions to enforce such responsibility have had a demonstrated effectiveness over the years, as parental control increases likelihood of juvenile delinquency decreases, and there is a continuing need for the nocturnal curfew for minors which has achieved and will continue to achieve under local conditions the purposes hereinbefore stated.

(*Ord. 2005-1, 5/9/2005, §1*)

§6-802. Definitions.

For the purposes of this Part, the following terms, phrases, words, and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words in the plural number include the singular and words in the singular number include the plural. The word "shall" is always mandatory and not merely directory.

Minor—any person under the age of 18.

Parent—any person having legal custody of a minor (1) as a natural or adoptive parent, (2) as a legal guardian, (3) as a person who stands in loco parentis, or (4)

as a person to whom legal custody has been given by order of court.

Public property—any street, park, playground, public building, or vacant lot in the Township of Reading, including the Lake Meade Subdivision.

Remain—to stay behind, to tarry and to stay unnecessarily upon the streets, including the congregating of groups (or of interacting minors) totaling four or more persons in which any minor involved would not be using the streets for ordinary or serious purposes such as mere passage or going home.

Street—a way or place, of whatsoever nature, open to the use of the public as a matter of right for purposes of vehicular travel or in the case of a sidewalk thereof for pedestrian travel. The term street includes the legal right-of-way including, but not limited to, the cartway or traffic lanes, the curb, the sidewalks whether paved or unpaved, and any grass plots or other grounds found within the legal right-of-way of a street. The term “street” includes the private streets located in the Lake Meade Subdivision. The term “street” is applied irrespective of what it may be called or formally named, whether alley, avenue, court, road, or otherwise.

Time—as referred to herein, is based on the prevailing standard of time in Reading Township, whether Eastern Standard Time or Eastern Daylight Saving Time, prima facie, the time then observed in the Township administrative offices and police station.

Township—Reading Township, Adams County, Pennsylvania, with administrative offices at 50 Church Road, East Berlin, Pennsylvania 17316.

Year of age—continues from one birthday, such as the seventeenth to (but not including the day of) the next, such as the eighteenth birthday, making it clear that 17 or less years of age if herein treated as equivalent to the phrase “under 18 years of age.”

(Ord. 2005-1, 5/9/2005, §2)

§6-803. Curfew for Minors.

It shall be unlawful for any person 17 or less years of age (under 18) to be or remain in or upon the streets or public property of the Township or in any vehicle which is on or in close proximity to any such public property or street at night during the period beginning 11 p.m. and ending 5 a.m. the following day.

(Ord. 2005-1, 5/9/2005, §3)

§6-804. Exceptions.

In the following exceptional circumstances a minor or a Township street or on public property in the Township during the hours of curfew as established in §6-703, “Curfew for Minors,” above shall not be considered in violation of this Part:

- A. When accompanied by a parent of such minor.
- B. When accompanied by an adult authorized by a parent of such minor to take said parent's place in accompanying said minor for a designated period of time and purpose within a specified area.
- C. When possessing a written statement dated that day and signed by the minor's parent, which statement specifies the time, place, purpose, and necessity

of the minor being in on a street or on public property in violation of this Part.

D. When exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly. Such minor shall evidence the bona fides of such exercise by first delivering to the Township Board of Supervisors a written communication, signed by the minor and countersigned by the minor's parent with their home address and telephone number, specifying when, where and in what manner said minor will be on the streets or public property at night in the exercise of a First Amendment right specified in such communication.

E. In case of reasonable necessity, but only after such minor's parent has communicated to the Township police station personnel the facts establishing such reasonable necessity relating to specified streets or public property at a designated time for a described purpose including points of origin and destination.

F. When the minor is on the sidewalk of the place where such minor resides, or on the sidewalk of either next-door neighbor not communicating an objection to the police officer.

G. When returning home by a direct route from (and within 30 minutes of the termination of) a school activity, or an activity of a religious or other voluntary association, of which prior notice, indicating the place and probably time of termination, has been given in writing to and duly file for immediate reference by the police department.

H. When on an emergency errand.

I. When lawfully employed, making it necessary to be on the Township streets or public property in violation of this Part, and possessing a current letter certifying the employment and signed by the minor's employer or parent.

J. When the minor is, with parental consent, in a motor vehicle. This contemplates normal travel. This clearly exempts bona fide interstate movement through Reading Township, particularly on normal routes such as Route 94. This also exempts interstate travel beginning or ending in Reading Township.

K. Each of the foregoing exceptions are severable, as hereinafter provided but here reemphasized.

(Ord. 2005-1, 5/9/2005, §4)

§6-805. Parental Responsibility.

It shall be unlawful for a parent knowingly to permit or by inefficient control to allow, such minor to be or remain upon any Township street or public property in violation of this Part. The term "knowingly" includes knowledge which a parent should reasonably be expected to have concerning the whereabouts of a minor in that parent's legal custody. It is intended to continue to keep neglectful or careless parents up to a reasonable community standard of parental responsibility through an objective test. It shall be no defense that a parent was completely indifferent to the activities or conduct or whereabouts of such minor.

(Ord. 2005-1, 5/9/2005, §5)

§6-806. Police Procedures.

1. Any minor found upon the street or public property within the Township in violation of this Part, shall be taken into custody by the Township police and be delivered to his or her parent. If the parent cannot be located, then the minor shall be released to the juvenile authorities. A report shall be filed and kept in a book for that specific purpose. The head of the Township police department shall by certified mail, send to the minor's parent written notice of said violation with a warning that any subsequent violations will result in full enforcement of this Part, including enforcement of parental responsibility and of applicable penalties.

2. Any minor found upon the street or public property within the Township in violation of this Part, subsequent to his or her first offense, shall be taken into police custody and to the Township police station, where a parent shall immediately be notified to come for such minor. When a parent immediately called has come to take charge of the minor, and the appropriate information has been recorded, the minor shall be released to the custody of such parent. If the parent cannot be located, or fails to take charge of the minor, then the minor shall be released to the juvenile authorities.

(Ord. 2005-1, 5/9/2005, §6)

§6-807. Penalties.

1. If, after warning notice pursuant to §6-706.1 above of a first violation by a minor, a parent or minor violates this Part, said minor or parent shall upon conviction of thereof in action brought before a district justice in the manner provided for the enforcement of summary offenses under the Pennsylvania Rules of Criminal Procedure shall be sentenced to pay a fine of not more than \$1,000 plus costs and the default of payment and said fine costs to a term of imprisonment not to exceed 90 days.

2. Any minor who shall violate the provisions of this Part more than two time shall be reported by the township to a society or organization whose purpose it is to take charge of incorrigibles and delinquents and proceedings shall then be taken, under the Juvenile Act, before the Juvenile Court for the treatment, supervision and rehabilitation of such minor.

3. A like procedure, before the juvenile authorities, shall be followed in any case where the imposing of a fine or fines upon a parent shall not be effective.

(Ord. 2005-1, 5/9/2005, §7)