Mercersburg Borough Mercersburg, PA ORDINANCE 10-10 2001

AN ORDINANCE PROHIBITING SKATEBOARDING ON PRIVATE OR PUBLIC PROPERTY WITHIN THE BOROUGH:

Be it ordained and enacted by the Council of the Borough of Mercersburg, and it is hereby ordained and enacted by the Authority of the same as follows:

Section 1- <u>Definitions</u>: For the purpose of this ordinance the following teams, 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, word is the plural number includes the singular number, and the word "shall" is always mandatory and not merely directory.

2001-10-10 Skateboards not to be ridden on Sidewalks or Upon Private Property

- 1. It shall be unlawful to ride a skateboard in the Borough of Mercersburg, Franklin County, Pennsylvania on any sidewalk or roadway within the Borough of Mercersburg.
- 2. It shall be unlawful to ride a skateboard at any time upon private property or property open to the public within the Borough of Mercersburg, Franklin County, Pennsylvania, without written permission of the property owner.
- 3. For purposes of this Section, a skateboard is defined as a device for riding upon, usually while standing, consisting of an oblong piece of wood, fiberglass, plastic or similar material, mounted on skate wheels.
- 4. Any person violating the provision of this Section shall be guilty of a summary offense and upon conviction thereof, shall be subject to a fine of \$25.00 1st

 Offense, 2nd Offense \$50.00 and 3rd Offense \$75.00 plus cost of prosecution for each offense, to be collected as fines, costs and penalties are now by law collected.

Section 2- Severability: If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision and such holding shall not effect the validity of the remaining portions hereof.

Section 3- Repealer: All provisions of previous Ordinances of the Borough of Mercersburg which are contrary to this Ordinance are expressly repealed.

Section 4- Savings Clause: In all other respects, the Ordinances of the Borough of Mercersburg shall remain as previously enacted and ordained.

Section 5- Effective Date: This ordinance shall take effect immediately.

ENACTED AND ORDAINED this 9th day of October, 2001.

Borough Council of the Borough of Mercersburg

Franklin County, Pennsylvania

President, Thomas S. Heether

ATTEST:

Secretary, Thelma J. Corrales

Approved this 9th day of October

Mayor or the Borough of Mercersburg