

Upon motion by Mr. Karl W. Boyes, seconded by Mr. Geo. S. Pulakos, the following Ordinance was duly enacted, 3 voting in favor of enactment, 0 voting against enactment.

ORDINANCE NO. 66-13

An ordinance prohibiting malicious loitering or malicious prowling around any equipment, excavation, buildings, structures other than dwelling houses, in the Millcreek Township, and providing penalties for violations thereof.

BE IT ENACTED AND ORDAINED by the Supervisors of Millcreek Township, County of Erie and State of Pennsylvania, and it is hereby enacted and ordained as follows:

SECTION 1. Definitions. When used in this ordinance, the following words have the meanings indicated:

- (a) Malicious – done willfully, intentionally and without legal justification, cause or excuse.
- (b) Loiter – is dilatory, slow in movement, lingers or stand around.
- (c) Prowl – appears to be searching, using stealth, being quiet, being secretive.

SECTION 2. From and after the passage of this ordinance, it shall be unlawful to maliciously prowl or maliciously loiter in, around or near, on the property of another and without the consent of such owner, any equipment, excavation, or building other than a dwelling house or other place used wholly or partly for living or dwelling purposes.

SECTION 3. Any person who, after summary conviction for a violation of this Ordinance, shall be sentenced to pay a fine of Twenty-five (\$25.00) Dollars and, in default thereof, to undergo imprisonment for a maximum term of five (5) days and also payment of cost. The said fine shall be remitted to the Township General Fund.

SECTION 4. The provisions of this Ordinance are separable, and if any section, clause, sentence, part or provision thereof shall be held illegal, invalid or unconstitutional, the decision of the Court shall have no effect or impair any of the remaining sections, clauses, sentences, parts or provisions of this ordinance. It is hereby declared to be the intention of the board of supervisors of the Township of Millcreek that this Ordinance would have been adopted if such illegal, invalid or unconstitutional section, clause, sentence, part or provision had not been included therein.

ENACTED AND ORDAINED this 10th day of October, 1966.

J. R. Bricker (signed)

Secretary