

ARTICLE 709
Civil Emergencies

- 709.01 Proclamation by Mayor; measures imposed.
- 709.02 Effective date of proclamation.
- 709.03 Termination of emergency.
- 709.99 Penalty.

CROSS REFERENCES

Mayor's emergency powers - see Act of 12-16-69 (P. L.
372) (53 P.S. §36203)
Firearms used in civil emergency - see GEN. OFF. 725.01

709.01 PROCLAMATION BY MAYOR; MEASURES IMPOSED.

Whenever, in the judgment of the Mayor or, in the event of his inability to act, the President of Council, it is determined that an emergency exists as a result of mob action or other civil disobedience causing danger of injury to or damages to persons or property, he shall have power to impose by proclamation any or all of the following regulations necessary to preserve the peace and order of the City:

- (a) To impose a curfew upon all or any portion of the City requiring all persons in such designated curfew areas, to forthwith remove themselves from the public streets, alleys, parks or other public places.
- (b) To order the closing of any business establishments anywhere within the City for the period of the emergency, such businesses to include, but not be limited to, those selling intoxicating liquors, cereal malt beverages, gasoline or firearms.
- (c) To designate any public street, thoroughfare or vehicle parking areas closed to motor vehicles and pedestrian traffic.
- (d) To call upon regular and auxiliary law enforcement agencies and organizations within or without the City to assist in preserving and keeping the peace within the City. (Ord. 110-1968 §1.)

709.02 EFFECTIVE DATE OF PROCLAMATION.

The proclamation of emergency provided herein shall become effective upon its issuance and dissemination to the public by appropriate news media.
(Ord. 110-1968 §2.)

709.03 TERMINATION OF EMERGENCY.

Any emergency proclaimed in accordance with the provisions of this article shall terminate after five days from the issuance thereof or upon the issuance of a proclamation determining an emergency no longer exists, whichever occurs first. However, such emergency shall be extended only for such additional periods of time as determined necessary by resolution of Council. If the Mayor is unable to obtain a quorum at a meeting of Council to vote upon extending the time of the emergency, such time of emergency shall be automatically extended for a period not exceeding forty-eight hours beyond the time for the termination thereof to permit the Mayor to attempt to obtain a quorum of the Council for such purpose. (Ord. 110-1968 §3; Ord. 55-1969.)

709.99 PENALTY.

Whoever willfully violates the terms of any curfew imposed under this article, or who willfully fails or refuses to comply with the orders of duly authorized law enforcement officers or personnel charged with the responsibility of enforcing the proclamation of emergency authorized herein, shall, upon conviction thereof be fined not more than one thousand dollars (\$1,000) and costs of prosecution and, in default of payment thereof, shall be imprisoned for not more than thirty days (30 days). (Ord. 1-2009. Passed 1-6-09.)