

## ORDINANCE NO. 1-87

AN ORDINANCE OF THE BOROUGH OF COALDALE, SCHUYLKILL COUNTY, PENNSYLVANIA, PROVIDING FOR THE ENHANCEMENT OF THE HEALTH, SAFETY AND GENERAL WELFARE OF BOROUGH RESIDENTS BY REGULATING THE CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE CORPORATE LIMITS AND THE PRESCRIBING OF FINES AND PENALTIES FOR ANY VIOLATION THEREOF.

BE IT ORDAINED, by the Council of the Borough of Coaldale, and it is hereby ordained by the Authority of same as follows:

SECTION 1. DEFINITIONS.

A. "ALCOHOLIC BEVERAGE" shall include intoxicating liquors of any type, such as, but not by way of limitation, beer, wine, whiskeys and distilled spirits, and all other intoxicants.

B. "PUBLIC PLACE" shall include sidewalks within the Borough, Borough owned property, and the streets and highways within the corporate limits of the Borough.

SECTION 2. Statutory Authority.

This Ordinance is enacted under the authority of the Borough Code, the Act of February 1, 1966, Pamphlet Law (1965) No. 581, Sec. 1202, 53 P.S. 46202(6) which authorizes the Borough to make regulations as may be necessary for the health, safety, morals, general welfare, cleanliness, and the beauty, convenience, comfort and safety of the Borough.

SECTION 3. It shall hereafter be unlawful for any person to:

- a. Consume any alcoholic beverage in any public place within the Borough of Coaldale.
- b. Carry or possess any opened vessel containing any alcoholic beverage while in, or about a public place within the Borough of Coaldale.
- c. Consume any alcoholic beverage on the property of another (not including an establishment licensed by the Pennsylvania Liquor Control Board) except with the consent of the owner(s) or legal occupant(s) thereof.
- d. Carry or possess any open vessel containing any alcoholic beverage on the property of another (not including an establishment licensed by the Pennsylvania Liquor Control Board) except with the consent of the owner(s) or legal occupant(s) thereof.

SECTION 4. Any person who shall violate any provision of this Ordinance shall be fined a sum of not less than twenty-five (\$25.00) Dollars nor more than Three Hundred (\$300.00) Dollars and in default of payment thereof, shall be imprisoned for a period of not more than ten (10) days. Each day such violation is committed or permitted to continue, shall constitute a separate offense and shall be punishable as such hereunder.

town, also there are rental properties paying one garbage fee and having as many as three and four tenants--I would like Council to authorize the Police Department to notify all rental property owners, including Ridge Terrace, of notifying their tenants of the need for a moving permit and request a present list of all tenants.

SECONDED by Robert Hoben.  
VOTE: Yes - Unanimous.

Motion carried.

Permission was granted to the Police Department regarding the Chief's request to notify rental property owners regarding moving permits and sanitation fees and to request a list of current tenants.

COMMITTEE REPORTS

Robert Hoben - informed Council that he had just received the contract proposal from the Police Department but did not have time to study same.

Joseph Hnat - received landfill reports. President Poli noted that he had a request to dump garbage at the landfill and that the individual would pay the \$40.00 fee and that it would be one time only. Council would not grant permission for this request.

Warren Balliet - the grass on the property at 111 Miner Street is very high, the Board of Health will handle this problem; problem in the West Ward regarding the sewer lines, equipment was borrowed from the Borough of Tamaqua to solve this problem. It was agreed to send a letter of appreciation to the Borough of Tamaqua for their assistance with this problem; there was a lengthy discussion regarding payment of a bill to Paul Nestor (105 Miner Street) from Tom's Plumbing & Heating in the amount of \$1,148.83 for replacement of sewerline from the front of the house to the main line, request for travel reimbursement for the Zoning Officer (Marvin Evans). MOTION by Warren Balliet to give Marvin Evans \$50.00 for travel expenses for carrying out his zoning duties. SECONDED by Juel Gallagher. A lengthy discussion followed regarding justification and documentation of expenses incurred by the Zoning Officer. At this time Juel Gallagher withdrew her SECOND and Warren Balliet withdrew his MOTION. MOTION by Robert Hoben to pay the Zoning Officer (Marvin Evans) 20¢/mile travel reimbursement up to a maximum of \$50.00/year. SECONDED by Richard Marek. VOTE: Yes - Unanimous. Motion carried.  
The Coaldale Lions Club would like permission to use the Coaldale Complex field during the Labor Day weekend, permission has already been granted by C.H.O.S.E. and the Club has insurance coverage - Council Members presented granted said permission.

Richard Marek - notification that the Council of Governments did not receive the annual fee of \$100.00 from the Borough of Coalale.

OLD BUSINESS

MOTION by Richard Marek to adopt ORDINANCE NO. 1-87: "AN ORDINANCE OF THE BOROUGH OF COALDALE, SCHUYLKILL COUNTY, PENNSYLVANIA, PROVIDING FOR THE ENHANCEMENT OF THE HEALTH, SAFETY AND GENERAL WELFARE OF BOROUGH RESIDENTS BY REGULATING THE CONSUMPTION OF ALCOHOLIC BEVERAGES WITHIN THE CORPORATE LIMITES AND THE PRESCRIBING OF FINDS AND PENALTIES FOR ANY VIOLATION THEREOF". (See Pages 216-218)

SECONDED by Warren Balliet.

VOTE: Yes - Unanimous.

Motion carried.

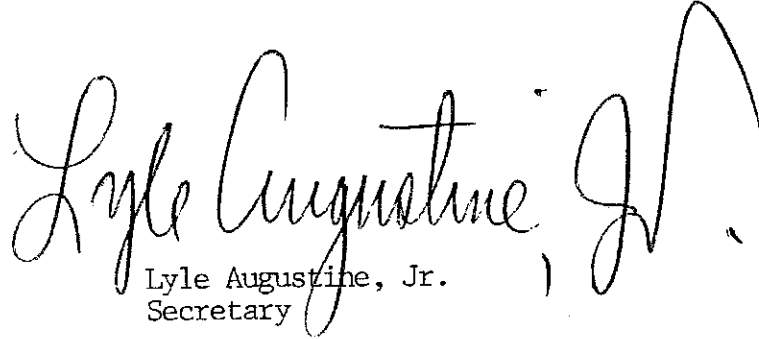
President Poli read correspondence from the Borough Engineer regarding his recent attendance at a meeting concerning Community Development Funds in which he lists the priorities for submission of proposals for said funds: 1) demolition; 2) monitoring wells for the existing landfill; 3) water system improvements; and 4) recreation. The amounts had not been determined at that time. Council granted permission to execute the necessary papers for submission of said proposals.

Joseph Hnat initiated discussion regarding bills he submitted for basketball equipment; it was noted that Council must authorize the payment of said bills even though monies were allotted in the budget for this expenditures.

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MOTION by Joseph Hnat to adjourn.  
SECONDED by Richard Marek.  
VOICE: Yes - Unanimous.

Motion carried.

  
Lyle Augustine, Jr.  
Secretary

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