

CURFEW FOR MINORS

5.70 Curfew for minors. (For the purpose of this ordinance, minor is anyone under the age of 17yrs.)

It shall be unlawful for any minor to remain, idle, wander, stroll or play in any public place either on foot or to cruise about without a set destination in any vehicle in, about or upon any place in the Village of Waldron between the hours of 10:00 p.m. and 6:00 a.m., Sunday through Thursday and between the hours of 12:01 a.m. and 6:00 a.m. Friday through Saturday unless accompanied by a parent, guardian, custodian or other adult person having custody or control of such minor or unless the minor is on an emergency errand or specific business or activity directed or permitted by his parent, guardian or other adult person having the care and custody of the minor or where the presence of such minor is connected with or required by some legitimate employment, trade, profession or occupation.

5.71 Responsibility of owners of public places.

It shall be unlawful for any person, firm or corporation operating or having charge of any public place to knowingly permit or suffer the presence of minors under the age of seventeen (17) between the hours of 12:01 a.m. and 6:00 a.m.

5.72 Parents' responsibility.

It shall be unlawful for the parent, guardian or other adult person having custody or control of any minor under the age of seventeen (17) to suffer or permit or by inefficient control to allow such person to be on the streets or sidewalks or on or in any public property or public place within the Village between the hours of 12:01 a.m. and 6:00 a.m. However, the provisions of this Section do not apply to a minor accompanied by his parent, guardian, custodian or other adult person having the care, custody or control of the minor, or if the minor is on an emergency errand or specific business or activity directed by his parent, guardian, custodian or other adult having the care and custody of the minor or if the parent, guardian or other adult person herein has made a missing person notification to the Police Department.

5.73 Special functions.

Any minor attending a special function or entertainment of any church, school, club, or other organization that requires such minor to be out at a later hour than that called for in Section 3 shall be exempt from the provisions of Section 3 of this ordinance provided the church, school, club or other organization shall register in advance with the Chief of Police or his designate to have the minors stay out to this later hour. The registrant shall state the time the function or entertainment shall end, and the minors who attend the function shall be required to be in their homes or usual places of abode within one-half hour after the function is ended.

5.74 Procedures.

5.741 Any police officer upon finding a minor in [violation of this ordinance shall obtain the name] and address of such minor and warn the minor that he is in violation of

curfew and shall direct the minor to proceed at once to his or her home or usual place of abode. The police officer shall forthwith notify the parents, guardian or person having custody or control of such minor.

5.742 If such minor refuses to heed such warning or direction by any police officer or refuses to give such police officer his correct name and address, or if the minor has been warned on a previous occasion that he or she is in violation of curfew, he or she shall be taken to the Police Department and the parent, guardian or other adult person having the care and custody of such minor shall be notified to come and take charge of the minor. If the parent, guardian or other adult person above cannot be located or fails to come and take charge of the minor, the minor shall be released to the juvenile authorities.

5.75 Penalties.

Any minor violating the provisions of this ordinance shall be dealt with in accordance with the Juvenile Court law and procedure. Any parent, guardian, or other adult person having the care and custody of a minor violating this ordinance shall, after having been previously notified under Section (5.74) of this ordinance be fined not more than One Hundred (\$100) Dollars for each offense.

5.76 Conflicting Ordinances Repealed.

Ordinance unnumbered dated 9-13, 1971 and all other ordinances in conflict herewith, relating to curfew is hereby specifically repealed. All other ordinances inconsistent with the provisions of this ordinance are, to the extent of such inconsistency, hereby repealed.

Effective date. This ordinance shall become effective on