

## **CHAPTER 8**

### **CURFEW**

#### **8.01 CHILDREN IN PUBLIC PLACES AT NIGHT**

1. No child under the age of 18 years, unless such child is accompanied by his parent, guardian or other adult person having legal custody of such child, or unless such child is lawfully employed making it necessary to be in the specified places after the time state shall loiter, idle or remain upon any street, alley or any other public place in the Village:
  - a. Between 10:00 P.M. on any day and 6:00 A.M. of the succeeding day if the child is under the age of 14 years.
  - b. Between 10:00 P.M. on Sundays, Mondays, Tuesdays, Wednesdays or Thursdays and 6:00 A.M. the next day and between 12:01 A.M. and 6:00 A.M. on Saturdays and Sundays if the child is under the age of 18 years.
2. Notwithstanding the above, a person will not be in violation of this Ordinance if that person, under the age of 18, meets one of the following exceptions:
  - a. Those children accompanied by their parents or guardian;
  - b. Those children participating in, going to or returning from lawful employment, a school sanctioned activity or a religious event;
  - c. Any activities protected by the First Amendment;
  - d. An emergency involving the protection of a person or property from an imminent threat of serious bodily injury or substantial damage;
  - e. Any activity conducted by a non profit or governmental entity that provides recreation, education, training or other care under the supervision of one or more adults; or
  - f. Transportation either within or without the state.

#### **8.02 PARENTAL VIOLATION**

No parent, guardian or other person having legal custody of a child under the age of 18 years, shall permit or suffer such child to loiter, idle or remain upon any street or alley or other public place in the Village between 10:00 P.M. on Sundays, Mondays, Tuesdays, Wednesdays or Thursdays and 6:00 A.M. the next day and between 12:01 A.M. and 6:00 A.M. on Saturdays and Sundays unless

such child is accompanied by his parent, guardian, or other adult person having legal custody of such child or unless such child is lawfully employed making it necessary to be in such place after the time stated.

### **8.03 WARNING**

The first time a parent, guardian or person having legal custody of a child that is detained by a law enforcement officer, that parent, guardian or person having legal custody shall be contacted and a warning issued. Any violation of this section occurring thereafter by this child or any other child under his or her care or custody shall result in a penalty being imposed as hereinafter provided.

### **8.04 PENALTY**

Any parent, guardian or person having legal custody of a child described in Section 8.01 who has been warned in the manner provided in Section 8.03 and who thereafter violates any provision of this section shall be subject to a penalty of no less than \$25.00, nor more than \$100.00.

### **8.05 SEPARATE PROVISIONS**

If any provision of this ordinance is declared void for any reason, the remaining provisions shall remain in full force and effect.