

**CURFEW
ORDINANCE**

#05-02

TOWN OF NEWINGTON
AN ORDINANCE PROVIDING FOR CURFEW FOR MINORS;
PENALTY FOR PARENTS, GUARDIANS, ETC., FOR VIOLATIONS

In order to protect the welfare, environment and good order of the community, the Mayor and Council for the Town of Newington have hereby deemed it necessary to establish a curfew ordinance. The following regulations shall apply:

A. Curfew after 11:00 p.m. for persons 17 years or younger. It is unlawful for any minor 17 years of age or younger to loiter, wander, stroll or play in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, public places, public buildings, places of amusement, eating places, vacant lots or any place unsupervised by an adult having the lawful authority to be at such places between the hours of 11:00 p.m. on any day and 6:00 a.m. of the following day; however, on Fridays and Saturdays, the effective hours are between 12:00 midnight and 6:00 a.m. of the following day; and provided that the provisions of this section shall not apply in the following instances:

- (1) When a minor is accompanied by his or her parent, guardian or other adult person having the lawful care and custody of the minor;
- (2) When the minor is upon an emergency errand directed by his or her parent or guardian or other adult person having lawful care and custody of such minor;
- (3) When the minor is returning directly home from a school activity, entertainment, recreational activity or dance;
- (4) When the minor is returning directly home from lawful employment that makes it necessary to be in the above referenced place during the proscribed period of time;
- (5) When the minor is attending or traveling directly to or from an activity involving the exercise of first amendment rights of free speech, freedom of assembly, or free exercise of religion.

B. Responsibility of parents. It shall be unlawful for the parent, guardian or other person having custody or control of any child 17 years of age or younger to permit or by insufficient control to allow such child to be in or upon the public streets or any other places listed in subsection (A) within the city between the hours of 11:00 p.m. on any day and 6:00 a.m. the following day, or on Fridays and Saturdays between the hours of 12:00 midnight and 6:00 a.m. the following day, except in circumstances set out in subsections (1) through (5) of subsection (A). Upon conviction of violation of this section for the first time, a person shall be given a warning by the municipal court. Upon further convictions, a person shall be subject to a fine not to exceed \$500.00 and costs, or imprisonment in the county jail for not more than 60 days, or work on the city streets or work on the public works of the city for not more than 60 days, or be subject to any one or more of the punishments, subject to all limitations contained in the Charter of the city. Each violation of this section shall constitute a separate offense.

This ordinance is effective upon adoption.

This ordinance providing for curfew for minors; penalty for parents, guardians, etc, for violations is so adopted at the regular Town Council meeting held on the 13th day of October, 2005.

Donald Scott, Mayor
Mayor

Mrs. Jean Perkins
Council Member

Scott Rubin
Council Member

Jeannette H. Clay
Council Member

Council Member

Council Member

ATTEST:

Donette Perkins, Clerk
Town Clerk