

CITY ORDINANCE 20040823**CURFEW VIOLATION**

AN ORDINANCE ESTABLISHING A CURFEW IN THE TOWN OF ROMNEY AND MAKING IT UNLAWFUL FOR MINORS UNDER THE AGE OF EIGHTEEN YEARS TO BE ON THE PUBLIC STREETS AND IN OTHER PUBLIC PLACES BETWEEN THE HOURS OF 11:00 PM AND 6:00 AM AND PROVIDING A PENALTY FOR THE PARENT, GUARDIAN OR OTHER ADULT PERSONS HAVING THE CARE AND CUSTODY OF A MINOR UNDER THE AGE OF EIGHTEEN YEARS TO KNOWINGLY PERMIT A VIOLATION OF THIS ORDINANCE, AND PROVIDING A PENALTY FOR THE VIOLATION OF THIS ORDINANCE.

NOW, THEREFORE, BE IT ENACTED BY THE COUNCIL OF THE TOWN OF ROMNEY, WEST VIRGINIA: It shall be unlawful for any minor under the age of eighteen years to loiter, idle, wander or play in or upon the streets, highways, alleys, parks, playground, or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or other unsupervised places between the hours of 11:00 PM and 6:00 AM of the following day; provided, however, that the provisions of this section shall not apply to a minor accompanied by his parent, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business directed by his parent, guardian or other adult person having the care and custody of the minor, or while the minor is legally employed and is going to or from the place of such employment or is engaged in the duties thereof.

Any minor violation the provisions of the preceding paragraph shall be deemed a delinquent child under the provisions of the state law and shall be dealt with as such under the provisions of the state law.

It shall be unlawful for the parent, guardian or other adult person having the care and custody of a minor under the age of eighteen years, to knowingly permit such minor to loiter, idle, wander, stroll or play in or upon the public streets, highways, roads, alleys, parks, playgrounds, or other public grounds, public places or public buildings, place of amusement and entertainment, vacant lots or other unsupervised places between the hours of 11:00 PM and 6:00 AM of the following day; provided however, that the provisions of this section shall not apply when the minor is accompanied by his parent, guardian or other adult having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business directed by his parent, guardian or other adult person having the care and custody of the minor, or where the minor is lawfully employed and is going to or from the place of such employment or is engaged in the duties thereof.

Any adult violating the provisions of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined not less than twenty-five dollars (\$25.00) or more than fifty dollars (\$50.00).

Any and all prior ordinances related to the forgoing Curfew Ordinance are hereby repealed.

This ordinance will become effective immediately upon the date of passage and adoption.

First Reading 02 AUG 2004

Second Reading 16 AUG 2004

Third Reading 23 AUG 2004

Mayor William E. Huels, Sr.

Recorder Stiff Maphis