

## Chapter 111

### CURFEW

**[HISTORY: Adopted by the Town Board of the Town of Summit 5-4-1995 by Ord. No. 208. Amendments noted where applicable.]**

#### GENERAL REFERENCES

Loitering — See Ch. 160.

Nuisances — See Ch. 168.

Peace and good order — See Ch. 178.

Streets and sidewalks — See Ch. 209.

#### **§ 111-1. Children in street at night.**

- A. No child under the age of 18 years shall loiter, idle or remain upon any street, alley or other public place in the Town between 11:00 p.m. and 5:00 a.m. the next day, unless such child is accompanied by his or her parent, guardian or other adult person having legal custody of such child.
- B. Exceptions.
  - (1) This section shall not apply to a child:
    - (a) Performing an errand as directed by parents, guardian or person having lawful custody.
    - (b) Who is on his or her own premises or the areas immediately adjacent thereto.
    - (c) Whose employment makes it necessary to be upon the streets, alleys, public places or any motor vehicle after such hour.
    - (d) Returning home from a supervised school, church or civic function.
  - (2) These exceptions, however, shall not permit a child to unnecessarily loiter about the streets, alleys or public places or be in a parked motor vehicle on the public street.

#### **§ 111-2. 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, alley or other public place in the Town between 11:00 p.m. and 5:00 a.m. the next day, unless such child is accompanied by his or her parent, guardian or other adult person having legal custody of such child.

#### **§ 111-3. Responsibility of operators of places of amusement.**

No person operating a place of amusement or entertainment within the Town, or any agent, servant or employee of any such person, shall permit a child under the age of 18 years to enter or loiter in such place of amusement or entertainment between 11:00 p.m. and 5:00 a.m. the next day, unless such child is accompanied by his or her parent, guardian or other adult person having legal custody of such child.

**§ 111-4. Responsibility of hotels, motels and rooming houses.**

No person operating a hotel, motel, lodging or rooming house within the Town, or any agent, servant or employee of such person, shall permit any child under the age of 18 years to visit, idle, wander or stroll in any portion of such hotel, motel, lodging or rooming house between 10:00 p.m. and 7:00 a.m. the next day, unless such child is accompanied by his or her parent, guardian or other adult person having legal custody of such child.<sup>1</sup>

**§ 111-5. Violations and penalties.<sup>2</sup>**

Any person violating the provisions of this chapter shall, upon conviction, be subject to the penalties set forth in Chapter 1, General Provisions, Article I, Penalties, of the Code of the Town of Summit.

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1. Editor's Note: Original Section (5), Loitering in school and playground areas, which immediately followed this section, was moved to Ch. 160, Loitering, at time of adoption of Code (see Ch. 1, General Provisions, Art. II).

2. Editor's Note: Amended at time of adoption of Code (see Ch. 1, General Provisions, Art. II).