

DIVISION 6. - CURFEW ORDINANCE

Sec. 24-508. - Intent.

The intent of this division is to:

- (1) Protect children from becoming victims or perpetrators of crimes.
- (2) Assist parents in exercising their responsibility over their minor children.
- (3) Protect the community from the dangers posed by unsupervised minors who are out late at night and in the early morning.

(Code 1976, § 9.50.010)

Sec. 24-509. - Prohibition; regulation.

No person under the age of 17 years shall congregate, loiter, wander, stroll, stand or play in or upon any public streets, highways, roads, alleys, parks, greenbelts, public properties, public buildings, playgrounds, school grounds, places of amusement and entertainment, dance halls, premises licensed for sale of alcohol beverages, vacant lots or vacant buildings in the City, either on foot or in or upon any licensed or unlicensed conveyance or device being driven or parked thereon, Sunday through and including Thursday nights, between the hours of 11:00 p.m. through and including 5:00 a.m. the next day, except as provided below: Friday and Saturday nights, between the hours of 11:59 p.m. (midnight) through and including 5:00 a.m. the next morning, except as provided below.

(Code 1976, § 9.50.020)

Sec. 24-510. - Exceptions.

This division shall not apply to any person under the age of 17 when:

- (1) The child is accompanied by his or her parent, legal guardian or other responsible adult having the child's care, custody or control.
- (2) The child is responding to an emergency.
- (3) The child is traveling directly between his or her place of residence, school, place of employment or other activity excepted by this section.
- (4) The child is at work or performing certain employment work or services.

- (5) The child is attending a supervised school, supervised religious or supervised recreational activity.
- (6) The child is performing an errand directed by his or her parent, legal guardian or other responsible adult.
- (7) The child is engaging in activities protected by the First Amendment of the United States Constitution.

(Code 1976, § 9.50.030)

Sec. 24-511. - Responsibility of parents.

No parent, guardian or other adult having the care and custody of a person under the age of 17 years shall willfully permit or allow such child under the age of 17 years to violate the curfew set forth in this division.

(Code 1976, § 9.50.040)

Sec. 24-512. - Violation; penalty.

- (a) Any person under the age of 17 who violates any provision of this division shall, upon conviction, be subject to a forfeiture of not more than \$250.00 for each offense, together with the costs of prosecution, and in default of payment thereof, shall be subject to the remedies and alternatives for non-payment as provided by law for children.
- (b) The Court may order, in lieu of or in addition to a monetary forfeiture as provided in this section, that the child participate in a supervised work program or community service program as available and as permitted and ordered by the court and as allowed by Wis. Stats. §§ 938.343 and 938.34(5g) as from time to time amended, revised or renumbered, and upon a failure to comply with any such order, the child shall be subject to the remedies and alternatives for noncompliance, as provided by law for children, including, but not limited to, the forfeiture provided in Subsection (a) of this section.
- (c) Any parent, guardian or other adult person having the care and custody of the person under 17 years who violates this division shall, upon conviction, be subject to a forfeiture of not more than \$500.00 for each offense, together with the costs of prosecution, and in default of payment thereof, shall be subject to the remedies and alternatives for non-payment as provided by law for adults.

(Code 1976, § 9.50.050)

Secs. 24-513—24-532. - Reserved.