

TOWN OF ST. JOHN, LAKE COUNTY, INDIANA

ORDINANCE NO. 1022

AN ORDINANCE ESTABLISHING A CURFEW FOR PERSONS UNDER THE AGE OF EIGHTEEN YEARS IN THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA; AMENDING ORDINANCE NO. 511 AND ALL AMENDMENTS THERETO; AND REPEALING ALL OTHER ORDINANCES IN CONFLICT.

WHEREAS, the General Assembly of the State of Indiana has addressed the issue of curfew violations for persons under the age of eighteen (18) years in the State of Indiana; and

WHEREAS, Indiana statute provides that any municipality which determines that a curfew time established by said statute is later than is reasonable for public safety and the conditions found to exist, then said municipality may, by ordinance, advance the curfew time within its jurisdiction by not more than two (2) hours; and

WHEREAS, the Police Department of the Town of St. John under the Board of Metropolitan Police Commissioners, has investigated and studied the advisability of the adoption of an ordinance under said statutory authority to include advancement of the curfew time for persons under the age of eighteen (18) years in the Town of St. John; and

WHEREAS, said investigation and study has determined that it is in the best interest and safety of the citizens of the Town of St. John, Indiana that such an ordinance be adopted.

NOW, THEREFORE, IT IS ORDAINED BY THE MEMBERS OF THE TOWN COUNCIL OF THE TOWN OF ST. JOHN, LAKE COUNTY, INDIANA, AS FOLLOWS:

1. No parent, guardian, or other custodian of any child fifteen (15), sixteen (16), or seventeen (17) years of age shall

permit that child to be in a public place in the Town of St. John:

- a. between 12:00 a.m. and 5:00 a.m. on Saturday or Sunday;
- b. after 10:30 p.m. on Sunday, Monday, Tuesday, Wednesday, or Thursday;
- c. before 5:00 a.m. on Monday, Tuesday, Wednesday, Thursday, or Friday.

2. No parent, guardian, or other custodian of any child under the age of fifteen (15) years shall permit that child to be in a public place in the Town of St. John after 10:00 p.m. or before 5:30 a.m. on any day.

3. This section does not apply to a child who is:

- a. accompanied by his parent, guardian, or custodian;
- b. accompanied by an adult specified by his parent, guardian, or custodian;
- c. participating in, going to, or returning from:
 - i. lawful employment;
 - ii. school sanctioned activity; or
 - iii a religious event.

4. Each member of the Police Department is directed to take into custody any minor person violating the provisions of either Section 1 or Section 2 above, and to take the minor person while in custody to his or her place of residence and thereupon determine the name of the parent, guardian, or other person having the legal custody of said minor person. The officer, at his discretion, shall also have the authority to transport the minor to the St. John Police Department where a parent, guardian, or other responsible party will be contacted and be allowed to pick up the child. It shall be the duty of the apprehending officer to cause a citation for violation of this Section to be issued to the

offending parent, guardian, or other custodian of the minor child.

5. Violation of this ordinance shall subject the violator to a minimum fine of \$25.00 and a maximum fine of \$2,500.00.

6. That both the minor child and offending parent, guardian, or custodian of the minor child must appear in the Lake Superior Court, County Division, to answer for any violation of this ordinance.

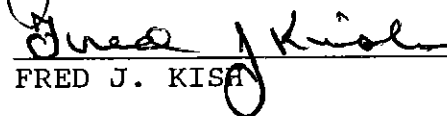
BE IT FURTHER ORDAINED that the Town Council declares an emergency and that this ordinance shall take effect and be in full force and effect, from and after its passage by the Town Council of the Town of St. John, Lake County, Indiana, pursuant to law.

PASSED AND ADOPTED by the Town Council of the Town of St. John, Lake County, Indiana, this 30th day of September, 1996.

TOWN COUNCIL, TOWN OF ST. JOHN,
LAKE COUNTY, INDIANA



JOHN R. TAYLOR



FRED J. KISH

DOUGLAS E. PATTERSON

ATTEST:



JUDITH L. COMPANIK
Clerk-Treasurer