

CHAPTER 11

POLICE REGULATIONS AND OFFENSES

ARTICLE I. CURFEW

Sec. 11-1. BEING AT LARGE AFTER 9:00 P.M.

After the hour of nine o'clock in the evening of any day, no child under sixteen years of age shall be or remain on any street, public place, common, park or open place of public resort, or in or about any store, shop, hall, restaurant, bowling-alley, billiard-room, pool-room, motion picture theater, or place of amusement, or in or about any place to which the public is admitted, unless accompanied by his parent or other adult person having control of such child, or performing or returning from employment, or engaged in the performance of some duty by the direction in writing of his parent or person having legal control of such child, which said written direction said child shall then have with him; and no such child, while performing or returning from such employment, or engaged in the performance of such duty, shall loiter in or on any such street, public place, common, park or open place of public resort, or in or about any such store, shop, hall, restaurant, bowling-alley, billiard-room, pool-room, motion picture theater, or place of amusement, or in or about any place to which the public is admitted.

Sec. 11-2. SOUNDING OF CURFEW ALARM.

The Chief of the Fire Department shall daily cause the fire alarm to be sounded twice at eight o'clock and fifty minutes in the evening.

Sec. 11-3. CURFEW OFFICERS.

Every regular and special police officer of the city, the constables of the city, and such other persons as the mayor, by and with the advice and consent of the City Council, may appoint, shall be curfew officers, possessed of the powers and charged with the duties hereinafter provided.

Sec. 11-4. ENFORCEMENT PROCEDURES.

If any child is found by a curfew officer violating the provisions of this chapter as a first offense, such officer shall forthwith conduct such child to his home and notify his parent, or person having legal control of said child of such violation. If any child is found by a curfew officer violating the provisions of this chapter as a second or subsequent offense, such officer shall conduct such child to the police station and forthwith give notice thereof and of said violation to his parent or person having legal control of said child, whereupon said parent or person so notified shall forthwith appear at said police station and, unless prosecution is instituted against such child as hereinafter provided, shall take said child to his home.

Sec. 11-5. PARENT'S PENALTY FOR VIOLATION.

If the parent or person then having legal control of any child willfully causes or negligently suffers or permits such child to violate any of the provisions of this chapter, such parent or person shall be liable to prosecution therefor, and upon conviction thereof shall be fined not more than five dollars (\$5.00) for each offense. In such prosecution, proof that said child was found violating any of the provisions of this chapter shall be prima facie evidence that such parent or person negligently suffered or permitted such violation.

STATE LAW REFERENCE: Curfew, V.S.A., T. 24, Sec. 2151.

Sec's. 11-6 to 11-199. Reserved.

Enacted November 25, 1970.