

TITLE XIII: GENERAL OFFENSES

Chapter

130. GENERAL PROVISIONS

131. CURFEW FOR MINORS

Princeton - General Offenses

CHAPTER 130: GENERAL PROVISIONS

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§ 130.01 VAGRANTS.

Any and all tramps, vagrants, persons under suspicion, who shall be found with no visible means of support, either male or female, shall not be allowed on the streets or other public places.
(Prior Code, Ch. I, Art. I, § 2) Penalty, see § 130.99

§ 130.02 HOUSE OF ILL FAME.

No person shall keep a house or other place of ill fame in the town and no person shall knowingly rent any house to be used as a house of ill fame. All adult persons living in a house of ill fame shall be considered as keepers thereof and be subject to the penalties of this code.
(Prior Code, Ch. I, Art. I, § 3) Penalty, see § 130.99

§ 130.03 DRINKING IN PUBLIC.

No person shall consume, serve or drink wine, beer, whiskey or alcoholic beverages of any kind on the public streets, boulevards, alleys or in public buildings.
(Prior Code, Ch. I, Art. I, § 6) Penalty, see § 130.99

§ 130.04 POSTING BILLS AND OTHER ADVERTISEMENTS.

No person shall stick, paint, brand, stamp, write or put upon any house, fence, wall, pavement, post, or upon any property, owned by a person, firm or corporation, or owned by the Town of Princeton, any printed, written, painted or other advertisement, bill notice, sign or poster, without first having obtained the written permission of the owner of the property and having received a permit from the Town Clerk.
(Prior Code, Ch. I, Art. II, § 4) Penalty, see § 130.99

§ 130.05 FIREARMS REGULATED.

It shall be unlawful for any person to discharge any firearm of any type unless deemed necessary, within the corporate limits except a peace officer in the performance of his or her duty.
(Prior Code, Ch. I, Art. II, § 3) Penalty, see § 130.99

§ 130.06 BB GUNS, PELLET GUNS AND AIR GUNS.

The firing of BB guns, pellet guns or air guns in the Princeton town limits is illegal.
(Ord. passed 9-22-1986) Penalty, see § 130.99

§ 130.99 PENALTY.

(A) Any person violating any provision of this chapter for which no specific penalty is prescribed shall be subject to § 10.99.

(B) Violators of § 130.06 will have their guns confiscated and parents or guardian will be held liable for damages.

(Ord. passed 9-22-1986)

CHAPTER 131: CURFEW FOR MINORS

Section

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FUNCTION. Any event including, but not limited to activities involving the free exercise of religion, speech, assembly and activities sponsored by the town, a church, the Johnston County public schools or other non-profit or community organization.

GUARDIAN. Any person having legal custody of a minor such as:

- (1) A natural or adopted parent;
 - (2) A legal guardian;
 - (3) A person who stands in loco parentis;
- or

(4) A person to whom legal custody has been given by the court.

MINOR. A person who has not reached his or her sixteenth birthday and is not married, emancipated, or a member of the Armed Services of the United States.

PUBLIC PLACE. Any street, alley, highway, sidewalk, park, playground or place to which the general public has access and a right to resort for business, entertainment or other lawful purpose. A public place shall include any store, shop, restaurant, tavern, café, theater, drugstore, poolroom or other place devoted to amusement or entertainment of the general public.
(Ord. 111, passed 4-7-1997)

§ 131.01 PURPOSE.

The purpose of this chapter shall be to establish a curfew in the town, regulating the movement of minors because of the particular vulnerability of children, their inability to make decisions in an informed mature manner and the importance of the parental role in child rearing. It shall also promote the health, safety and welfare of both minors and adults in the town by creating an environment offering protection and security for all concerned.
(Ord. 111, passed 4-7-1997)

§ 131.02 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CURFEW ESTABLISHED. A curfew applicable for all minors is established and shall be enforced as set forth in this chapter.

§ 131.03 TIME LIMITS.

It is unlawful for any minor to be or remain upon any public place as defined in this chapter in the Town of Princeton between 10:30 p.m. and 6:00 a.m. (Ord. 111, passed 4-7-1997) Penalty, see § 131.99

§ 131.04 EXCEPTIONS.

This chapter does not apply to a minor who is:

- (A) Accompanied by the minor's parent or guardian;
- (B) On an errand at the direction of the minor's parent or guardian, without any detour or stop;
- (C) In a motor vehicle involved in interstate travel;
- (D) Engaged in an employment activity, or going to or returning home from an employment activity, without any detour or stop;
- (E) Involved in an emergency;
- (F) On the sidewalk abutting the minor's residence or abutting the residence of a next-door neighbor if the neighbor did not complain to the police department about the minor's presence;
- (G) Attending an official school, religious, or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor, or going to or returning home from, without any detour or stop, an official school, religious, or other recreational activity supervised by adults and sponsored by the city, a civic organization, or another similar entity that takes responsibility for the minor;
- (H) Exercising First Amendment rights protected by the United States Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly; or

(I) Married or had been married or had disabilities of minority removed in accordance with state law.

§ 131.05 RESPONSIBILITY OF GUARDIAN.

It is unlawful for any guardian to allow or permit a minor to be in or upon public place within the town within the curfew hours set, except as otherwise provided. (Ord. 111, passed 4-7-1997) Penalty, see § 131.99

§ 131.06 AIDING AND ABETTING BY ADULT OR GUARDIAN.

It shall be a violation of this chapter for any adult or guardian to allow, permit, encourage, aid or abet a minor in the violation, except as otherwise provided. (Ord. 111, passed 4-7-1997) Penalty, see § 131.99

§ 131.07 REFUSAL OF GUARDIAN TO TAKE CUSTODY OF A MINOR.

If a guardian refuses to take custody of his or her minor found to be in violation of this chapter, the officer with physical custody of the minor shall contact the Johnston County Department of Social Services and release the minor to that agency pending further investigation by the Police Department and the Department of Social Services. Refusal to take custody constitutes a violation of this chapter. (Ord. 111, passed 4-7-1997) Penalty, see § 131.99

§ 131.99 PENALTY.

(A) When a minor is found to be in violation of this chapter, an officer will complete the applicable juvenile custody report. The officer shall then take the minor home (if within the town limits) or make a reasonable attempt to contact the minor's guardian and make arrangements for the minor to be picked up by the guardian.

(B) If after a reasonable attempt has been made and the officer is unable to locate the guardian the officer shall make contact with the Johnston County Department of Social Services for further disposition.

(C) (1) If contact is made with guardian, or upon taking the minor home and releasing them to their guardian the officer shall issue a written warning to the guardian regarding the violation and attach a copy of the warning to the juvenile custody report.

(2) The written warning shall describe the action of the minor that constitutes a violation of this chapter, advise the guardian that if the guardian allows and permits a second or subsequent violation of this chapter that the guardian shall be subject to criminal prosecution for allowing a violation of this chapter to occur.

(3) The written warning shall also advise the guardian that in all cases in which the minor is under 12 years of age a report will be made to the Johnston County Department of Social Services.

(4) The juvenile custody report (with written warning attached) shall be turned in with the officer's daily reports. It will then be entered into the Police Department record system.

(5) The Chief of Police or his or her designee shall review all reports on a daily basis.

(6) If a juvenile custody report has been filed pertaining to a violation of this chapter, the report will be cross referenced with existing juvenile custody reports to determine if the violation is a first, second or subsequent offense.

(a) If upon checking the juvenile custody reports and it is found that it is the first offense then the report will be filed and no other action will be taken.

(b) If the minor is found to have prior violations of this chapter, the guardian of the minor shall be subject to a criminal citation.

(c) The reporting officer will be notified and the appropriate action will be taken.

(d) A copy of the action shall be added to the appropriate file serving as part of the case file for any criminal action.

(e) If the juvenile is under 12 years of age a report will be made and a copy forwarded to the Johnston County Department of Social Services. (Ord. 111, passed 4-7-1997)

