

ARTICLE IV

Title 39

AN ORDINANCE: REGULATING THE PRESENCE OF MINORS UNDER THE AGE OF 18 YEARS ON PUBLIC STREETS AND PUBLIC PLACES DURING CERTAIN PRESCRIBED HOURS

Be It Ordained by the Commissioners of the Town of Felton:

Section 1- It shall be unlawful for any minor under the age of 16 years to loiter, wander, stroll or play in or upon the public place between the hours of 10:00 p.m. or 6:00 a.m.

Section 2 - It shall be unlawful for any minor under the age of 18 years to loiter, wander, stroll or play in or upon the public street, highways, alleys or other public place between the hours of 12:00 midnight and 6:00 a.m.

Section 3 - The provisions of this Ordinance shall not apply to a minor accompanied by his or her parent, legal guardian or when the minor is upon an emergency errand or business directed by his or her parent, legal guardian or other person over the age of 18 years authorized or approved by the child's parent or guardian.

Section 4 - Definitions: For purposes of interpreting this ordinance, the following terms shall be defined as follows:

(a) "Public streets, highways, and alleys" includes all streets, sidewalks and private ways open to public use.

(b) "Public Place" means parks, playgrounds, schoolyards, governmental building yards, vacant lots, municipal parking lots and parking lots open to the public (such as parking lots of supermarkets, restaurants, movie theaters and other places of public accomodation).

(c) "Loiter" means to stand around idley, linger, "hang around".

(d) "Wander" means to ramble here and there without any certain course; to go idle about.

(e) "Stroll" means to engage in recreation or sport, to frolic.

Section 5 - It shall be unlawful for the parent, guardian or adult person having the care and custody of a minor as prescribed in paragraphs one and two of this Ordinance to knowingly permit any minor under their care or custody to loiter, wander, stroll or play in or on any public streets or other public places as provided above.

Section 6 - Any minor violating the provisions of this Ordinance shall be dealt with in accordance with the laws, regulations and restrictions of the Family Court, of Kent County, and any parent, guardian, or other adult person charged with the care and custody of a minor who knowingly violates or permits to be violated the provisions of this Ordinance shall, upon conviction by any Court of Competent Jurisdiction, be fined not less than Five (\$5.00) Dollars and not more than Twenty-five (\$25.00) Dollars in lieu of the payment of said fine.

EFFECTIVE DATE:

This is a true and correct copy of the ordinance duly adopted by the Commissioners on

President

ATTEST:

Secretary

Date Adopted:

Date Effective:

Posted at the Felton Town Hall for seven days on