

CURFEW ORDINANCE

§ 133.50 HOURS.

(A) It shall be unlawful and a curfew violation for a person less than 17 years of age (the "child") to be present at any public assembly or in any public building, park, sidewalk, street or highway or other public place:

(1) Between the hours of 12:01 a.m. and 6:00 a.m. on Saturday and Sunday;

(2) Between the hours of 11:00 p.m. on Sunday through Thursday, and 6:00 a.m. on the following day; and

(3) Between the hours of 8:00 p.m. on October 31 (Halloween Day) and 6:30 a.m. the following day.

(B) Exceptions. This section does not apply to a child who is:

(1) Accompanied and supervised by a parent, legal guardian or custodian;

(2) Accompanied by a responsible companion at least 18 years of age approved by the child's parent, legal guardian or custodian;

(3) Engaged in a business or occupation which the laws of this state authorize a person less than 17 years of age to perform;

(4) Participating in, going to, or returning from:

(a) An emergency involving the protection of a person or property from an imminent threat of serious bodily injury or substantial damage;

(b) An activity involving the exercise of the child's rights protected under the First Amendment to the United States Constitution or Article 1, Sections 3, 4, and 5 of the Illinois Constitution of 1970, or both, such as freedoms of religion and speech and the right of assembly, to include, but not be limited to:

1. A religious event, including, but not limited to, prayer and vigil services; or

2. A political event, including, but not limited to, observing or influencing a legislative session and attending a political rally or event;

(c) An activity conducted by a nonprofit or governmental entity that provides recreation, education, training, or other care under the supervision of one or more adults; or

(5) Engaged in interstate or international travel from a location outside Illinois to another location outside Illinois with the permission of a parent or legal guardian.

('77 Code, § 136.001) (Ord. 66-0-001, passed 1-31-66; Am. Ord. 73-0-002, passed 2-19-73; Am. Ord. 78-0-027, passed 9-5-78; Am. Ord. 2004-O-034, passed 5-4-04) [Penalty, see § 133.99](#)

Statutory reference:

Power of municipality to establish curfew, see ILCS Ch. 65, Act 5 § 11-1-5

State curfew, see ILCS Ch. 720, Act 555 § 1

§ 133.51 RESPONSIBILITY OF PARENT, GUARDIAN.

It shall be unlawful for a parent, legal guardian, or other person to knowingly permit a person in his or her custody or control to violate the provisions of §§ [133.50](#) through [133.53](#).

('77 Code, § 136.002) (Ord. 66-0-001, passed 1-31-66; Am. Ord. 73-0-002, passed 2-19-73; Am. Ord. 78-0-027, passed 9-5-78; Am. Ord. 2004-O-034, passed 5-4-04) [Penalty, see § 133.99](#)

§ 133.52 ENFORCEMENT.

(A) Any police officer may stop and question any minor suspected of violating the provisions of §§ [133.50](#) through [133.53](#). Prior to arresting or citing a child for curfew, or taking a child into custody, the police officer must make reasonable inquiry to determine whether any of the exceptions contained in § [133.50](#)(B) apply, in addition to the age and time requirements set forth in § [133.50](#)(A). An officer shall issue a citation or make an arrest for curfew or take a child into custody only if the officer has reasonable grounds to believe that the child has violated § [133.50](#) and that no exceptions apply. Upon taking a person under 17 years of age into custody, the police officer shall immediately communicate with the parent, legal guardian, or custodian of that person.

(B) The Juvenile Officer shall cause a written notice to be served on the parent, guardian, or other custodian of a person less than 17 years of age who has been taken into custody by the Police Department, advising the parent, guardian or custodian of the circumstances of the detention.

('77 Code, § 136.003) (Ord. 66-0-001, passed 1-31-66; Am. Ord. 78-0-027, passed 9-5-78; Am. Ord. 2004-O-034, passed 5-4-04)

§ 133.53 SPECIAL HOURS FOR HALLOWEEN DAY.

When October 31 falls on a Monday through Friday, "Trick or Treat" time in the village shall occur from 3:30 p.m. until 7:00 p.m. When October 31 falls on a

Saturday or Sunday, "Trick or Treat" time in the village shall occur from 2:00 p.m. until 6:00 p.m. Curfew hours for Halloween are as set forth in § [133.50](#)(A)(3).

(Ord. 82-0-039, passed 10-26-82; Am. Ord. 93-0-069, passed 10-19-93; Am. Ord. 2004-O-034, passed 5-4-04)

Cross-reference:

Children at large after 8:00 p.m. on Halloween Day, see § [133.51](#)(A)

§ 133.99 PENALTY.

(A) Whoever violates any provision of this chapter for which another penalty is not specifically provided, shall be fined not more than \$500 for each and every violation thereof, and every day the violation continues shall constitute a separate offense.

(B) Any person violating the provisions of § [133.25](#) shall be fined not less than \$25 nor more than \$500 for each offense.

(Ord. 82-0-033, passed 9-14-81)

(C) Any person, firm, or corporation found guilty of violating any of the provisions of § [133.39](#) shall be guilty of a misdemeanor, punishable by a fine of not less than \$25 nor more than \$500 or by imprisonment for not less than 30 days nor more than 180 days or by both fine and imprisonment and any weapon seized shall be confiscated by the trial court.

(Ord. 82-0-003, passed 1-5-82)

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