

Chapter 57

CURFEW

[HISTORY: Adopted by the Board of Commissioners of the Town of Thurmont: Art. I, 9-6-1961; Art. II, 4-7-1968. Readopted as revised 1-8-1986 by Res. No. 85-6. Subsequent amendments noted where applicable.]

ARTICLE I

Minors

[Adopted 9-6-1961; readopted as revised 1-8-1986 by Res. No. 85-6]

§ 57-1. Loitering after midnight.

It shall be unlawful for children under 18 years of age to loiter in the streets or other public places within the Town of Thurmont at night after the hour of 12:00 midnight, eastern standard time or eastern daylight saving time, as the same may be in effect in the Town of Thurmont.

§ 57-2. Responsibility of parents, guardian or persons having legal custody.

It shall be unlawful for any parent, guardian or any person having the legal custody of any children under 18 years of age to allow or permit any such child, ward or other person in such legal custody to loiter upon any of the streets or other public places in the Town of Thurmont after the time prohibited in the preceding section.

§ 57-3. Enforcement; records; penalties.

Any child under 18 years of age found loitering upon any street or other public place within the Town of Thurmont in violation of the preceding sections hereof shall be taken into custody of the town police and delivered to his or her parent or parents, guardian or person having his or her legal custody, if such delivery is practicable and convenient. If such delivery is impracticable or inconvenient, the town police shall release said child after ascertaining the name and address of the parent or parents, guardian or person having the legal custody of said child, and shall promptly thereafter send a notice by registered mail to said parent or parents, guardian or person having the legal custody of said child, setting forth the facts, date and time of the violation and the provisions of this subsection. A record of all such violations, deliveries and notices shall be made by the town police in a book kept for that purpose, and if such parent or parents, guardian or person having the legal custody of such child shall thereafter allow him or her to loiter in or on any street or public place in the Town of Thurmont in violation of the preceding sections, such violation is declared to be a municipal infraction. A warning citation will be issued before any penalty is imposed. The penalty for violation after a warning citation is issued shall be the sum of \$50.

§ 57-4. Reports of repeated offenders.

Any child under 18 years of age who shall violate the provisions of § 57-1 above more than three times shall be reported to the juvenile services officer.

§ 57-5. Obtaining proof of age.

Any policeman of the Town of Thurmont, in taking a child into custody under the provisions of this Article, shall use his discretion in determining age, and in doubtful cases may require positive proof, and until such proof is furnished the policeman's judgment shall prevail.

ARTICLE II
Emergencies

[Adopted 4-7-1968; readopted as revised 1-8-1986 by Res. No. 85-6]

§ 57-6. Authority of Board of Commissioners.

The Board of Commissioners are hereby authorized to put into effect a curfew, when deemed necessary for the welfare and safety of the Town of Thurmont.

§ 57-7. Hours of curfew.

The hours of curfew will be regulated depending upon the situation at hand.

§ 57-8. Closing of businesses.

The Commissioners also have the power of closing any types of businesses in the corporate limits.

§ 57-9. Violations and penalties.

The violation of this Article is declared to be a municipal infraction. The penalty for violation shall be the sum of \$100.