

Chapter 58

CURFEW

§ 58-1. Hour of curfew.

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§ 58-5. Enforcement procedure; violations and penalties; complaints.

[HISTORY: Adopted by the Mayor and Council of the Borough of Swedesboro 6-1-54. Section 58-5 amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I. Other amendments noted where applicable.]

GENERAL REFERENCES

Police Department — See Ch. 35.
Loitering — See Ch. 76.

§ 58-1. Hour of curfew. [Amended 9-19-77]

It shall be unlawful for any child under the age of seventeen (17) years to loiter, wander or stroll about the streets, avenues, alleys, parks or public places of the Borough of Swedesboro in the night after the hour of 10:00 p.m., prevailing time, unless accompanied by a parent or other adult guardian having legal custody and control of such minor or other adult with knowledge and approval of such parent or other legal guardian.

§ 58-2. Responsibility of parent or guardian.

It shall be unlawful for any parent, guardian or other person having the legal care and custody of any child under seventeen (17) years of age to allow or permit such child to loiter, wander or stroll upon any of the places prohibited by § 58-1 of this chapter unless reasonable necessity exists therefor.

§ 58-3. Exceptions.

The provisions of this chapter shall not apply to any child whose employment or education makes it necessary for him or her to be upon the streets and places aforementioned during the nighttime after such specified hour, but any such child shall not play or unnecessarily loiter in such places after such time.

§ 58-4. Notification of parent or guardian required prior to confinement.

No child arrested pursuant to the provisions of this chapter shall be placed in confinement until his or her parent or person having legal custody thereof shall have been notified of such arrest and shall have refused to be held responsible for the observance of the provisions of this chapter.

§ 58-5. Enforcement procedure; violations and penalties; complaints.¹

Any police officer, whether regular or special,² the Mayor or member of the Borough Council or other officers appointed by the Mayor and Council are hereby authorized to arrest any minor violating this chapter, and at first violation, said officer or official shall reprimand said child in the presence of his or her parent or guardian or other person having legal custody of such child. Upon any subsequent violation hereof, said parents, guardian or other

¹ Editor's Note: Amended at time of adoption of Code; see Ch. 1, General Provisions, Art. I.

² Editor's Note: As to regular and special police officers generally, see Ch. 35, Police Department.

person having legal custody of such child shall be fined not more than five hundred dollars (\$500.) for each offense or be imprisoned in the county jail for not more than ninety (90) days, or both, in the discretion of the Judge by whom such fine and/or imprisonment is imposed. If said minor cannot be controlled, with respect to violation of this chapter, by his or her parents or person having legal custody, and upon such proof, a complaint shall be lodged against such minor in the Juvenile Court of the County of Gloucester charging said minor with being a juvenile delinquent.

