

TITLE XIII: GENERAL OFFENSES

Chapter

130. GENERAL OFFENSES

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private property, or for any person or persons to mark, post or in any manner use the public sidewalks and crossings for advertising.
 (1983 Code, § 6-7) (Ord. 91, passed - -19__)
 Penalty, see § 10.99

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CURFEW REGULATIONS

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§ 130.15 REGULATIONS.

(A) It is a curfew violation for a child 16 or 17 years of age to be in a public place:

(1) Between 1:00 a.m. and 5:00 a.m. on Saturday or Sunday;

(2) After 11:00 p.m. on Sunday, Monday, Tuesday, Wednesday or Thursday; or

(3) Before 5:00 a.m. on Monday, Tuesday, Wednesday, Thursday or Friday.

(B) It is a curfew violation for a child 15 years or under to be in a public place after 10:00 p.m. or before 5:00 a.m. on any day.

(1983 Code, § 6-5(a), (b)) (Ord. 2002-09-10, passed - -) Penalty, see § 10.99

Statutory reference:

Curfew regulations; advancement of curfew time, see I.C. 31-37-3-4

Editor's note:

These provisions were initially published in a notice dated October 12, 1981.

GENERAL PROVISIONS

§ 130.01 AUTHORITY TO REGULATE.

A town may regulate conduct or the use or possession of property which might endanger the public health, safety and welfare of its citizens.
(1983 Code, § 6-1)

Statutory reference:

Authorization to regulate conduct and property for public health, safety and welfare reasons, see I.C. 36-8-2-4

§ 130.02 DEFACING PROPERTY/ILLEGAL ADVERTISING.

It shall be unlawful for any person or persons to cut, mark or otherwise mar or deface any public or

§ 130.16 EXEMPTIONS.

This subchapter does not apply to a child who is:

(A) Accompanied by his or her parent, guardian or custodian;

(B) Accompanied by an adult specified by his or her parent, guardian or custodian; or

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

(1) Lawful employment;

(2) A school-sanctioned activity; or

(3) A religious event.

(1983 Code, § 6-5(c)) (Ord. 2002-09-10, passed - -)

§ 130.17 VIOLATORS.

The Town Council has instructed the Police Department to report all curfew violators to the Newton County Juvenile Officer for prosecution.

(1983 Code, § 6-5(d)) (Ord. 2002-09-10, passed - -)

Editor's note:

These provisions were initially published in a notice dated October 12, 1981.

DISTURBING THE PEACE**§ 130.30 DISCHARGING FIREARMS.**

(A) *Definition.* For the purpose of this chapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

FIREARM. Any weapon which is capable of, designed to or which may readily be converted to expel a projectile with deadly force by means of an explosion.

(B) *Discharge prohibited.* It shall be unlawful for any person or persons to fire or discharge, or

cause to be fired or discharged any firearm within the limits of the town.

(C) *Exception.* This section shall not apply to any peace officer in the discharge of his or her official duties and while in the exercise of reasonable care, nor to a person using a firearm in self-defense.

(1983 Code, § 6-8) (Ord. 75, passed - -19__ ; Ord. 7, passed - -19__) Penalty, see § 10.99

§ 130.31 LOITERING PROHIBITED.

(A) Any person or persons who shall habitually idle, loaf, loiter or congregate on any public sidewalk so as to annoy, hinder or impede the free unembarrassed use of the sidewalk for pedestrians, and who shall fail or refuse to comply with the request of the Marshal of the town, deputy marshal or nightwatch acting under authority of the Council to leave, shall be deemed guilty of obstructing sidewalks.

(B) Any person who loiters, prowls or wanders upon the private property of another at night without visible or lawful business with the owner or occupant therein shall be deemed guilty of loitering.

(C) Any person who obstructs the free passage of persons or vehicles on any street, alley or other public place shall be deemed in violation of this section. The Marshal may have the power to abate the same.

(1983 Code, § 6-24) (Ord. 17, passed - -) Penalty, see § 10.99

§ 130.32 DISORDERLY CONDUCT.

Any person or persons convicted of disorderly conduct by making loud and unusual noises; by crying "fire" without good cause; by willfully creating a false fire alarm; by threatening any person or challenging any person to fight; or who shall disturb the peace and quiet of the town or any citizen thereof by his or her continued actions and words, shall upon conviction be fined according to law.

(1983 Code, § 6-9) (Ord. 7, passed - -19__) Penalty, see § 10.99