

ORDINANCE NO. 2416

**AN ORDINANCE AMENDING CHAPTER III, ARTICLE XVII,
SECTION 3-17.1 OF THE CODE OF THE BOROUGH OF ROSELLE
PARK CURFEW FOR JUVENILES**

BE IT ORDAINED by the Mayor and Council of the Borough of Roselle Park, in the County of Union, and State of New Jersey, that Chapter III, Section 17.1 of the Roselle Park Code is amended as follows:

SECTION 1: 3-17 CURFEW FOR JUVENILES.

3-17.1 Curfew Hours Established; Exceptions.

It shall be unlawful for juveniles to be in any public place between the hours of 12:00 midnight. and 6:00 a.m. unless accompanied by a parent or guardian. This prohibition does not apply if the juvenile is:

- a. Engaged in, or traveling to or from, a business or occupation which the laws of the State of New Jersey authorize a juvenile to perform;
- b. Engaged in an errand involving a medical emergency;
- c. Attending religious services, extracurricular school activities, activities sponsored by a religious or community organization or other cultural, educational or social events or is in direct transit to or from such events.

(Ord. No. 2294)

- d. The minor is accompanied by an adult over 21 years of age authorized by a parent to accompany the minor for a designated period of time and specific purpose within a specific area;
- e. There exists a case of an emergency or reasonable necessity, but only after the minor's parent or guardian has confirmed the facts establishing the emergency or reasonable necessity, including the points of origin and destination, the specific streets at a designated time for a designated purpose;
- f. The minor is on the sidewalk that abuts the minor's residence or the sidewalk that abuts the residence of the next-door neighbor if the neighbor did not object to the minor's presence on the sidewalk;
- g. The minor is in a motor vehicle with the consent of his or her parent or guardian engaged in normal travel either intrastate or interstate, through the Borough of Roselle Park;
- h. The minor is traveling, without detour or stop, to or from a business or occupation which the laws of the State of New Jersey authorize a minor to perform;
- i. The minor carries on his or her person a special permit from the Chief of Police which has been issued upon written application, signed by the minor and by a parent or guardian of the minor, which application includes the name, address and telephone number of the minor; the name, address and telephone number of the minor's parent or guardian; the height, weight, sex, color of eyes and hair and other physical characteristics of the minor; and the necessity which requires the minor to be present on the public streets and the beginning and ending of the period

of time involved by date and hour. The Chief of Police may grant a permit, in writing, for the use by the minor of such streets and upon such hours as in the opinion of the Chief of Police, may be reasonably necessary. In the case of an emergency, this may be accomplished by telephone or other effective communication, with a corresponding record being made contemporaneously by the Chief of Police or by his or her designee.

3-17.2 Responsibility of Parent or Guardian.

It shall be unlawful for any parent or guardian to permit, suffer or allow any juvenile in his or her care to be in any public place between the hours of 12:00 midnight and 6:00 a.m. (Ord. No. 2294) except as stated above.

3-17.3 Violations and Penalties.

Any person violating the provisions of this section shall perform community service and may be subject to a fine of no more than one thousand (\$1,000.00) dollars; and if parents or guardians as well as a juvenile are found guilty of violating this section, the parents or guardians shall perform community service together with the juvenile. The period of community service shall not exceed ninety (90) days. (Ord. No. 2294)

SECTION 2: If any section or portion of a section of this Code shall be invalid for any reason such invalidity shall not affect the validity of the remaining sections or portions of this Ordinance.

SECTION 3: All ordinances or parts of ordinances, to the extent that they are inconsistent herewith are hereby repealed.

SECTION 4: This amendment to the Code of the Borough of Roselle Park shall become effective upon publication and in accordance with law.

Introduced: September 18, 2014

Adopted:

Mayor

Attest: _____
Borough Clerk