

CURFEW ORDINANCE

An Ordinance prohibiting boys and girls under sixteen (16) years of age to be or remain in or upon any of the streets, alleys, parks or public places in the Township of West Caln at night after the hour of ten (10) o'clock P.M. during the regular school season and eleven (11) o'clock P.M. during the summer vacation season unless accompanied as hereon provided: Prescribing the manner of enforcement and fixing the penalty for violation of this ordinance. Boys and girls between ages sixteen (16) and eighteen (18) are prohibited to be or remain in or upon any of the streets, alleys, parks or public places in the Township of West Caln at night after the hour of eleven (11) o'clock P.M. during the regular school season and during the summer vacation season unless accompanied as hereon provided; prescribing the manner of enforcement and fixing the penalty for violation of this ordinance.

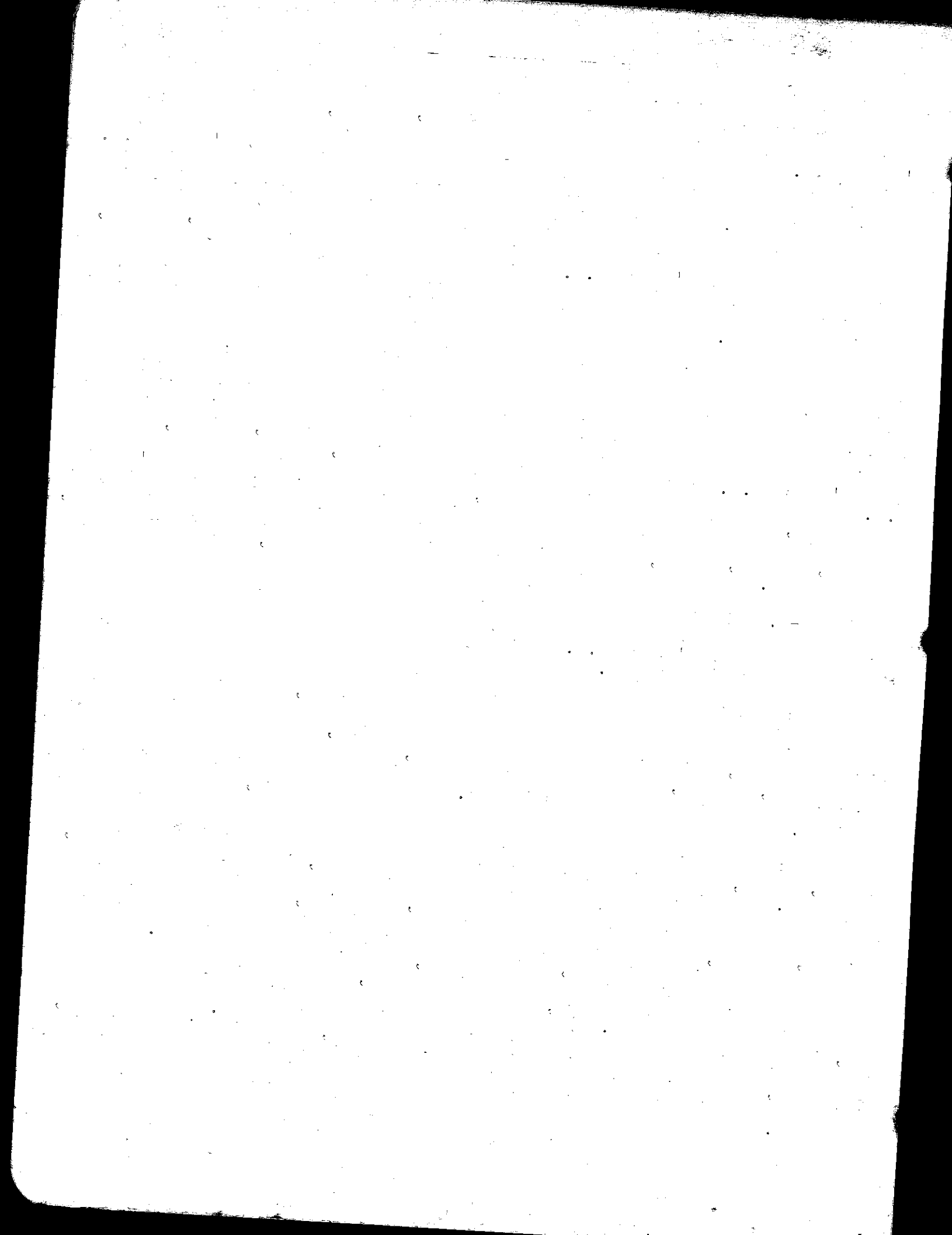
The Township of West Caln hereby ordains as follows:

Section 1: It shall be unlawful for boys and girls under sixteen (16) years of age (such persons being defined for the purpose of this ordinance as children) to be or remain in or upon any of the streets, alleys, parks or public places in the Township of West Caln at night, after the hour of ten (10) o'clock P.M. during the regular school season and eleven (11) o'clock P.M. during the summer vacation season, unless such child is accompanied by any parent, guardian or other person having the legal custody of such child, after which all such children shall be required to be at home or out of the streets, alleys, parks, and public places in the Township, except as herein provided for.

Section 1-A. Section 1 shall be applicable to boys and girls between the ages of sixteen (16) to eighteen (18) years of age with the curfew hour being eleven (11) o'clock P.M. during the regular school season and during the summer vacation season.

Section 2: It is hereby made unlawful for any parent, guardian or other person having the legal care or custody of any of the children of the age above designated to allow or permit any such child, ward or other person under such age, while in such legal custody, to go or be in or upon any of the streets, alleys, parks or public places in said Township after the time prohibited in Section 1 and Section 1A. of this ordinance, except as therein provided.

Section 3: Any child as above designated found upon the Township streets, alleys, parks, or public places within the Township, in violation of Section 1. of this ordinance shall be taken into custody by the Township police and delivered to his or her parents, guardian, or person having the legal custody of said child shall again allow him or her to be on said streets, alleys, parks or public places in violation of Section 1. or Section 1A of this ordinance, said parent, guardian or person having the legal custody of said child so offending shall, upon conviction thereof before a Justice of the Peace, be sentenced to pay a fine of not more than twenty five dollars (\$25.00) nor less than five dollars (\$5.00) and costs, and, in default of payment of such fine and costs, to be imprisoned in the county jail for more than five (5) days at the discretion of the Justice of the Peace, and a like fine or imprisonment shall be imposed upon any person aiding or abetting in the violation of the intent and purpose of this ordinance.



Section 4: Said children who shall violate this ordinance more than three times shall be reported to a society or organization whose purpose is to take charge of incorrigibles and delinquents and proceedings be taken in the Court of Quarter Sessions or Juvenile Court for their permanent welfare, and a like procedure shall be taken in cases where the arrest of the parent, guardian or legal custodian shall not be effective or where for any reason the provisions of Section 1. of this ordinance cannot be make effective by fines and penalties imposed thereunder.

Section 5: The police officers of the Township in taking children into custody under this ordinance shall use their discretion in determining age, and in doubtful cases may require positive proof, and until such proof is furnished, the officer's judgment shall prevail.

Section 6: If any sentence clause or section of this ordinance is for any reason found to be unconstitutional, illegal or invalid, such unconstitutionality, illegality or invalidity shall not effect or impair any of the remaining provisions, sentences, clauses or sections or parts of this ordinance. It is hereby declared as the intent of the Supervisors that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

This Ordinance shall be effective on the 5th. day of August A.D. 1968.

TOWNSHIP OF WEST CALN
Chester County, Pennsylvania

Betty L. Ross
Secretary