

Title XVII Chapter 131 Offenses Against Public Order

170.131.50 Curfew; Duty of Parent or Guardian; Defenses

(A) It shall be unlawful for any minor under the age of 18 years to loiter, idle, wander, stroll, or play in or upon any of the streets, roads, alleys, or parks in the municipality, or other places of public amusement or recreation therein, after the hour of 12:00 am (midnight) and until the hour of 5:00 am each day.

(B) It shall be unlawful for any parent, guardian, or any adult person having the legal care, custody or control of any minor under the age of 18 years to allow or permit that minor to loiter, wander, stroll, idle, or play in or about any of the places designated in division (A) of this section after the hour of 12:00 am (midnight) and until the hour of 5 am each day.

(C) It is a defense to prosecution under divisions (A) and (B) that the minor was:

- (1) Accompanied by a parent, guardian, or other adult person having the legal care, custody, or control of that minor;
- (2) On an errand at the direction of the minor's parent, guardian, or other adult person having the legal care, custody, or control of that minor and using a direct route;
- (3) In a motor vehicle involved in interstate travel;
- (4) Engaged in an employment activity, including but not limited to newspaper delivery, and was using a direct route;
- (5) Involved in an emergency;
- (6) On the sidewalk abutting the minor's residence or abutting the residence of a next door neighbor if the neighbor did not complain to the police officer about the minor's presence;
- (7) Attending an official school or religious activity or returning home by a direct route from an official school or religious activity;
- (8) Exercising first amendment rights protected by the U.S. Constitution, such as the free exercise of religion, freedom of speech, and the right of assembly;
- or
- (9) Married or had been married or had disabilities of minority removed in accordance with the laws of the state.

Adopted by Ordinance 757 – November 7, 2006

170.131.51 Window Peeping

It shall be unlawful for any person to go upon the private premise of another to look or peep into any window, door, or other opening in a building occupied by any other person.

170.131.52 Vagrancy

Any person not having visible means of support and maintenance and who shall live without employment; all persons wandering about and living in sheds, barns, or in the open air; all persons who go about begging and soliciting alms; any and all prostitutes, keepers, occupants, and pimps of houses of prostitution; and all persons who are commonly engaged in gambling shall be deemed to be and are hereby declared to be vagrants.

170.131.53 Loitering

It shall be unlawful for any person to loiter on the streets, in the park, on the sidewalk, or on any other public ways and property at unreasonable hours, and those persons who are unable to give a good and satisfactory reason why they should be there shall be deemed to be guilty of loitering.