

**BOROUGH OF BLOOMSBURY  
COUNTY OF HUNTERDON**

**ORDINANCE NO. 109-06**

**AN ORDINANCE ESTABLISHING A YEAR ROUND CURFEW  
FOR JUVENILES**

**WHEREAS**, the New Jersey Legislature enacted N.J.S. 40:48-2.52, Chapter 132 which authorizes municipalities to adopt Ordinance regulating the presence of minors in public places between the hours of 10:00 p.m. and 6:00 a.m.; and

**WHEREAS**, the Mayor and Council of the Borough of Bloomsbury concur with the sentiments of the New Jersey Legislature that limiting a minor's access to public places during these hours is in the minor's and society's best interests; and

**WHEREAS**, the Mayor and Council of the Borough of Bloomsbury have determined that the presence of juveniles in the Borough during certain hours has created problems, including increased vandalism, loitering and increased incidents of other minor offenses;

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Borough of Bloomsbury, Hunterdon County, as follows:

**SECTION A.** Curfew. A curfew is hereby established in the Borough as follows:

1. **Definitions.** The following terms shall have the following meanings:

“Juvenile” means an individual who is under the age of 18 years.

“Guardian” means a person, other than a parent, to whom legal custody of the juvenile has been given by court order or who is acting in the place of the parent or is responsible for the care and welfare of the juvenile.

“Public place” means any place to which the public has access, including but not limited to a public street, road, thoroughfare, sidewalk, bridge, alley, plaza, park, recreation or shopping area, public transportation facility, vehicle used for public transportation, parking lot or any other public building, structure or area.

2. **Late Hours Curfew.** It should be unlawful for juveniles to be in any public place between the hours of 10:00 p.m. and 6:00 a.m. unless accompanied by an parent

or guardian. The hours established herein may be modified by a resolution adopted by the Council from time to time as circumstances warrant.

3. 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 10:00 p.m. and 6:00 a.m.
4. Exceptions. Notwithstanding anything to the contrary herein, juveniles who are 1) engaged in errands involving medical or dental emergencies or appointments; 2) attending extra curricular school activities; 3) participating in other cultural, educational or social events, sponsored by religious or community-based organizations; 4) 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; or 5) in direct transit to or from such activities during curfew hours are exempt from the curfew created by this Ordinance.

Any juvenile charged under this Ordinance shall be dismissed upon the presentation to the Municipal Court of a written document from a properly authorized representative establishing the juvenile was during curfew hours 1) engaged in an errand involving medical or dental emergencies or appointments; 2) attending extra curricular school activities; or 3) participating in other cultural, educational or social events, sponsored by religious or community-based organizations.

5. Any person found guilty of having violated Section 2, Section 3 or Section 4 of this Ordinance shall perform community service and may be subject to a fine of no more than One Thousand (\$1,000.00) Dollars. If parents or guardians as well as a juvenile are found guilty of violating this Ordinance, the parents or guardians shall perform community service together with the juvenile. The period of community service will not exceed ninety (90) days.
6. **Severability.** If any Section, clause sentence or other part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder of the Ordinance.

**SECTION B.** Effective Date.

This ordinance shall take effect following final passage and publication in accordance with law.

**SECTION C.** Repealer.

All Ordinances or parts of Ordinances which are inconsistent with this Ordinance shall be repealed as to their inconsistencies only.

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Mark R. Peck, Mayor

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Lisa A. Burd,  
Acting Borough Clerk/  
Administrator

First Reading: August 22, 2006  
Publication: August 31, 2006  
Public Hearing: September 26, 2006  
Adoption: September 26, 2006  
Publication of Adoption: October 5, 2006