

TITLE XIII: GENERAL OFFENSES

Chapter

130. OFFENSES AGAINST TOWN REGULATIONS

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Section

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CURFEWS

§ 130.01 ESTABLISHING HALLOWEEN CURFEW.

(A) The town hereby establishes a curfew for the time period beginning October 15 and ending November 1 of each year pursuant to IC 31-37-3-2 - 31-37-3-5.

(B) The Town Council determines that the curfew time established by IC 31-37-3-2 and 31-37-3-3 is later than reasonable for public safety during the conditions existing in the town between October 15 and November 1 of each year and hereby advances the curfew time within its jurisdiction by two hours during that period.

(C) The Council may adopt rules governing “trick or treating” during this period.
(’83 Code, § 31-6-4-2)

§ 130.02 HALLOWEEN CURFEW.

(A) “Trick or Treating” shall be permitted in town only on the evening of October 31 of each year from the hours of 6:00 p.m. to 8:00 p.m.

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(B) Only minors under the age of 12 years are permitted to trick or treat, and all trick or treaters must be accompanied by at least one adult over 18 years of age.

(C) It shall be unlawful for any individual under the age of 18 years to be upon the streets, alleys, parks or public places in the corporate limits of the town between the hours of 10:00 p.m. and 6:00 a.m., during the period beginning at 10:00 p.m. on October 15 of each year and ending at 6:00 a.m., on November 1 of each year. This section does not apply to a child who is:

- (1) Accompanied by his or her parent, guardian, or custodian;
- (2) Accompanied by an adult specified by his parent, guardian, or custodian; or
- (3) Participating in, going to, or returning from:
 - (a) Lawful employment;
 - (b) A school sanctioned activity; or
 - (c) A religious event.

(D) The police officers of this town are instructed to investigate any violation of this section and report any violations thereof to appropriate juvenile authorities and agencies.
(Res. passed 10-18-88)

FIREARMS**§ 130.16 DISCHARGE OF FIREARMS.**

(A) No person shall fire an air pistol, air rifle, pellet gun or any device propelling a missile by gas within or into the town limits of the town.

(B) No person shall purposely point or aim an air pistol, air rifle, pellet gun or any device for propelling a missile by gas either loaded or empty at or toward any person or property within the town except:

- (1) Any authorized law enforcement officer in pursuit of his or her duty; or
- (2) Any person who is attacked, or reasonably believes himself or herself to be in danger of attack and injury to his person or property and discharges any weapon to preserve or defend his or her safety, or the safety of his or her property.

(C) No person shall carry on his or her person an air pistol, air rifle, pellet gun or any device propelling a missile by gas within the town limits of the town between the hours of 8:00 p.m. and 6:00 a.m.

('83 Code, § 35-23-4.1-1) Penalty, see § 130.99

FIREWORKS

§ 130.30 DEFINITIONS.

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

FIREWORKS. Includes those of which explode or shoot projectiles into the air (such as bottle rockets, roman candles, firecrackers which explode and aerial bombs and similar fireworks, but does not include for the purpose of this subchapter non-explosive fireworks such as pinwheels, fountains, sparklers or similar fireworks.

(Ord. passed 8-21-90)

§ 130.31 FIREWORKS DISPLAY.

This subchapter shall not apply to a fireworks display sponsored by an organization or a group which has complied with the laws of the state requiring the obtaining of a permit for such display, obtaining proof of liability insurance in an amount specified by statute and the employment of a licensed handler where required by statute. However, no organization nor group shall stage, sponsor or cause such to be ignited within 300 feet of any residence.

(Ord. passed 8-21-90) Penalty, see § 130.99

§ 130.99 PENALTY.

Any person who violates an ordinance enacted by the Town of Edgewood shall be fined not less than \$25, and not more than \$2,500, together with applicable court costs. A separate offense may be deemed committed for each day during which a violation of the Town of Edgewood's ordinance continues.

(Ord. passed 8-21-90; Am. Ord. 10-29-18, passed 10-29-18)

