

TITLE XIII: GENERAL OFFENSES

Chapter

130. OFFENSES AGAINST TOWN REGULATIONS

131. WEAPONS

CHAPTER 130: OFFENSES AGAINST TOWN REGULATIONS

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§ 130.01 CURFEW FOR MINORS.

(A) *Curfew for minors.* It is a curfew violation for a child 13, 14, 15, 16, or 17 years of age to be in a public place after 11:00 p.m. and before 5:00 a.m. on any day.

(B) *Exemptions.* This section does not apply to a child who is:

- (1) Accompanied by his parent, guardian, or custodian;
- (2) Accompanied by an adult specified by his parent, guardian, or custodian;
- (3) Carrying out an errand or other lawful activity as directed by his parent, guardian, or custodian;
- (4) Occupying the sidewalk of the place where such minor resides, or on the sidewalk of either next-door neighbor who has not communicated an objection to a police officer or the police department; or
- (5) Participating in, going to, or returning from:
 - (a) Lawful employment;
 - (b) A lawful athletic, educational, entertainment, religious, or social event; or
 - (c) Interstate travel.

Penalty, see § 10.99

§ 130.02 MISTREATMENT OF POLICE DOGS PROHIBITED.

It shall be unlawful for any person to wilfully or maliciously torture, torment, beat, kick, strike, mutilate, injure, disable or kill any dog used by the Police Department in the performance of the functions or duties of the Police Department, or to interfere with or meddle with any such dog while being used by the Police Department or any member thereof in the performance of any of the functions or duties of the Police Department or of such officers or members.

(Ord. 1983-5, passed 7-11-83) Penalty, see § 10.99

§ 130.03 POSTING ON UTILITY POLES AND ROAD SIGN POSTS.

(A) It shall be a violation of this section for a person not an employee of the town to post any item, including, but not limited to signs, on any utility pole and/or road sign post owned by the town.

(B) Whoever violates any provision of this section commits a Class C infraction.

(Ord. 2000-2, passed 7-18-00) Penalty, see § 10.99

§ 130.04 POSSESSION AND/OR CONSUMPTION OF ALCOHOLIC BEVERAGES.

(A) It shall be a violation of this section for a person to possess and/or consume any alcoholic beverage in a park, building, structure or other real estate owned or leased by the town.

(B) It shall be unlawful for any person to violate the provisions of this section. Whenever any police officer issues a citation for any violation of the provisions of this section, he or she shall take down the name, address, and/or the operator's license number, if it applies, and shall issue to the alleged violator in writing, on the form provided by the Town Clerk-Treasurer, a complaint and summons for violation of any provision of this section.

(C) Whoever violates any provision of this section, for which no specific penalty is otherwise provided, commits a Class B infraction.

(Ord. 2000-3, passed 8-1-00) Penalty, see § 10.99

§ 130.05 SEX OFFENDERS PROHIBITED FROM PARKS AND RECREATIONAL AREAS.

(A) *Purpose.* The purpose of this section is to establish reasonable and responsible rules for those individuals who use the parks and other recreational areas owned and operated by the town. This section is necessary to insure that residents fully enjoy leisure and recreational activities available in Paoli parks and other recreational areas, and to protect health and safety of persons using the parks and other recreational areas.

(B) *Parks and other recreation areas defined.* The words **PARKS AND OTHER RECREATION AREAS** shall include, but not be limited to, any lands, buildings, structures, waters, parks, trails, drives, and roadways in the town under the jurisdiction and control of the Paoli Parks and Recreation Department.

(C) *Prohibited persons.* Individuals listed on the State of Indiana Sex Offender Registry, published and disseminated by the Indiana Criminal Justice Institute, are prohibited from all parks and other recreational areas of the town.

(Ord. 2009-02, passed 10-20-09) Penalty, see § 10.99

CHAPTER 131: WEAPONS

Section

- 131.01 Definitions
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- 131.03 Use of air rifles, bows and arrows or similar devices
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§ 131.01 DEFINITIONS.

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

FIREARM. Any gun, rifle, pistol, revolver, shotgun or any other device which is capable of projecting any object a distance of 40 feet.
(Ord. 2013-08, passed 10-15-13)

§ 131.02 DISCHARGE OF FIREARMS.

It shall be unlawful for any person to discharge a firearm within the town except as described in § 131.05.
(Ord. 2013-08, passed 10-15-13) Penalty, see § 131.99

§ 131.03 USE OF AIR RIFLES, BOWS, ARROWS, OR SIMILAR DEVICES.

It shall be unlawful for any person to discharge any air rifle, air pistol, spring gun, spring pistol, B-B gun, bow and arrow, or similar device, or any instrument that is not a firearm but which propels a projectile of any kind with a force that can reasonably be expected to cause bodily harm to/at any person or property within the town except as described in § 131.05.
(Ord. 2013-08, passed 10-15-13) Penalty, see § 131.99

§ 131.04 UNLAWFUL THROWING OF STONES OR OTHER OBJECTS.

It shall be unlawful for any person to throw any stone or other objects into or across any streets or alley, or in any place where he is likely to hit another person, vehicle, or property except as described in § 131.05.

(Ord. 2013-08, passed 10-15-13) Penalty, see § 131.99

§ 131.05 EXCEPTIONS.

(A) This chapter shall not apply to:

- (1) A person lawfully in defense of oneself, of another person, or of property; or
- (2) Any law enforcement officer acting in his or her official capacity.

(B) The Police Chief may authorize an individual or organization the use of items described in §§ 131.02 and 131.03 in any area for a purpose not dangerous or harmful to individuals or properties.

(Ord. 2013-08, passed 10-15-13)

§ 131.06 ENFORCEMENT.

The Paoli Police Department shall be charged with the enforcement of this chapter.
(Ord. 2013-08, passed 10-15-13)

§ 131.07 WEAPON VIOLATION FUND.

Establishment; function. The Town Council of the Town of Paoli hereby creates a Weapon Violation Fund which shall be a revolving fund, and all monies paid shall be placed in the fund and in no other place. The monies also shall not revert to the General Fund but shall remain in the Weapon Violation Fund. Any money generated from this fund can be used at the discretion of the Chief of Police.
(Ord. 2014-11, passed 5-7-14)

§ 131.99 PENALTY.

Any person who shall violate any provision of this chapter shall, upon conviction thereof, be fined \$50 for the first violation. Second and subsequent violations will result in a fine of \$100. In the event of a continuing or maintaining of a violation of any section of this chapter, any person, firm or corporation causing or maintaining the nuisance shall upon conviction, be fined in a sum of \$500.

(Ord. 2013-08, passed 10-15-13; Am. Ord. 2014-11, passed 5-7-14)