R-126-2026
RESOLUTION ESTABLISHING TRICK OR TREAT HOURS AND CURFEW FOR OCTOBER 30th and OCTOBER 31st, 2026

WHEREAS Halloween falls on Saturday, October 31, 2026 and;

WHEREAS the Township Committee of the Township of Elk has decided to set the Trick or Treat hours for Saturday, October 31, 2026 as 4:00pm through 8:00pm, prevailing time; and

WHEREAS experience indicates that Halloween and Halloween Eve create an atmosphere which tends to encourage vandalism and other acts of mischief, and

WHEREAS a curfew may tend to discourage such acts.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Elk:
1. It shall be unlawful for any juvenile of the age of 17 years or younger to loiter, wander, ride, run through or otherwise remain upon any of the streets, highways, roads, alleys, parks or other places open to the public, or upon private lands not belonging to such child or his parents, or other persons standing in locus parentis, without the permission of any owner, after the hour of 8:00pm, prevailing time, on October 30th and October 31st, 2026 unless such minor is accompanied by his or her parents or legal guardian.

2. Exceptions: The provisions of this Resolution shall not apply to any minor child who shall gainfully and lawfully be employed, nor to any minor child who shall be a bonafide student of a school, college, or university of evening instruction, nor to any child who shall be in attendance at an evening function sponsored by a religious or school organization or who shall be in attendance at a properly supervised recreational program, during the time necessarily required to travel between such minor child's residence and the said place of assembly.

3. Emergencies: Should an emergency arise necessitating a minor child under the age of 18 years being dispatched upon an errand requiring his presence upon any street, highway, road or roadway or any other place open to the public after 8:00pm, such child shall have in his or her possession a note or message in writing, signed by his parent or parents, or legal guardian, stating the nature of the errand, the place of destination, the time such message was executed and the approximate time required for the errand. Any abuse of the purpose or spirit of this section shall constitute a violation of the provisions of this Resolution, punishable as hereinafter provided.

4. Authority of Police: Any policeman or any special officer duly appointed by the Township Committee of the Township of Elk is hereby authorized and empowered to take into custody any such minor child who may be in the act of violating the provisions of this Resolution. Such officer shall notify the parent or persons having legal care and custody of said child or the violation of this Resolution and shall report said violation to the Chief of Police of the Township of Elk, who shall cause a record thereof to be made. Said child shall be released in the custody of such parent or person having his or her legal care or custody.

5. Violation and penalties: Any person found in violation of this resolution shall be required to perform community service and may be subject to a fine not exceeding $2,000. If both, a juvenile and the juvenile's parent and/or guardian violate this resolution, they shall be required to perform community service together.

ADOPTED at a meeting of the Township Committee of the Township of Elk held on October 1, 2026.

TOWNSHIP OF ELK

ATTEST:

James Rambo, MAYOR

Timothy J. Pine, ACTING TOWNSHIP CLERK