

CURFEW ORDINANCE # 105

WHEREAS, due to increasing problems with minor children within the city limits we are enacting a Curfew Ordinance.

THEREFORE,

Under Sixteen. It is unlawful for any minor under the age of sixteen (16) years to be in or upon the public streets, other public property, or places of amusement and entertainment, between the hours of 10:00 p.m. and 5:00 a.m. of the following day, without reasonable cause unless such minor is accompanied by his or her parents, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand directed by his or her parents, guardian or other adult person having the care and custody of the minor.

Under Eighteen But Over Sixteen. It is unlawful for any minor under the age of eighteen (18) years and over sixteen (16) years to be in or upon the public streets, other public property, or places of amusement and entertainment, between the hours of 11:00 p.m. and 5:00 a.m. following, without reasonable cause unless such minor is accompanied by his or her parents, guardian or other adult person having the care and custody of the minor or where the minor is upon an emergency errand directed by his or her parents, guardian or other adult person having the care and custody of the minor.

Procedure Upon Arrest; Penalties. Any minor under the age of eighteen years who violates any of the provisions of this Ordinance shall be guilty of a misdemeanor and shall be subject to arrest. Upon such arrest, the minor shall be taken and delivered into the hands of the parent, guardian or other person having the care and custody of the minor, or the minor may be placed under detention at the police station and his or her parents or guardian notified to call for him or her. Upon the second or any subsequent offense, the minor shall be dealt with in accordance with juvenile court law and procedure.

Since we are without law enforcement in the City of Sargeant any adult may report a curfew violation to the Mower County Sheriff Department. They will in turn follow through with the complaint as stated above.

BE IT ADOPTED AND PASSED THIS 30 DAY OF April, 1997

APPROVED BY: Charles H. Hinrich
[Signature]
Sunny Furto
[Signature]

[Signature]
Scott Johnson, Mayor

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Kathleen Zelinske, City Clerk