

(First published in The Mt. Hope Clarion on the ____ day of _____, 1998.)

ORDINANCE NO. 98- 6

AN ORDINANCE PROVIDING FOR A CURFEW OF MINORS UNDER CERTAIN AGES; DEFINING AND PRESCRIBING THE RESPONSIBILITY OF PARENTS OR OTHER PERSONS HAVING CUSTODY OF CERTAIN MINORS; AND PROVIDING PENALTIES FOR THE VIOLATIONS HEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDALE, KANSAS:

SECTION 1: Curfew Hours Declared -- Exception. It shall be unlawful for any minor seventeen (17) years of age or under to loiter, idle, wander, stroll, or play in or upon the public streets, highways, roads, alleys parks, playground or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or unsupervised places between the following hours:

Ages 17 and under. Between the hours of 11:30 p.m. to 6:00 a.m. of the following day, except on Fridays and Saturdays when the hours shall be 12:30 a.m. to 6:00 a.m.

provided, however, that the provisions of this sections shall not apply to a minor accompanied by his parent, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business directed by his parent, guardian or their adult person having the care and custody of the minor.

SECTION 2. Responsibility of Parent or Other Person Having Custody. It shall be unlawful for the parent, guardian or other adult person having the care and custody of a minor seventeen (17) years or under to permit such minor to loiter, idle, wander, stroll or play in or upon the public streets, highways, roads, alleys, parks, playgrounds or other public places, public grounds and public buildings, places of amusement and entertainment, vacant lots or other unsupervised places between the following hours:

Age 17 and under. Between the house^{rs} of 11:30 p.m. to 6:00 a.m. of the following day, except on Fridays and Saturdays when the hours shall be 12:30 a.m. to 6:00 a.m.

provided, however, that the provisions of this section shall not apply when the minor is accompanied by his parent, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business

directed by his parent, guardian or other adult person having the care and custody of the minor.

SECTION 3. Penalty.

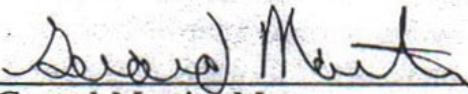
A. Any minor violating the provisions of this ordinance shall be sentenced to a fine of not more than \$250.00 or a term of confinement in an appropriate facility for a period of not more than ten (10) days or both.

B. Any parent, guardian or person in charge of a minor who shall permit such minor to violate the provisions of this ordinance shall be fined not more than \$250.00 or sentenced to a term of confinement of not more than ten (10) days or both.

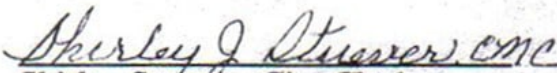
SECTION 4. If any section or part of a section of this ordinance is declared unenforceable by a court of competent jurisdiction, then the remainder of the ordinance shall remain in force and be enforceable to the fullest extent allowed by law.

SECTION 5. This ordinance shall take effect and be in force from and after its publication once in the official city newspaper.

PASSED AND APPROVED by the Governing Body of the City of Andale, Kansas, this 28th day of September, 1998.


Gerard Martin, Mayor

ATTEST:


Shirley Stuever, City Clerk