

# ***Ordinance No. 81***

## **Juvenile Curfew**

An ordinance imposing a juvenile curfew within the City of Lowry, Minnesota, and imposing penalties for violations.

Thereof the City Council of the City of Lowry, Minnesota does ordain:

Section 1. **JUVENILES 17 AND UNDER:** It shall be unlawful for any juvenile 17 years of age or younger to be on or present upon any public street, alley, park, playground, or place open to the public, or place of amusement and entertainment, vacant lot, or other unsupervised place in the City of Lowry between the hours of 10:00 p.m. and 5:00 a.m. of the following day. This section shall not apply when the juvenile is accompanied by the juvenile's parent, guardian or other adult person having authorized care, custody or control of such juvenile.

Section 2. **LIABILITY OF PARENT(S):** It shall be unlawful for any parent, guardian, or adult person having authorized care, custody or control of any juvenile under the age of 18, to knowingly permit such juvenile to violate the provisions of Section 1.

Section 3. **LIABILITY OF PROPRIETOR:** It shall be unlawful for any person operating or in charge of any place of amusement, entertainment, or refreshment, or other place of business, to knowingly permit any juvenile under the age of 18 years to loiter or idle in such place contrary to the provisions of Section 1., and such person shall immediately order such juvenile to leave. If such juvenile refuses to leave such place, such person shall immediately notify any law enforcement agency of the violation.

Section 4. **EXCEPTIONS:**

Subdivision 1. If the minor is returning home by a direct route from, and within 30 minutes after, a school activity or an activity of a religious or other voluntary association when prior notice of the activity and its place and probable time of termination has been given to the designated law enforcement agency by an adult person authorized by the school or the religious or voluntary association to do so.

Subdivision 2. If the minor is upon an emergency errand or other legitimate business directed by the minor's parent, guardian or other adult having the lawful custody of the minor.

Section 5. **PENALTY:**

Subdivision 1. Any juvenile under the age of 18 years found on or in any public street, alley, park or other place, in violation of Section 1, may be sent or taken home or placed under proper custody by any police officer of any law enforcement agency.

Subdivision 2. Any juvenile who violates the provisions of Section 1 shall be deemed a juvenile petty offender as defined by Minnesota Statute.

Subdivision 3. Any parent, guardian, or other adult person(s) who violate the provisions of Section 2 shall be guilty of a petty misdemeanor.

Subdivision 4. Any proprietor and/or employee(s) who violate the provision of Section 3 shall be guilty of a petty misdemeanor.

Section 6. **EFFECTIVE DATE:** This ordinance shall take effect and be in force from and after its passage and publication.

Adoption by the City Council this \_\_\_\_ day of \_\_\_\_\_, 2003.

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Brian Piekarski, Mayor

Attest:

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Debbie Piekarski, City Clerk/Treasurer