

AN ORDINANCE ESTABLISHING A CURFEW FOR PERSONS UNDER THE AGE OF EIGHTEEN YEARS, AND PRESCRIBING PENALTIES FOR VIOLATIONS THEREOF, AND REPEALING ORDINANCE NO. 288 AND ALL OTHER ORDINANCES AND PARTS OF FOREGOING ORDINANCES IN CONFLICT HEREWITH

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

SECTION 1. Curfew Exceptions.

(a) It shall be unlawful for any person under the age of eighteen years to be in upon or about any public street, alley, sidewalk, public park, public parking lot or other outdoor areas open to general public access within the City after the hour of 11:00 p.m. on Sunday through Thursday and before the hour of 6:00 a.m. the following day, or after the hour of 12:00 midnight on Friday or Saturday and before 6:00 a.m. the following day.

(b) The provisions of subsection (a) above shall not apply under the following circumstances:

When the person, while in, on or about such prescribed areas, is at all times accompanied by his or her parent or legal guardian;

When the person is traveling by the most direct route to or from such person's place of employment, or to or from a church, school, or organized recreational activity that is sponsored or supervised by one or more adults;

When the person is engaged in normal travel through the City by a direct, continuous route, or is engaged in normal travel by a direct route between a location outside the City and a location inside the City; or

When the person is traveling by the most direct route to a destination under circumstances of an emergency nature necessitating such travel at such time.

(c) Any law enforcement officer finding a person under the age of eighteen years in, upon or about any public street, alley, sidewalk, public park, public parking lot or other outdoor areas open to general public access within the City between the hours as designated in subsection (a) above may stop such person and ascertain the name and address of the

person and determine if such person is in violation of the curfew restrictions of this ordinance. If any such person refuses to give his or her correct name or address, or is found to be in violation of the curfew restrictions of this ordinance, such person shall be taken to the Police Department and held until a parent or legal guardian, or some other adult having the care, custody or control of such person, can be contacted to come take charge of the individual.

(d) It shall be unlawful for any parent, guardian or other person lawfully entitled to the care, custody or control of a person under the age of eighteen years to cause or permit such person to be in violation of this ordinance.

(e) Any violation of the provisions of this ordinance shall be punishable as and for a class C violation under the Uniform Public Offense Code as adopted by the City.

SECTION 2. This ordinance shall take effect and be in force from and after its publication in the Harvey County Independent, the official newspaper of said City.

PASSED AND ADOPTED this 1st day of August, 1994.


MAYOR

ATTEST:


City Clerk