

CITY OF EGAN, COUNTY OF MOODY
STATE OF SOUTH DAKOTA
ORDINANCE NO. 163

AN ORDINANCE IMPOSING A CURFEW UPON MINOR CHILDREN.

BE IT ORDAINED BY THE MUNICIPALITY OF EGAN, MOODY COUNTY, SOUTH DAKOTA.

Section 1. No minor under the age of 17 years shall be or remain in or upon the public streets, alleys, parks, playgrounds, public grounds, public places, public buildings, public places of amusement and entertainment, vacant lots, vehicles or other unsupervised public places within the city between the hours of 10:00 p.m. and 5:00 a.m. of the following day on Sunday through Thursday or between the hours of 12:00 midnight and 5:00 a.m. of the following day on Friday and Saturday.

Section 2 It shall be unlawful for the parent, guardian, or other adult person having the custody and care of a minor who has not reached the age of 17 years to knowingly permit such minor to loiter, wander, stroll, play, ride, or be in any motor vehicle, in or upon the public streets, highways, roads, alleys, playgrounds or other public places or to be in or to remain in any place of business between the hours of 10 p.m. and 5:00 a. m. of the following day on Sunday through Thursday or between the hours of 12:00 midnight and 5:00 a.m. of the following day on Friday and Saturday.

Section 3. The provisions of this article imposing a curfew on minors shall not apply to a minor accompanied by his or her parent, guardian, or other adult person having the care and custody of the minor, or where the minor is upon any emergency errand or legitimate business directed or authorized by his or her parent, guardian or such other adult person having the care and custody of the minor; nor shall the provisions of this article apply to minors until three quarters (3/4) of an hour after the formal dismissal time of a church, school, club or other adult sponsored organization, should such dismissal time be in conflict with the applicable curfew time established by the article.

Section 4. It shall be the responsibility law enforcement officers to arrest and detain any minor violating the curfew and to keep said minor detained until parent, legal guardian or custodian is notified, when said minor may be released to them. Minor may be brought before Circuit Court of Moody County and dealt with according to Juvenile Law and Procedure.

Section 5. Any adult violating the provisions of this ordinance will be subject to penalties provided for violation of other ordinances.



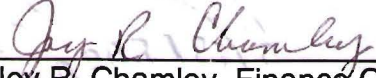
John Valentine, Chairman of the Board

1st Reading: November 12, 2003

2nd Reading: December 10, 2003

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ATTEST



Joy R. Chamley, Finance Officer

SEAL

