ORDINANCE NO. 144

AN ORDINANCE ESTABLISHING A CURFEW IN THE CITY OF BRAHAM

THE CITY OF BRAHAM DOES ORDAIN:

Sec. I. Definition Loiter. To delay an activity, or to remain in a public place without purpose.

Sec. II. Minors Under 18 Years of Age. It shall be unlawful for any minor under the age of 18 years to loiter or be in or upon the public streets, highways, parks, playgrounds, or any other unsupervised place within the City limits of Braham between the hours of 10:00pm on any day and 5:00am the following day unless said minor is on their way home by the most direct route; Or be out in violation of a Court imposed Curfew.

Sec III. Defense. The restrictions of Section II do not apply under the following circumstances;

A) When the minor is accompanied by their parent, guardian, or other adult person having the minor's lawful care, custody, or control;

B) When the minor is returning home by a direct route from and within 30 minutes after a school, religious, or other organized activity;

C) When the minor is on an emergency errand or other legitimate business directed by the minor's parent, guardian, or other adult person having lawful custody of the minor;

D) When the minor is going directly between their residence and a place of employment for the purpose of work.

Sec IV. Responsibility of Parent, Ect. No parent, guardian, or other adult having custody and control of a minor under 18 years of age shall knowingly permit the minor to violate the provisions of this Ordinance.

Sec. V Responsibility of Proprietor. No person operating or in charge of a place of amusement, entertainment, or refreshment, or other place of business, shall permit a minor to be in or on the place contrary to the provisions of this Ordinance. The person shall immediately order the minor violating this Ordinance. The person shall immediately order the minor violating this Ordinance to leave, and if the minor refuses to leave, the person shall immediately notify the Police department of the violation.

Sec. VI. Construction. This Ordinance shall not be construed as permitting the presence at any time of any person under the age of 18 years in any place where their presence is prohibited by any other law or Ordinance.

Sec. VII. Penalty. A minor violating this Ordinance may be sent or taken home or placed into custody by a police officer. Any person violating any provision of this Ordinance shall be guilty of a misdemeanor, any upon conviction thereof, shall be punished by a fine not to exceed $700 or a jail term not to exceed 30 days, or both.

Sec. VIII. Repeal of Conflicting Ordinances. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance are hereby repealed to the extent of such conflict or inconsistency.

Adopted by the City Council of Braham, Minnesota, This 7th day of September, 1993

Mayor

ATTEST:

City Clerk