

ORDINANCE NO. 2020-006

AN ORDINANCE ENACTING SECTION 6.0107 TO THE KILLDEER CITY CODE, REGARDING A CURFEW FOR MINORS OF THE CITY OF KILLDEER, DUNN COUNTY, NORTH DAKOTA.

BE IT ORDAINED BY the City Commission, City of Killdeer, Dunn County, North Dakota:

Section 1: Section 6.0107, entitled "CURFEW" is hereby enacted as follows:

6.0107 CURFEW.

(A) It is unlawful for the persons under the age of sixteen (16) years to loiter, idle, wander, stroll, play in or upon, or drive or ride about in a vehicle, or be in or upon the public streets, highways, roads, alleys, or public buildings, places or grounds, between the hours of 11:00 P.M. and 5:00 A.M. This section does not apply to persons accompanied by a parent, guardian or other adult person having their care and custody, or to persons upon emergency errands, or legitimate business directed by their parents, guardian, or other adult person having their care and custody, or to persons traveling to or from a location outside the City on legitimate business. This section also does not apply to a person in attendance at, or traveling between that person's home and a place of legitimate employment or an event or activity sponsored by or associated with a school, church, or similar organization, or an organized sporting, political, theatrical, or other like event or activity, within thirty (30) minutes of the end of the work shift, or the conclusion of the event or activity. Any person violating the provisions of this section shall, upon conviction, be guilty of a Class B misdemeanor.

(B) It shall be unlawful for any parent, guardian, or other person having the legal care and custody of any child under sixteen (16) years of age, to allow or permit any such child, ward or other person under such age, while in such legal custody, to loiter, idle, wander, stroll, play in or upon, or drive or ride about in a vehicle or be in or upon any public streets, highways, roads, alleys, or public buildings, places, or grounds within the City of Killdeer, Dunn County, North Dakota, within the time prescribed by, or contrary to, the provisions of this article. Any person violating the provisions of this section shall, upon conviction, be guilty of an infraction and be punished by a fine not exceeding Two Hundred Fifty Dollars (\$250.00).

Section 2: Repeal of Ordinances in Conflict. All Ordinances and parts of Ordinances in conflict herewith are hereby repealed.

Section 3: Severability. In the event any section of this Ordinance is held invalid by court of competent jurisdiction, the invalidity shall extend only to the section affected, and other sections of this Ordinance shall continue in full force and effect.

Section 4: Effective Date: This ordinance shall be in full force and effect after its final reading and passage and approval thereon by the Commission

President and City Auditor, and after publication in the official newspaper of the City of Killdeer.


Charles Muscha, Commission President

ATTEST:


Matt Oase, City Auditor

First Reading: 10-19-2020

Ayes: Summerfield, Candrian, Wallace, Praus, Muscha. Nays: None.

Second Reading: 11-02-2020

Final Passage: 11-02-2020

Ayes: Summerfield, Candrian, Praus, Wallace, Muscha. Nays: None.