

ORDINANCE NO. 352

AN ORDINANCE REVISING AND RE-ENACTING ORDINANCE NO. 230 OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA, WITH RESPECT TO THE RESTRAINT OF MINORS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEULAH, MERCER COUNTY, NORTH DAKOTA, AS FOLLOWS:

1. That Beulah City Ordinance No. 230 is hereby repealed and re-enacted as follows:

SECTION 1. CURFEW.

It is unlawful for the persons under the age of eighteen (18) 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.

SECTION 2. DUTY OF PARENTS.

It shall be unlawful for any parent, guardian, or other person having the legal care and custody of any child under eighteen (18) 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 Beulah, Mercer County, North Dakota, within the time prescribed by, or contrary to, the provisions of this article.

SECTION 3. PENALTY.

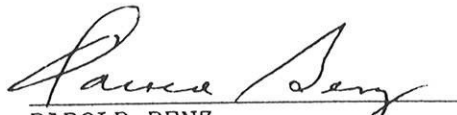
Any person violating the provisions of this article shall, upon conviction, be punished by a fine not exceeding Two Hundred Fifty Dollars (\$250.00), or ten (10) days imprisonment, or both fine and imprisonment.

SECTION 4. SEVERABILITY CLAUSE.

If any provision of this Ordinance or its application to any person or circumstances is held invalid, the remainder of the ordinance, or the application of the provisions to other persons or circumstances is not affected.

SECTION 5. EFFECTIVE DATE.

This ordinance shall be in full force and effect after its final reading and passage and approval thereon by the Mayor and City Auditor, and after publication in the official newspaper of the City of Beulah.

  
DAROLD BENZ  
Mayor

ATTEST:

  
LINDA A. WIEDRICH  
City Auditor

Introduction and First Reading: 7/02/98  
Second Reading: 7/20/98  
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Editor  
Beulah Beacon  
Beulah, ND 58523

COPY

Re: Ordinance #352  
Title and Penalty Clause

Dear Editor:

Please find enclosed the title and penalty clause of the above Ordinance #352. I would appreciate it if you would publish this once in the Beulah Beacon, and then return an Affidavit of Publication to this office.

Please forward the bill to Linda A. Wiedrich, City Auditor, City of Beulah.

I thank you for your cooperation and consideration.

Very sincerely,

SCOTT T. SOLEM  
Attorney at Law

STS/lh  
Enclosure  
pc: Linda A. Wiedrich, City Auditor