

KINROSS TOWNSHIP ORDINANCE NO. 1.105

CURFEW ORDINANCE

THE CHARTER TOWNSHIP OF KINROSS ORDAINS:

Section 1: It shall be unlawful for the parent, guardian or any other person having the care, custody and control of any minor child under the age of 12 (non-inclusive) years to permit such minor to be in any public place or upon any public street between the hours of 9:00 p.m. and 5:00 a.m. local time, unless accompanied by such parent, guardian or other person having the care, custody and control of such minor.

Any person violating this Section of this Ordinance shall be deemed guilty of a misdemeanor, punishable by fine of not more than \$500.00 or imprisonment not to exceed 90 days in jail, or both, plus costs of prosecution.

Section 2: It shall be unlawful for any minor child between the age of 12 and 16 (inclusive) years to be on any street, alley, park or other public place or in any tavern, theater, arcade or place of public amusement between the hours of 10:00 p.m. and 5:00 a.m. local time, or on Friday and Saturday between 11:00 p.m. and 5:00 a.m. local time, unless such minor is accompanied by the parent, guardian or other person having the care, custody or control of said minor.

Any minor violating this Section of this Ordinance shall be brought before the Juvenile Court for proper disposition according to the statute made and provided in such case at the discretion of the Court.

Section 3: It shall be unlawful for any parent, guardian or other person having the custody, care or control of any minor child between the age of 12 through 16 (inclusive) years, to permit such minor child to be upon or in any of the places mentioned in Section 2 at any time between the hours of 10:00 p.m. and 5:00 a.m. local time, except between 11:00 p.m. and 5:00 a.m. on Fridays and Saturdays local time, unless accompanied by the parent, guardian or other person having the care, custody or control of such minor child.

Any person violating this Section of this Ordinance shall be deemed guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or imprisonment not to exceed 90 days in jail, or both, plus costs of prosecution.

Section 4: EXCEPTIONS: The provisions of this Ordinance shall not apply to any minor child under the age of 17 years when such minor child is on any public street or public place in the Charter Township of Kinross:

- (a) While promptly going to or returning from work not prohibited by applicable federal, state and/or local laws, rules, regulations, requirements or standards;
- (b) While promptly going to or from any service, entertainment, contest, exhibition or organized entertainment sponsored by any church, school, civic club or municipality;
- (c) Between the time of any service, entertainment, contest, exhibition or organized entertainment as aforesaid shall have ended and one hour thereafter.

Section 5: SEVERABILITY: Should any clause or provision of this Ordinance be declared invalid as unconstitutional, such clause shall be severed from the rest and remainder of the Ordinance and shall not affect the validity of the rest or remainder of the Ordinance as a whole or any part thereof.

Ordinance No. 33 as enacted by the Kinross Township Board on October 17, 1983 is hereby repealed.