

ORDINANCE NO. 318

AN ORDINANCE ESTABLISHING A CURFEW IN THE PARKS OF THE CITY OF INMAN, AND UPON STREETS OR OTHER PUBLIC PLACES; PROHIBITING THE USE OF SAID PARKS, OR PUBLIC FACILITY DURING CERTAIN HOURS; AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF INMAN, KANSAS:

SECTION 1. CURFEW. It shall be unlawful for any minor under 16 years of age to loiter, ramble, play or frequent the streets or other public places in the city between the hours of 10:00 p.m. and 6:00 a.m., unless such minor is returning directly home from any educational, religious or social event which commenced prior to 10:00 p.m. or is accompanied by his or her parent, guardian or other person having legal custody of such minor, or is in the performance of an errand or duty directed by such parent, guardian or legal custodian whose employment makes it necessary that such minor be upon the streets or other public places during the night or after the specified hours. Except as otherwise provided herein, it is hereby made unlawful for any parent, guardian or any other persons having the legal custody of such minor to allow or permit such minor to loiter or frequent the streets or other public places of the city within the time prohibited in this section.

SECTION 2. HOURS OF USE, PARK, PUBLIC FACILITY. Except as otherwise provided for in section 3 hereof, it shall be unlawful for any person to be in, or about any public park or public recreation facility owned by the city or to park vehicles on any park street, park drive, or parking area within the public parks and public recreation facilities from 12:01 a.m. to 6:00 a.m.

Nothing in this section, however, shall be construed to prohibit the movement of vehicular traffic over and through parks, streets, or park drives when open for traffic.

SECTION 3. SAME, EXCEPTIONS. The prohibition in section 2 hereof shall not apply to:

- (a) Any elected or appointed official or employee of the city or any duly authorized agent of the city.
- (b) Any police officer not included within the foregoing subsection, police officer meaning any person who by virtue of his office or public employment is vested by law with the duty to maintain public order or to make arrests for crimes, whether that duty extends to all crimes or is limited to specific crimes.
- (c) Any person in possession of a permit as hereinafter provided authorizing the holder and his or

her immediate family to make use of the facilities at any public park or public recreation facility in the city for overnight camping purposes so long as the holder of said permit does, while in said public park or public recreation facility, exclusively engage in such permitted activity.

- (d) Any person engaged in any duly organized and/or sponsored activity of any organizations or association that has received approval of the governing body of the city for its activity prior to the commencement thereof, either through actual participation in said activity or by way of audience participation therein so long as they are so engaged. However, this exception shall be deemed to expire, insofar as those engaged in audience participation therein are concerned, 30 minutes after the termination of the said principal activity.

SECTION 4. PENALTY. Any person, firm, partnership, company or corporation violating the terms and provisions of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof, shall be fined not less than \$10.00 nor more than \$100.00.

SECTION 5. EFFECTIVE DATE. This ordinance shall take effect and be in force and effect from and after its passage, approval and publication in The Ledger, the official city newspaper, as provided by law.

PASSED AND APPROVED by the Governing Body this 14th day of June, 1991.

N.A. Schmidt, Mayor

SEAL

Attest:

Eva K. Friesen, City Clerk

(Published in The Ledger, June 20th, 1991.)

(One Time)