

ORDINANCE NO. A- 485

AN ORDINANCE TO ESTABLISH A CURFEW FOR PERSONS UNDER THE AGE OF EIGHTEEN YEARS: REQUIRING PARENT OR GUARDIAN TO BE RESPONSIBLE FOR SUCH MINOR: DECLARING AN EMERGENCY: AND FOR OTHER PURPOSES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CONWAY, ARKANSAS :

SECTION 1. It shall be unlawful for any person under the age of eighteen years to loiter, ramble, ~~pass~~^{play} upon or frequent the sidewalks, streets, highways, alleys or other public places within the City of Conway, Arkansas, between the hours of 11:00 o'clock P.M. on Sunday, Monday, Tuesday, Wednesday and Thursday, and 6:00 o'clock A.M. of the next succeeding day, and between the hours of 12:00 o'clock midnight on Friday and Saturday nights and 6:00 o'clock A.M. of the next succeeding day, whether walking or riding, unless such person is accompanied by parent, guardian or other person having the legal custody of such minor person, or is in the actual performance of an errand or duty at the direction of such parent, guardian or legal custodian, or when employment makes it necessary for such minor person under the age of eighteen years to be upon said sidewalks, streets, highways, alleys or other public places during the periods hereinabove set forth.

SECTION 2. It is hereby declared to be unlawful for any parent, guardian or other person having the legal care or custody of any such minor person to allow or permit any such minor person to go or be upon any sidewalk, street, highway, alley or other public place within the City of Conway, Arkansas, during the periods above set out, except for those limited purposes hereinabove provided. \$f

SECTION 3. Every member of the police force while on duty is hereby authorized to detain any such minor wilfully violating the provisions of the first section of this ordinance until the parent or guardian of the minor shall take him or her into custody; but such officer shall immediately upon taking custody of the child communicate with the parent or guardian.

SECTION 4. Any parent, guardian or other person having the legal care or custody of any person under the age of eighteen (18)

years, and/or any minor person under the age of eighteen (18) years violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than \$1.00 nor more than \$25.00 for the first offense, or be imprisoned in the county jail for a term of not less than one (1) **day** nor more than thirty (30) days, or both so fined and imprisoned, and for any subsequent conviction such minor person and/or parent, guardian or legal custodian of such minor person, shall be fined not less than \$10.00 nor more than \$50.00, or be imprisoned in the county jail for a term of not **less** than one (1) day nor more than thirty (30) days, or both so fined and imprisoned.

SECTION 5. All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance, and particularly Ordinance No. A-303, passed May 24, 1955, are hereby repealed.

SECTION 6. If any clause, sentence, paragraph, section or other portion of this ordinance be found to be unconstitutional, or invalid, or inoperative by a court of competent jurisdiction, such finding shall not affect the validity of the remainder of these sections, nor shall any proceeding attacking any portion of these sections, operate to affect any portion of the remainder of said sections not specifically attacked in said proceeding.

SECTION 7. It is ascertained and declared that it is necessary for the protection and preservation of the public peace, welfare, safety and property of the citizens of the City of Conway that the foregoing ordinance be passed and adopted; that an emergency exists; and that this ordinance shall take effect and be in force from and after its passage and publication.

PASSED:

July 8, 1969

APPROVED:

Walter Duway
Mayor

ATTEST:

Alexis Dunn
Clerk-Treasurer