

**REPUBLIC TOWNSHIP ORDINANCE
REGULATING MINOR CURFEW
ORDINANCE NO. 2013-26**

AN ORDINANCE REGULATING THE PRESENCE OF MINORS UNDER THE AGE OF SEVENTEEN YEARS (17) IN PUBLIC STREETS AND OTHER PLACES IN THE TOWNSHIP OF REPUBLIC DURING CERTAIN HOURS; DEFINING THE DUTIES OF PARENTS OR OTHERS IN CARE OF MINORS; PROVIDING FOR ARREST & PENALTIES FOR VIOLATION THEREOF.

The Township of Republic, Marquette County, Michigan hereby ordains:

Section 1: Loitering of Minors Prohibited

- A. It shall be unlawful for any minor to loiter, idle, wander, stroll or play in to be found upon the public streets, highways, roads, alleys, parks public buildings, places of amusement or entertainment, restaurants, vacant lots or any public place between the hours of 11:00 pm and 5:00 am of the following day official Township time, if such minor is under the age of seventeen (17) years.

However, the provisions of this section do not apply to a minor accompanied by his or her parent, guardian or other adult person having the care and custody of such minor; nor where the minor is in the performance of an errand or duty directed by such parent, guardian or custodian; nor where the minor is returning home from any school or youth center activity; nor where the legal employment of such minor makes it necessary to be upon the streets, alleys or other public places during the night time after said specified hour.

Section 2: Responsibility of Parents

- A. It shall be unlawful for the parent, guardian or other adult person having the care and custody of a minor under the age of seventeen (17) to permit such a minor to loiter, idle, wander, stroll, or play in or be found upon the public streets, highways, roads, alleys, parks, playgrounds or other public grounds, public places and public buildings, places of amusement and entertainment, restaurants, vacant lots or any public place between the hours of 11:00 pm to 5:00 am official Township time, provided, however, that the provisions of this section shall not apply to the excepted classes mentioned in the proviso in section 1.

Section 3: Other Responsible Parties

- A. It shall be unlawful for any person, firm or corporation operating restaurants, places of amusement and entertainment to permit minors to enter or remain in such restaurants, places of amusement or entertainment during the hours prohibited under this Ordinance; provided, however, that the provisions of this section do not apply

when the minor is accompanied by his or her parent, guardian or other adult person having the care and custody of such minor.

Section 4: Violations

- A. Each violation of the provisions of the above sections shall constitute a separate offense.
- B. Any such minor violating the provisions of Section One (1) shall be deemed a delinquent or neglected child as defined in the Statutes of the State of Michigan, and shall be brought before the juvenile court having jurisdiction over said minor. Said minor shall be dealt with by said court as provided by law.

Section 5: Penalties

- A. Any parent, guardian or other adult person having the care and custody of a minor violating Section Two (2), upon conviction thereof shall be fined not less than Ten dollars (\$10.00), nor more than one hundred dollars (\$100.00) and in default of payment thereof shall be confined in the county jail for not more than thirty (30) days.
- B. Any person, firm, or corporation operating restaurants, places of amusement and entertainment violating Section three (3) shall upon conviction thereof, be fined not less than ten dollars (\$10.00), nor more than one hundred dollars (\$100.00), and in default of payment thereof shall be confined in the county jail for not more than thirty (30) days.

Section 6: Severability of Provisions

- A. It is the intentions of the Township Board that each separate provision of this Ordinance shall be deemed independent of all other provisions herein; and it is further the intentions of the Township Board that if any provision of this Ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

Section 7: Repeal

- A. All ordinances or amendments to ordinances in conflict with this ordinance are hereby repealed.

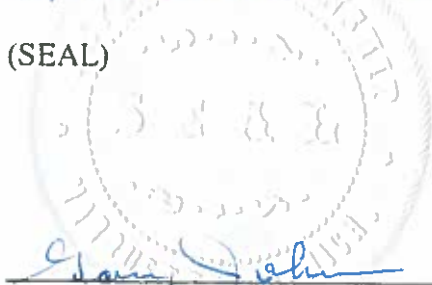
Amendment:

This ordinance shall be amended to reflect the time of the curfew to be from 11:00pm to 5:00 am official Township time.

Passed and Readopted by the Township of Republic, County of Marquette, Michigan, on

November 21, 2013.

(SEAL)



Township Supervisor, Republic Township

ATTEST:

Nazilyn Brancheau
Republic Township Clerk

YEAS: 5

NAYS: 0

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I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the Township Board of the Township of Republic, County of Marquette, Michigan at a regular Township Board Meeting, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being ACT 267, Public Acts of Michigan, 1976 and that the minutes of said meeting were kept and will be or have been made available as required by said ACT.

I further certify that said Ordinance has been recorded in the Ordinance Book of the Township of Republic and such recording has been authenticated by the signatures of the Township Supervisor and the Township Clerk.

Nazilyn Brancheau
Republic Township Clerk