



City of Lake Annette

100 Lakeview Drive
Lake Annette, MO 64746



BILL # 1996-4

An Ordinance to establish a curfew within the City Limits of the City of Lake Annette, Missouri.

Be it ordained by the Board of Aldermen of the City of Lake Annette, Missouri, as follows:

- Section 1. It shall be unlawful for any minor under the age of eighteen (18) years to loiter, idle, wander, stroll or play in or upon the public streets, highways, roads, alleys, playgrounds, parks and public buildings, or any unsupervised public places between the hours of 10:00 p.m. and 6:00 a.m. of the following day, providing, however, that the provisions of this section do not apply to a minor accompanied by his or her parent, guardian or other adult having the care and custody of the minor, or to a minor who is upon an emergency errand directed by his or her parent, guardian or other adult having the care or custody of the minor. The hours for Friday and Saturday shall be extended from 10:00 p.m. that day to 1:00 a.m. the following day.
- Section 2. Minors violating curfew.
Any minor violating any provision of Section 1 shall be guilty of a misdemeanor, shall forthwith be taken into custody, and shall be taken immediately and directly before the Juvenile Court of Cass County, Missouri, or be delivered to the juvenile officer of said court, or person acting for him, for such disposition as may appear proper to the said juvenile court or juvenile officer.
- Section 3. Parental responsibility.
It shall be unlawful for the guardian, parent or other adult person having the care and custody of a minor under the age of eighteen (18) years to knowingly permit such minor to violate any provision of Section 1 above. Parents are also financially responsible for any damages caused by acts of vandalism caused by their minor children.
- Section 4. Assemblage of minors posing threat to public safety.
A. Definitions. As used in this section, unless the context otherwise requires, the terms specified below shall have the meanings ascribed to them,
1. Owner means a person either holding title to, leasing, residing in or in any way having a possessory interest in real property within the city.
 2. Minor means a person who is under the age of twenty-one (21) years.

B. It shall be unlawful for the owner of any real property within the city to cause, permit, host or condone any assemblage of minors or other person which endangers the peace and safety of the residents of the city.

c. Acts which are hereby declared to endanger the peace and safety of the residents of the city shall include, but are not limited to the following:

1. Possession and consumption of alcoholic beverages by minor persons and others prohibited by city ordinance and /or Missouri Statute from possession or consumption of alcoholic beverages.

2. Use or clear evidence of use of cannabis or other controlled substances prohibited by city ordinance and/or Missouri Statute.

3. Illegal use of fireworks.

4. Noise , including but not limited to, music, loud raucus yelling, shouting and obscene or abusive language.

5. Fighting, battery, assaults or threats or the throwing of objects capable of causing physical injury or property damage.

6. Depositing of trash, garbage or hazardous material upon public or private property.

7. Trespass of person or parked vehicles by minors or other persons attending such assemblage upon private property.

8. Such circumstances and conditions which, taken as a whole, constitute a condition of encouraging and contributing to the delinquency of minors as defined in Section 5 of this ordinance.

D. The owner of real property on which any of the prohibited activities take place shall have violated this section by failing to exercise proper responsibility for those committing any of the act set forth in subsection (C), and said minors or other persons shall be deemed to have committed the said acts with the knowledge and permission of the owner.

E. Upon being given notice by any member of the police department of the existence of any of the activities set forth in subsection (C), such owner shall immediately act to terminate the assemblage. Failure to do so shall constitute a further violation of this section.

F. Any person convicted of any violation of the provision of this section shall be fined not less than twenty-five dollars (\$25.00) nor more than five hundred dollara (\$500.00) or by imprisonment not exceeding ninty (90) days, or both for each offense.

Section 5. Contributing to the Delinquency of a minor.

It shall be unlawful for any parent, legal guardian, or other person, by their acts to encourage any juvenile to smoke or use marijuana, or to encourage any juvenile to use any habit-forming drugs, or to encourage, cause or contribute to the delinquency of such juvenile so that such juvenile may become a delinquent or neglected child as defined by the statutes of the State of Missouri. Any person violating any provision of this section shall be deemed guilty of a misdemeanor.

Section 6. Truancy - Responsibility of parents and guardians.

A. No parent, guardian or other person in this city having charge, control or custody of a child between the ages of seven (7) and sixteen (16) years of age shall, without excuse or exemption, knowingly permit such child to absent himself from any public, private, parochial, parish or home school on such dates and during such hours, such school may be regularly in session.

B. In addition to other relevant evidence, such parent, guardian or other person shall be deemed to have the knowledge of a child's continued unexcused, unexcused absence from the school after having received initial notification of same from a police officer or school representative.

C. Any person convicted of (a violation of) this section shall be fined not less than ten dollars (\$10.00) nor more than two hundred (\$200.00); or imprisoned for not more than fifteen (15) days in jail, or both fine and jail. Each day that any violation hereunder continues shall constitute a separate offense subject to the penalty provided in this section.

Section 7. Misrepresenting Age

It shall be unlawful for a minor to make false statements, or to furnish, present or exhibit any fictitious or false registration card, identification card, or note or other document, or to furnish, present or exhibit such documents or document issued to a person other than the one presenting the same, for the purpose of gaining admission to prohibited places or for the purpose of procuring the sale, gift or deliver of prohibited articles, including, but not limited to, beer, liquor or wine.

Section 8. Using another to obtain prohibited articles.

It shall be unlawful for a minor to engage or utilize the services of any other person, whether for remuneration or not, to procure for such minor any article which the minor is forbidden by law to purchase.

Read twice by title only and adopted this 4th day of March, 1996
4 YEA 0 NAY

Mayor



City Clerk

