

## ORDINANCE No. 310

AN ORDINANCE PROHIBITING MINORS FROM BEING UPON THE STREETS OR IN PUBLIC PLACES DURING CERTAIN HOURS AND PROVIDING FOR THE ENFORCEMENT OF THIS ORDINANCE.

Canby does ordain as follows:

Section 1. It shall be unlawful for any person under the age of sixteen years to be upon the streets or in any public place in the city of Canby between the hours of 9:00 p.m. and 6:00 a.m. during the calendar months of September, October, November, December, January, February, March, and April or between the hours of 10:00 p.m. and 5:00 a.m. during the calendar months of May, June, July, and August, unless such child be in the custody of or accompanied by a parent or guardian or by a suitable adult person selected by such parent or guardian; provided, however, that nothing herein contained shall be deemed to apply to any such child while actually engaged in traveling to and from a place of employment, school class, religious meeting, or while upon any errand of mercy or emergency under direction of his parent or guardian or other adult person having the immediate care, custody, or control of such child.

Section 2. If any such child be found upon the streets or in any public place in violation of this ordinance and such violation be his first offense, it shall be the duty of any peace officer to forthwith place such child under custody and to take or cause such child to be taken to his home and the parent, guardian, or other person having the custody and care of such child shall be notified of such violation.

Section 3. Any parent, guardian, or other adult person having the care, custody, or control of any child who, after having been notified that such child has once violated the provisions of this ordinance, shall knowingly suffer or permit his child or ward to be a second time upon the streets or in any public place, in violation of the provisions of this ordinance, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than \$10 or by imprisonment in the city jail for a term of not more than 5 days or by both such fine and imprisonment, in the discretion of the court.

Section 4. Whenever any child shall be found committing a second offense against the provisions of this ordinance under such circumstances or under such conditions as may, in the opinion of any peace officer, tend to render such child dependent or delinquent, such peace officer shall forthwith lodge an appropriate complaint with the juvenile court for such further proceedings as such court may deem appropriate under the circumstances.

Section 5. The chief of police shall cause the fire bell or fire siren to be rung every night as a notice to all minors affected by this ordinance.

Passed by the common council January 6th, 1939.

Signed and approved by the mayor January 6th, 1939.

J. R. Vinyard

Mayor

Attest:

Roy L. Mangus

Recorder