

ORDINANCE NO. 2-500

AN ORDINANCE REGULATING THE PRESENCE OF MINORS UNDER THE AGE OF SIXTEEN YEARS IN PUBLIC STREETS AND OTHER PLACES IN THE CITY OF ISHPEMING DURING CERTAIN HOURS; DEFINING THE DUTIES OF PARENTS OR OTHERS IN CARE OF MINORS; PROVIDING FOR ARREST AND PENALTIES FOR VIOLATION THEREOF

THE CITY OF ISHPEMING ORDAINS:

Section 2-501. Loitering of Minors Prohibited. It shall be unlawful for any minor to be found upon the public streets, highways, roads, alleys, parks, public buildings, places of amusement and entertainment, restaurants, vacant lots, or any public places, between the hours of 10:00 p.m. and 5:00 a.m. of the following day, official city time, if such minor is under the age of sixteen years; provided, however, that 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 2-502. Responsibility of Parents. It shall be unlawful for the parent, guardian or other adult person having the care and custody of a minor under the age of sixteen years to permit such minor to 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 10:00 p.m. and 5:00 a.m., official city time; provided, however, that the provisions of this section shall not apply to the excepted classes mentioned in the provision in Section 2-501.

Section 2-503. It shall be unlawful for any person, firm or corporation operating restaurants, places of amusement and entertainment to permit any minors under sixteen years of age to enter or remain in such restaurants, places of amusement and 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 the minor.

Section 2-504. Each violation of the provisions of the above sections shall constitute a separate offense.

Section 2-505. Any such minor violating the provisions of Section 2-501 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 2-506. Penalty. Any parent, guardian or other adult person having the care and custody of a minor violating Section 2-502, upon conviction thereof, shall be punished by a fine not to exceed \$100.00, or imprisonment in the Marquette County Jail for a period not to exceed 90 days, or both such fine and imprisonment.

Section 2-507. Penalty. Any person, firm or corporation operating restaurants, places of amusement and entertainment violating Section 2-503, upon conviction thereof, shall be punished by a fine not to exceed \$100.00, or imprisonment in the Marquette County Jail for a period not to exceed 90 days, or both such fine and imprisonment.

Section 2-508. Separability of Provisions. It is the intention of the City Council that each separate provision of this ordinance shall be deemed independent of all other provisions herein; and it is further the intention of the City Council that if any provision of this ordinance be declared invalid, all other provisions thereof shall remain valid and enforceable.

Section 2-509. All ordinances or amendments to ordinances in conflict with this ordinance are hereby repealed.

Passed: November 9, 1949

Amended: July 29, 2005