

Amendment to Ordinance 27
MINOR CURFEW

PREAMBLE

It is the responsibility of the city to protect the safety and well-being of the residents, visitors, pets, personal property of Lake City by controlling the hours in which a minor shall be allowed to navigate within the city limits of Lake City.

ORDAINING CLAUSE

BE IT ORDAINED BY THE CITY COUNCIL OF LAKE CITY, TEXAS

SECTION I

AUTHORIZATION

The mayor or his/her is hereby authorized and directed to implement the applicable provisions of this ordinance upon his/her determination that such action is necessary to protect the public welfare and safety of the residents, visitors, pets, and personal property.

SECTION II

APPLICATION

The application of this ordinance shall apply to persons, residents, guests, and renters within the city of Lake City Texas.

A minor is a person between **ten years** of age and **sixteen** years of age.

The curfew hours are as follows:

- **Sunday through to Thursday 11:00 p.m. to 6:00 a.m.**
- **Friday and Saturday midnight to 6:00 a.m.**

CURFEW OFFENSES - There are three ways to commit an offense

- **A minor remains in a public place or on the premises of an establishment within the city during curfew hours.**
- **A parent or guardian of a minor knowingly permits, or by insufficient control allows the minor to remain in a public place or on the premises of an establishment within curfew hours.**
- **The owner, operator, or any employee of an establishment allows a minor to remain on the premises during curfew hours.**
- **Roaming the streets**

CURFEW DEFENSES – There are several defenses to prosecution

- **The minor is accompanied by a parent or guardian**
- **Enroute to an errand in the direction of a parent or guardian without taking a detour.**
- **Going to or returning from an employment establishment**
- **Involved in an emergency**
- **On the sidewalk by the minor's residence**
- **Attending an official sponsored event**
- **Attending school or school related functions**

All minors should be in attendance and attending school during the designated school year unless a minor(s) is HOME SCHOOLED by an accredited Home-Based Program then the parent or guardian must supply some type of support document indicating such to the City of Lake City.

SECTION III

EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

SECTION IV

SEVERABILITY

If for any reason any section of this Ordinance shall be held invalid or unconstitutional by final judgement of a court of competent jurisdiction, it shall not affect any other section of this Ordinance for it is the intent of this City that each of such be given full force and intent for its purpose.

SECTION V

PENALTY

A violation of this Ordinance can result in a fine plus court costs if the court so orders.

The fines are as follows:

- Fine up to \$500.00 plus court costs

If an offense occurs on rental property located within the city limits of Lake City the city may hold the landlord of the tenant(s) responsible for not having the tenant(s) comply with said ordinance.

CONCLUSION

READ, APPROVED, AND PASSED ON THIS 1st DAY OF September, 2022.

Shannan L Smith
SHANNAN SMITH
Mayor of Lake City

ATTEST

I, Debbie Holt, City Secretary of Lake City, Texas, do hereby certify that the foregoing is a true and correct copy of Ordinance 27, passed and approved by the City Council of Lake City, Texas, at a meeting held on the 1st day of September, 2022.

Debbie Holt
Debbie Holt
City Secretary

1st Reading 8/16/22
2nd Reading 9/1/22
Revised 9/1/22

In the fiscal year ending August 31, 2021, the City of Lake City began a project to convert pertinent ordinances in the format recommended by the Texas Municipal League. Ordinance 27 is one of those ordinances.





City of Lake City, Tx Est. 1979
A City with Community at the Heart

Physical Address: 104 Cox Dr.
Mailing Address: P.O. Box 177
Lake City, Tx 78368

FIRST AND FINAL NOTICE - VIOLATION OF ORDINANCE #27

Date of Notice: _____ Location of Violation: _____

Time Violation Occurred: _____

Notice Served By:

- In Person (To Whom) _____
- Regular US Postal Service
- Registered US Postal Service

The City of Lake City Ordinance #27 indicates designated hours in which a minor is allowed to be navigating within the city limits of Lake City.

The ordinance shall apply to persons, residents, guests, and renters within the city of Lake City Texas.

A minor is a person between **ten years** of age and **sixteen** years of age.

The curfew hours are as follows:

- **Sunday through to Thursday 11:00 p.m. to 6:00 a.m.**
- **Friday and Saturday midnight to 6:00 a.m.**

Type of Violation:

OFFENSE:

- A minor remains in a public place or on the premises of an establishment within the city during curfew hours.
- A parent or guardian of a minor knowingly permits, or by insufficient control allows the minor to remain in a public place or on the premises of an establishment within curfew hours.
- The owner, operator, or any employee of an establishment allows a minor to remain on the premises during curfew hours.



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- Roaming the streets

DEFENSE

- The minor is accompanied by a parent or guardian
- Enroute to an errand in the direction of a parent or guardian without taking a detour.
- Going to or returning from an employment establishment
- Involved in an emergency
- On the sidewalk by the minor's residence
- Attending an official sponsored event
- Attending school or school related functions

All minors should be in attendance and attending school during the designated school year unless a minor(s) is HOME SCHOOLED by an accredited Home-Based Program then the parent or guardian must supply some type of support document indicating such to the City of Lake City.

Failure to comply a citation, fines, plus court costs may apply.

If an offense occurs on rental property located within the city limits of Lake City the city may hold the landlord of the tenant(s) responsible for not having the tenant(s) comply with said ordinance.

Signature of person completed this notice

Title