

BROOKINGS ORDINANCES

ORDINANCE NO. 07-O-586

AN ORDINANCE AMENDING SECTION 9.10.140 OF CHAPTER 9.10 "OFFENSES" OF THE BROOKINGS MUNICIPAL CODE (BMC)

Sections:

- Section 1. Ordinance Identified.
- Section 2. Amendment to Section 9.10.140

The City of Brookings ordains as follows:

Section 1. Ordinance Identified. This ordinance amends Sections 9.10.140 of Chapter 9.10 "Offenses" of the Brookings Municipal Code (BMC).

Section 2. Amendment to Section 9.10.140. Section 9.10.140 of the BMC is amended to read as follows:

- A. It shall be unlawful for any child under the age of 18 years to be in, or remain in or upon any street, alley, park, or other public place between the hours of 11:00p.m. and 5:00a.m. during every month of the year, unless such child is accompanied by a parent, guardian, or other person 18 years of age or older and authorized by the parent, guardian or by law to have care and custody of the minor; or
 - 1. Such minor is then engaged in a lawful pursuit or activity which requires the presence of the minor in such public places during the hours specified in this ordinance; or
 - 2. Such minor is returning home from a lawful pursuit or activity approved by the parent, guardian, or other person in charge of the minor; or
 - 3. The minor is lawfully emancipated pursuant to ORS 419B.550 to 419B558.
- B. No parent, guardian, or person having the care and custody of a minor who is under the age of 18 years shall allow such minor to be in or upon any street, highway, park, alley, or other public place between the hours specified in subsection (A) of this ordinance, except as otherwise provided in this ordinance.
- C. A law enforcement officer is hereby authorized and empowered to take charge of any person under the age of 18 years violating the provisions of this ordinance. It shall be the duty of an officer taking charge of the minor to immediately notify the parent or guardian of the minor that the minor has been taken into the charge of the officer. The officer may then release the minor to the parent or guardian, or other person in the charge of the minor.

First Reading: May 14, 2007

Second Reading: May 14, 2007

Passage: May 14, 2007

Effective Date: June 13, 2007

INTRODUCED AND ADOPTED By the City of Brookings Council and signed by me in authentication of its passage the 14 day of May 2007.

Mayor Pat Sherman

Paul Hughes
Administrative Services Director/Recorder