

ORDINANCE 219

ESTABLISH A CURFEW FOR PERSONS SIXTEEN (16) YEARS OF AGE AND YOUNGER

WHEREAS, THE TOWN OF ENCHANTED OAKS DESIRES TO CONTINUE TO ENFORCE AND ORDINANCE ESTABLISHING A CURFEW FOR PERSONS SIXTEEN (16) YEARS OF AGE AND YOUNGER; AND

WHEREAS, THE TOWN OF ENCHANTED OAKS IS REQUIRED BY LOCAL GOVERNMENT CODE 370.002 TO READOPT SUCH ORDINANCE EVERY THREE YEARS; AND

WHEREAS, THE TOWN OF ENCHANTED OAKS DESIRES TO UPDATE AND CLARIFY THIS ORDINANCE AND THE PENALTY FOR VIOLATION; AND

NOW THEREFORE; BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ENCHANTED OAKS AS FOLLOWS:

Section 1. CURFEW

- a. A curfew is established for persons sixteen (16) years of age or younger.

Section 2. CURFEW PERIOD

- a. The curfew shall be daily from 10:00 PM until 6:00 AM - Sunday evening thru Friday morning and 12 Midnight until 6:00 AM – Friday evening thru Sunday morning.

Section 3. EXCEPTIONS

- a. An exception is allowed if these persons are accompanied by a parent or legal guardian, or are proceeding to or from work or school activities, or are on their parents or legal guardian's property, or are invited guests at that residence only.

Section 4 - PENALTY

- a. Any person who knowingly or willingly violates the curfew shall be deemed guilty of a Class C Misdemeanor and upon conviction in a Court of Law shall be subject to a fine as determined by that Court of Law for each offense.

Section 5 – AUTHORIZATION

- a. The Mayor, the Mayor's designee or the Police Chief is hereby authorized and directed to implement the applicable provisions of this Ordinance.

Section 6 – READOPTION

- a. This ordinance may be readopted and approved at a future date not to exceed three years from the effective date below.

THIS ORDINANCE SHALL BE EFFECTIVE TWO DAYS FROM THE DATE APPROVED BELOW AND THE FOLLOWING ORDINANCE'S OF THE TOWN OF ENCHANTED OAKS ARE HEREBY CANCELED AND SUPERSEDED ALSO ON THAT EFFECTIVE DATE:

- Ordinance 171 R1 dated January, 2007
- Ordinance 171 dated December, 2006

PASSED AND APPROVED THIS 12 DAY OF MARCH, 2019.

/s/ 

Sam McVay, Mayor

Attest: 

Pam Foster, City Secretary

READOPTION DATES: _____

