

## ORDINANCE NO. 773

### AN ORDINANCE RELATING TO CURFEW AND AMENDING SCAPPOOSE MUNICIPAL CODE SECTION 9.20.010 AND DECLARING AN EMERGENCY.

The City of Scappoose ordains as follows:

**Section 1.** Scappoose Municipal Code Section 9.20.010 is amended to read as follows:  
(added language underlined; deleted language stricken)

#### 9.20.010 Curfew.

A. Hours of Curfew. It is unlawful for any person under the age of eighteen years to be in or upon any street, highway, park, alley or other public place between the hours of twelve midnight and four a.m. of the following morning, unless:

(1) The person is accompanied by a parent, guardian or other person eighteen years of age or over and authorized by the parent or by law to have care and custody of the minor;

(2) The person is then engaged in a lawful pursuit, activity or occupation which requires the presence of the person in such public places during the hours specified in this section;

(3) The person is a minor emancipated pursuant to ORS 419B.550 to 419B.558; or

(4) Exceptional hours are approved for a particular event by the city council.

B. Responsibility of Parent or Guardian. No parent, guardian or person having the care and custody of a person under the age of eighteen years of age or younger shall allow such person to be in or upon any street, highway, park, alley or other public place between the hours specified in this section, except as otherwise provided herein.

C. Court Appearances. It shall be the duty of any parent or guardian of any minor cited under this ordinance to attend any court proceeding related to such citation, and the court shall have the power to require such attendance.

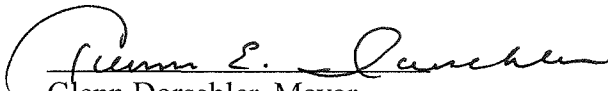
D. Proceedings, Custody and Penalties.

(1) Any minor who violates this section may be taken into custody or cited as provided in ORS 419C.080 to 419C.088 and may be subjected to further proceedings as provided in ORS Chapter 419C.

(2) A violation of subsection B of this section shall constitute a Class D violation for the first violation, Class C violation for the second violation and Class B violation for any subsequent violation, as those classes are described in ORS 153.008, and shall be subject to penalties described in ORS 153.018.

**Section 2.** Emergency. It is necessary for the public health, safety and general welfare that this ordinance take effect immediately; therefore, an emergency is declared to exist and this ordinance shall be effective upon the date of its adoption.

Adopted this 17th day of January, 2006.

  
Glenn Dorschler, Mayor

First Reading: January 3, 2006

Second Reading: January 17, 2006

Attest:

  
Susan Pentecost, City Recorder