

ORDINANCE 2021-27

AN ORDINANCE ESTABLISHING A CURFEW FOR MINORS AND RESPONSIBILITIES OF PARENTS OF MINOR CHILDREN

WHEREAS, The Council of the Village of Arcanum, Darke County, Ohio, deems it beneficial to its citizens and property that a curfew for minors be established for their safety and the safety of all citizens and property within the Village;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Arcanum, Darke County, Ohio:

SECTION ONE: No child under the following ages shall be upon the streets, sidewalks, or any other public property in the Village between the following designated hours:

- A. Children Ages 14 and under – 10:00 p.m. to 6:00 a.m.
B. Children Ages 15 to 17 –11:00 p.m. to 5:00 a.m.

The provisions of this section do not apply to a minor accompanied by their parent, legal guardian, or other adult having the care and custody of the minor, or if the minor is going to, or coming from a job, sport, school, church, or social event.

SECTION TWO: It shall be unlawful for any minor under eighteen (18) years of age to be upon the streets or sidewalks or any other public property in the Village between the following designated hours while the minor is suspended or expelled from school, or on probation with the Darke County Juvenile Court:

- A. Children Ages 17 and under – 9:00 p.m. to the end of the following school day while in school is in session.
B. Children Ages 17 and under – 9:00 p.m. to 7:00 a.m the following day when school is not in session.

The provisions of this section do not apply to a minor accompanied by their parent, legal guardian, or other adult having the care and custody of the minor, or if the minor is going to, or coming from a job, school, or church.

SECTION THREE: If a child is excused from school attendance due to suspension, expulsion, homeschooling, or otherwise, then each parent or legal guardian of the child shall have the following duties for the duration of the time in which the child is excused from school attendance:

- A. The duty to personally supervise the child, or to arrange for a responsible adult to supervise the child, at the times that the child would have been required to be in attendance at school had they not been suspended or expelled; and
B. The duty to prohibit the child from being at any public place at the times that the child would have been required to be in attendance at school had they not been suspended or expelled, except in the following circumstances:
i. When the child is accompanied by the parent or legal guardian, or a responsible adult selected by the parent or legal guardian to supervise the child; and
ii. When the child is employed and actually on the job or traveling directly to or from the job site; and
iii. When the child is traveling directly to or from a medical appointment.

SECTION FOUR: Whoever violates any sections of this Ordinance shall be guilty of a minor misdemeanor.

SECTION 5: Any previous Ordinances or Resolutions of Council that conflict with the provisions of the within Ordinance are hereby repealed.

Passed this 28th day of September, 2021.

Bonnie L. Millard, Mayor

Jerry L. Boolman, Council President Pro Tem

ATTEST:

Toni M. Stanley, Fiscal Officer