

# **Curfew Ordinance**

CURFEW ORDINANCE

ORDINANCE NO. \_\_\_\_\_

BILL NO. \_\_\_\_\_

AN ORDINANCE ADOPTING A NEW CURFEW  
ORDINANCE FOR THE VILLAGE OF LEAWOOD,  
MISSOURI, IN ACCORDANCE WITH CHAPTER 89 OF  
THE REVISED STATUTES OF MISSOURI.

WHEREAS, on or about the \_\_\_ day of \_\_\_\_\_ 2004, after at least fifteen days notice of the time and place had been published in an official paper of general circulation in the Village of Leawood, Missouri, and in accordance with Section 89.050 of the Revised Statutes of Missouri, the Neighborhood Watch Committee of the Village of Leawood, Missouri held a public hearing at which parties in interest and citizens had an opportunity to be heard in relation to this Ordinance to adopt a new Curfew Ordinance for the Village of Leawood, Missouri in accordance with Chapter 89 of the Revised Statutes of Missouri; and,

WHEREAS, on or about the \_\_\_ day of \_\_\_\_\_ 2004, after the aforesaid public hearing, the Neighborhood Watch Committee of the Village of Leawood, Missouri approved, recommended and submitted as its final report, Pursuant to Section 89.070 of the Revised Statutes of Missouri, the adoption of this Ordinance as herein above Described; and,

WHEREAS, on or about the \_\_\_ day of \_\_\_\_\_, 2004, after a public hearing duly advertised in accordance with Section 89.050 of the Revised Statutes of Missouri, the Board of Trustees of the Village of Leawood, Missouri received and considered the aforesaid final report and recommendation of the Neighborhood Watch Committee of the Village of Leawood, Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE  
VILLAGE OF LEAWOOD, MISSOURI, AS FOLLOWS:

SECTION 1. That a new Curfew Ordinance for the Village of Leawood, Missouri be, and the

same hereby is, adopted in accordance with Chapter 89 of the Revised Statutes of Missouri, a true and accurate copy of the new Curfew Ordinance being attached hereto and incorporated herein as Exhibit "A".

SECTION 2. This Ordinance having been available for public inspection prior to its consideration by the Board of Trustees, and having been read by title twice prior to passage, shall become effective immediately upon its Passage by the Board of Trustees.

APPROVED after final passage, this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

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ROBERT HARDING, CHAIRMAN

ATTEST:

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LANCE NICHOLS, VILLAGE CLERK

The legislative body of all cities, towns, and villages is empowered to zone...for the purpose of prompting health, safety, morals or the general welfare of the community..." Missouri Revised Statutes 89.020.

"Such regulations shall be...designed to lessen congestion in the streets; to secure safety from fire, panic and other dangers; to promote health and general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to preserve features of historical significance; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements. Such regulations shall be made with...a view to conserving the values of buildings and encouraging the most appropriate use of land throughout such municipality." Missouri Revised Statutes 89.040.

## SECTION I

### General

- A. TITLE - This Ordinance shall be known and may be cited as "The Village of Leawood, Missouri, Curfew Ordinance."

B. PURPOSE:

Recent increases of vandalism in the Village of Leawood has dictated the Board of Trustees take action to reduce and eliminate this type of crime within village limits. Vandalism has primarily occurred between 11:00 p.m. and 4:00 a.m. and has primarily involved persons in the late teens and even early 20's.

Therefore, the purpose of this ordinance is to secure safety from vandalism against the residents of Leawood Village.

C. CURFEW:

1. *Persons under 16 years of age.* Except as provided in subsection 3 of this section, it shall be unlawful for any person under the age of 16 years to be in or upon any sidewalk, street, alley or public place in the village between the hours of 11:00 p.m. and 4:00 a.m. on the day immediately following.

2. *Persons under the age of 18 years of age.* Except as provided in subsection 3 of this section, it shall be unlawful for any person under the age of 18 years to be in or upon any sidewalk, street, alley or public place in the village between the hours of 11:30 p.m. on any Sunday through Thursday, and 4:00a.m. of the day immediately following, and 1:00 a.m. and 4:00 a.m. on any Saturday or Sunday.

3. *Exceptions:* Subsections 1 and 2 of this section shall not apply when any person regulated therein is:

- (a) Accompanied by an adult having the care and custody of such person.
- (b) Attending or returning home from a function of any school or church.
- (c) Attending or returning home from a lawful entertainment, amusement or commercial activity.
- (d) On any emergency errand or specified business or activity directed by his parent, guardian or other adult having custody or care of them.
- (e) Engaged in legitimate employment which requires his presence at the public places described in subsections 1 and 2 of this section during the prohibited hours.
- (f) On the sidewalk, street or alley directly adjacent to the building in which they reside.