

Introduced by: Council Member O'Brien  
Date: July 28, 1998  
Public Hearing: August 11, 1998  
Action: Enacted  
Vote: Unanimous

CITY OF BETHEL, ALASKA  
ORDINANCE NO. 98-14

AN ORDINANCE AMENDING BMC SECTION 9.20.020, CURFEW

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF BETHEL:

Section 1. Classification. This ordinance is permanent in nature and shall become a part of the Bethel Municipal Code.

Section 2. Severability. If any part or provision of the ordinance or application thereof to any person or circumstances is adjudged invalid by any court of competent jurisdiction, such judgement shall be confined in its operation to the part, provision, or application directly involved in the controversy in which this judgement shall have been rendered, and shall not affect or impair the validity of the remainder of this ordinance or application thereof to other persons or circumstances. The City Council hereby declares that it would have enacted the remainder of this ordinance even without such part, provision, or application.

Section 3. Amendment. Section 9.20.020 entitled Curfew is amended to read as follows:

9.20.020 Curfew -- Parental responsibility.

A. No parent, guardian, or other person having the custody and control of minors under the age of eighteen [SIXTEEN] years shall allow minor or minors to go at large or unaccompanied in the city upon any public street or other place mentioned in Section 9.20.010 during the restricted hours as set forth in Section 9.20.010. In any prosecution for the violation of a provision of Section 9.20.010 or this section, the presence of any minor or person under the age of eighteen [SIXTEEN] years and unattended as required in Section 9.20.010 upon any of the public streets or other places named in Section 9.20.010 shall be deemed prima facie evidence of the guilt of such parent and the violation of the provisions of this section.


B. A person who violates this section is punishable by a civil fine of not more than one hundred dollars nor less than twenty-five dollars. Punishment under this subsection shall be instituted only by civil complaint or citation. An individual so cited does not have a right to trial by jury or counsel appointed by the court.

Section 4. Effective Date. This ordinance becomes effective immediately following adoption.

PASSED AND APPROVED THIS 11th DAY OF AUGUST, 1998, by a vote of 7 YEA, 0 NAY, and 0 ABSTAINING.

ATTEST:

  
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Agnes L. Phillips, Mayor

  
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Gaye J. Vaughan, City Clerk  
City of Bethel, Alaska