

LUDLOW ORDINANCE NO. 2020-3

AN EMERGENCY ORDINANCE OF THE CITY OF LUDLOW, IN KENTON COUNTY, KENTUCKY, IMPOSING A CURFEW FOR MINORS.

WHEREAS, Kentucky Governor Andy Beshear declared a State of Emergency pursuant to Executive Order 2020-215 with regard to the COVID-19 pandemic; and

WHEREAS, the City of Ludlow seeks to protect minor citizens and the community at-large from the medical dangers posed by the COVID-19 pandemic and to mitigate the spread of the virus.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF LUDLOW, KENTUCKY, AS FOLLOWS:

SECTION I—Definitions

City is the city of Ludlow, Kentucky.

Legitimate parentally approved errand means a minor performing a necessary task at the direction of the minor’s parent, and the non-performance of the errand, or delay of performance until after curfew hours have abated, would result in injury or undue hardship.

Minor is any un-emancipated or unmarried person under the age of 18 years of age.

Parent is any person having legal custody of a minor (i) as a natural parent, (ii) as an adoptive parent, (iii) as a legal guardian, (iv) as a person to whom legal custody has been given by order of the court.

Public places means a publicly or privately owned place to which the public or substantial numbers of people have access. A public place does not include the residence of a minor, or the residence of a minor’s parent, or a responsible adult.

SECTION II—Offenses

It shall be unlawful for any minor to be upon streets, sidewalks, parks, playgrounds, public places and vacant lots, or to ride in or upon, drive or otherwise operate or be a passenger in any automobile, bicycle, or other vehicle in, upon, over or through the streets, or other public places between the hours of 9:00 PM and 6:00 AM on Monday through Sunday evenings.

SECTION III—Exceptions

The minor curfew ordinance contained in Section II, above, does not apply in the following circumstances:

1. At any time a minor is accompanied by a parent, or by a responsible adult authorized by a parent to take the parent's place to accompany the minor for a designated period of time and purpose within a specified area;
2. If the minor is employed in a position that requires him or her to travel to the workplace, for a period of time 45 minutes after work provided that circumstances suggest the minor is returning from work to a place of residence;
3. At any time the minor is required to leave a residence because of an emergency; or
4. At any time the minor is on a legitimate parentally approved errand.

SECTION IV—Penalties

A minor who violates a provision of this section is guilty of a separate offense for each day or part of a day during which the violation is committed, continued, or permitted. Each offense, upon conviction, is punishable by a fine not to exceed Two-Hundred and Fifty (\$250.00) Dollars.

SECTION V—Term

This minor curfew ordinance shall terminate upon the date the statewide State of Emergency declared by Executive Order 2020-215 is terminated.

Passed by City Council on _____, 2020.

CITY OF LUDLOW, KENTUCKY

By: _____
Josh Boone, Mayor

ATTEST:

Laurie Sparks, City Clerk

FIRST READING: _____

PUBLICATION: _____