



ORDINANCE NO. O-21-08

AN ORDINANCE AMENDING GARLAND MUNICIPAL ORDINANCE CODE, BY THE ADDITION OF A CURFEW OFFENSE AND PENALTY SECTION APPLICABLE TO ALL PARTS OF GARLAND CITY; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, Garland City (hereafter “City”) is a municipal corporation, duly organized and existing under the laws of the State of Utah; and;

WHEREAS, Utah Code §10-9-102 empowers municipalities of the state to enact all ordinances and rules that they consider necessary for operations within the municipality; and

WHEREAS, the City finds it is in the best interest of the community and its citizens to sometimes create, update and/or clarify sections of the City Code in order to better inform and protect the general public; and

WHEREAS, a public meeting was held, and notice thereof published in accordance with Utah State Law, describing the proposed amendment and providing the time and place of such public meeting; and

WHEREAS, the Garland City Council received all competent evidence offered in support of and in opposition to said proposed amendment in said meeting and it appearing that the proposed amendment(s) are in accord with the City's goals and will promote health, safety, and the general welfare of the community;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF GARLAND, UTAH, AS FOLLOWS:

Section 1. That Garland City Code be amended and to now include the following:

Chapter 3
OFFENSES AND CRIMES

SECTION:

5-3-1: Criminal Code Adopted By Reference

5-3-2: Disturbing The Peace

5-3-3: Discharging Weapons

5-3-4: Fireworks

5-3-5: Obstructing Streets Or Sidewalks

5-3-6: Prohibitions Concerning Synthetic Cannabinoids

5-3-7: Smoking In Public Places

5-3-8: Curfew

5-3-8: CURFEW

(1) It shall be unlawful for any person under the age of eighteen (18) years to be or remain in or upon any of the streets, alleys or public places or vacant lots within the City limits of Garland City between

the hours of ten o'clock p.m. and five o'clock a.m. the day following, unless such person is accompanied by a parent, guardian or other person having legal custody of such person or unless such minor's employment or lawful business makes it necessary to be upon the streets, alleys or public places between the hours specified herein. On Friday and Saturday nights of each week the hours shall be twelve o'clock midnight to five o'clock a.m. the day following, providing adequate time for such minor persons to attend school, church or civic functions provided for such minor persons.

(2) It is hereby unlawful for any parent, guardian or other person having legal charge or custody of any person under the age of eighteen (18) years to allow or permit such minor person to be in violation of Subsection A within the City limits of Garland City.

(3) Violations of the provisions of this section shall be considered an infraction and subject to the penalty as provided in section 1-4-1 of this Code.

(Ord. No.O-21-08, 2021)

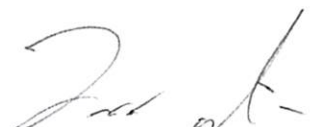
Section 2. Repealer. Any provision of the Garland Municipal Code found to be in conflict with this ordinance is hereby repealed.

Section 3. Severability. If any provision of this ordinance is declared invalid by a court of competent jurisdiction, the remainder shall not be affected thereby.

Section 4. All other terms, provisions and conditions as previously adopted remain in full force and effect unless specifically amended hereby.

Section 5. This ordinance shall take effect immediately upon its adoption, posting and appropriate signage being placed.

PASSED AND ADOPTED this 4th day of August, 2021.

By: 
Todd Miller, Mayor

[SEAL]

VOTING:

Chuck Bingham	Yea ☒	Nay ☐	
Linda Bourne	Yea ☒	Nay ☐	
Joshua Marble	Yea ☐	Nay ☐	Absent
Roger Ogborn	Yea ☒	Nay ☐	
Steve Peacock	Yea ☒	Nay ☐	

ATTEST:


Sharlet Anderson, Recorder