

## ORDINANCE NO. 1309

### AN ORDINANCE AMENDING SECTION 10-4-20 OF THE FORT MORGAN MUNICIPAL CODE TITLED “CURFEW IMPOSED ON CERTAIN MINORS”

**WHEREAS**, the City of Fort Morgan, Colorado (the “City”) has been duly organized and is validly existing as a home rule city under Article XX, Section 6 of the Colorado Constitution and the City Charter; and

**WHEREAS**, pursuant to C.R.S. § 31-15-401, the City by and through its City Council (“Council”), possesses the authority to adopt laws and ordinances within its police power in furtherance of the public health, safety and welfare; and

**WHEREAS**, from time to time it becomes necessary to amend City ordinances to adjust for changing laws or to clarify the behavior that is being regulated; and

**WHEREAS**, it is in the best interest of the City to ensure clarity in the minor curfew ordinance; and

**WHEREAS**, the Council finds it desirable and appropriate, and in the best interest of the public health, safety and welfare of its residents, to amend Section 10-4-20 of the City Code to place definitive timeframes for when curfews apply to minors within the City.

#### **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO, AS FOLLOWS:**

**Section 1.** The foregoing recitals are hereby incorporated as conclusions, facts, determinations, and findings by the City Council.

**Section 2.** Section 10-4-20, entitled Curfew imposed on certain minors, is hereby amended to read as follows:

##### **Sec. 10-4-20. Curfew imposed on certain minors.**

(a) It shall be unlawful for any minor to loiter, idle, wander, drive, ride, stroll or play in or upon the public streets, highways, roads, alleys, playgrounds or other public grounds, public places and public buildings, places of amusement and entertainment, vacant lots or other unsupervised place after the hour of 11:00 p.m., any day except Friday and Saturday when such time shall be extended to 1:00 a.m. the following day **and before the hour of 5:00 a.m.**; provided, however, that the provisions of this Section do not apply to a minor accompanied by his or her parent, guardian or other adult person having the care and custody of the minor, or where the minor is upon an emergency errand or legitimate business **such as work or school when** directed by his or her parent, guardian or other adult person having the care and custody of the minor.

(b) Any minor convicted of a violation of this Section shall be punished by a fine.

**Section 3. Severability.** If any section, provision, paragraph, clause or phrase of this Ordinance is held, or decided to be unconstitutional, invalid or enforceable for any

reason, such decision shall not affect the constitutionality, validity, or enforceability of the remaining portion of this Ordinance.

INTRODUCED, READ, AND ADOPTED ON FIRST READING AND ORDERED  
PUBLISHED ON THE 6<sup>th</sup> DAY OF MAY, 2025.

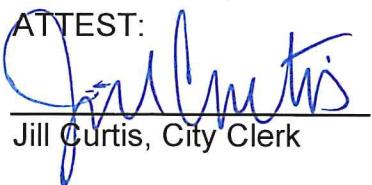


THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO



Kevin Lindell, Mayor

ATTEST:

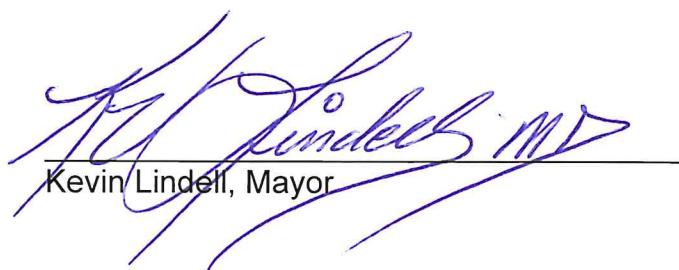


Jill Curtis, City Clerk

PASSED, APPROVED, AND ADOPTED ON THE SECOND AND FINAL READING AND ORDERED PUBLISHED THIS 20th DAY OF May, 2025.

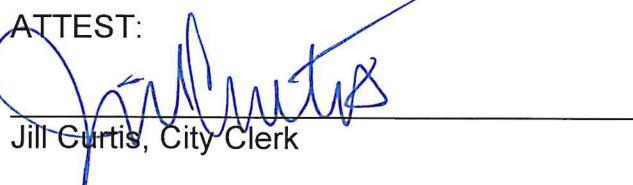


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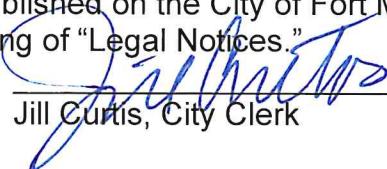
Jill Curtis, City Clerk

STATE OF COLORADO )  
COUNTY OF MORGAN )ss.  
CITY OF FORT MORGAN )

CERTIFICATE

I, Jill Curtis, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1309** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 6<sup>th</sup> day of May, 2025. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 7<sup>th</sup> day of May, 2025,, published on the City of Fort Morgan website ([www.cityoffortmorgan](http://www.cityoffortmorgan)) under the heading

of "Legal Notices." Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 20<sup>th</sup> day of May 2025. Within five (5) days after its final passage, said **Ordinance No. 1309** was again published on the City of Fort Morgan website ([www.cityoffortmorgan](http://www.cityoffortmorgan)) under the heading of "Legal Notices."



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Jill Curtis, City Clerk