

ORDINANCE NO. 270

AN ORDINANCE RELATING TO OFFENSES AGAINST THE PUBLIC PEACE, SAFETY, MORALS AND GENERAL WELFARE AND PROVIDING PENALTIES AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF STAYTON:

SECTION 1. MINORS, CAUSING TO BE NEGLECTED OR TO BECOME DELINQUENT OR DEPENDENT.

Any person who shall wilfully do any act which causes or tends to cause any minor child to be neglected or to become dependent or delinquent, (as such neglected child, dependent child or delinquent child is or maybe defined by the Laws of the State of Oregon) shall be deemed guilty of a violation of this ordinance, and upon conviction thereof before the Auditor and Police Judge, shall be punished by a fine of not more than \$300.00 or by imprisonment in the City Jail for a term of not more than 100 days, or by both such fine and imprisonment in the discretion of the court.

SECTION 2. That inasmuch as this ordinance is necessary for the immediate preservation of the health, peace and safety of the people of the City of Stayton, in that no adequate ordinance is in effect to provide for the protection of neglected children, an emergency is hereby declared to exist and this ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the mayor.

Passed by the Common Council of the City of Stayton this 5 day of June, 1951.

Signed and approved by the Mayor this 5 day of June, 1951.

M. J. Martin, Mayor

ATTEST:

W.A.Inglis, Recorder

The state laws defining neglected, dependent and delinquent children reads as follows: "Child dependency shall be defined as follows: Persons of either sex under the age of eighteen years, who for any reason are destitute, homeless, or abandoned; or are dependent upon the public for support, or have not parental care or guardianship; or who are found begging or gathering alms; or are found living with any vicious or disreputable persons; or whose home by reason of neglect, cruelty, drunkenness, or depravity on the part of parents, guardians, or other persons in whose care it (they) may be is an unfit place for such children; and any persons under fourteen years of age who are found peddling or selling articles except as permitted under special child labor regulations; or persons under fourteen years of age who are found playing musical instruments upon the streets to induce the giving of gratuities, or who accompany or are used in aid of adult persons in so doing, shall be classed as dependent children. Persons of either sex under eighteen years of age whose parents or guardians neglect or wilfully fail to provide for them; or allow them to have vicious associates, or to visit vicious places; or fail to exercise proper parental discipline and control over them are classed as neglected children. It shall be the duty of the courts and other public officers to labor with the parents or guardians of such children and if possible induce them to perform their neglected duties. Subsequent to suitable efforts to compel the parents or guardians to rectify said neglect, and in event of the failure of such efforts neglected children shall be classed as dependents."

" 'Child Delinquency' within the meaning of this act shall be defined as follows: Persons of either sex under the age of eighteen years who violate any law of the state, or any city or village ordinance, or persistently refuse to obey family discipline, or are persistently truant from school or associate with criminals or reputed criminals, or are growing up in idleness and crime, or are found in any disorderly house, bawdy house, or house of ill fame, or are guilty of immoral conduct, or visit, patronize, or are found in any gambling house or in any place where any gambling device is or shall be operated, are hereby classed as delinquent and shall be subject to the legal relations and provisions of the juvenile court Law and other laws for the care and control of delinquents, provided, however, that so far as possible all children under fourteen years of age accused of any of the above delinquencies, until a court hearing takes place, shall be regarded as dependent children, and shall not be arrested, although on petition they may be detained for their own and the community's welfare, and that none shall be classed as delinquent until their cases have been passed upon and an appropriate order entered therefor by the court of competent jurisdiction."