

# Town of Madawaska Sex Offender Ordinance

## SEX OFFENDER ORDINANCE

### Section 1. Authority:

This ordinance is enacted pursuant to Title 30-A M.R.S.A., Section 3001. This ordinance is intended to be coextensive with the maximum residency restrictions permitted by 30-A M.R.S.A. §3013(2).

### Section 2. Purpose:

In acknowledgement that sex offenders who prey upon children are at a higher risk of re-offending, the Town of Madawaska has a compelling interest to protect the health, safety, and welfare of its children by restricting access to areas where concentrations of children exist.

### Section 3. Definitions:

**Sex Offender:** A person convicted of a Class A, B, or C sex offense committed against a person or persons who had not attained 14 years of age at the time of the offense; this term is coextensive with 30-A M.R.S.A. §3013(2).

**School:** Any public or private elementary, middle, or secondary school as those terms are intended by 30-A M.R.S.A. §3013(2)(B).

**Municipal Restricted Property:** Any municipally-owned athletic field, park, playground, recreational facility or other municipally-owned property where children are the primary users.

**Family Child Care (formerly Home Day Care):** Any person who provides child care in that person's home on a regular basis, for consideration, for three (3) to twelve (12) children under thirteen (13) years of age who are not the children of the provider and have a certificate from the Department of Health and Human Services.

**Radius:** Distance shall be measured from the outer property lines.

**Residence:** The temporary or permanent occupation or use of a place, including but not limited to a domicile, for the purpose of living, residing, or dwelling.