

ORDINANCE NO. 323A-92

AN ORDINANCE AMENDING CHAPTER 7, OFFENSES AND NUISANCES OF THE CODE OF THE CITY OF WILLOW PARK, TEXAS, RELATING TO HELIPOINTS AND HELISTOPS; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING A PENALTY; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:

I.

Chapter 7, of the Code of Ordinances, City of Willow Park, Texas, is hereby amended by adding a new Section 3 which is to read as follows:

SECTION 3: HELIPOINTS AND HELISTOPS

A. Definitions.

HELICOPTER: An aircraft used for persons or materials and whose support in the air is derived chiefly from the aerodynamic forces on engine-driven airfoil blades rotating around a vertical axis.

HELIPOINT: Any area which is used, or intended for use, for the landing and takeoff of helicopters, and any appurtenant areas including buildings, or other facilities for activities such as refueling, parking, storage, maintenance and repair of helicopters.

HELISTOP: An area used, or intended for use, for the landing, boarding and takeoff of helicopters, which does not have facilities for such activities and refueling, storage, maintenance or repair of helicopters.

B. Landing of Helicopters Forbidden.

Subject to the provisions of this ordinance, no person may land a helicopter at any location within the corporate city limits of the City of Willow Park, Texas.

C. Exceptions

A helicopter may be lawfully landed in the corporate city limits of the City of Willow Park, Texas if the following conditions are met:

1. Aeronautical circumstances requiring the immediate landing of the helicopter.

2. Any helicopter that is being used as a police or emergency vehicle may land where necessary in order to accomplish its purpose. Additionally, a helicopter, which is being used temporarily for such purposes, may be directed to land by the civil authorities of the City of Willow Park, Texas.

3. On a case by case basis, the City Administrator of the City of Willow Park, Texas may approve the temporary creation of a heliport or helistop upon prior application and upon a written grant of permission specifying the terms of such temporary permission.

II.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

III.

Should any section, clause or provision of this Ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this ordinance as a whole or any part thereof, other than the part so declared to be invalid.

IV.

Wherever in this Ordinance an act is prohibited or made or declared to be unlawful or an offense or a misdemeanor, or wherever the doing of an act is required or the failure to do an act is declared to be unlawful, the violation of any such provision of this Ordinance shall be punished as provided in Chapter 1, Section 1F of the Code of the City of Willow Park, Texas for each offense or for each day such offense shall continue if it is one classified as a continuing offense. No penalties shall be greater or less than the penalty provided for the same or similar offense under the laws of the State of Texas.

V.

This ordinance shall be in full force and effect from and after the date of its passage and publication as required by law.

PASSED AND ADOPTED this the 21st day of July, 1992.

APPROVED:

Sharon Riley Suarez
SHARON SUAREZ, Mayor

ATTEST:

Kathy Mitchell

City Secretary

APPROVED

Walter W. Leonard

WALTER W. LEONARD, City Attorney