

# CITY OF WILLOW PARK

## ORDINANCE NO. 656-12

**AN ORDINANCE OF THE CITY OF WILLOW PARK, TEXAS, PROVIDING FOR A NUNC PRO TUNC CORRECTION OF A NUMBERING ERROR CONTAINED IN THE CAPTION AND TABULATION SECTIONS OF ORDINANCE 651-12, AS ADOPTED BY VOTE AUGUST 14, 2012; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, the City of Willow Park, is a municipal corporation duly and legally formed in the State of Texas; and

**WHEREAS**, the City is a general law municipality with specific powers delegated to it to protect the health, safety and general welfare of its citizens; and,

**WHEREAS**, in the caption of Ordinance 651-12, adopted by the governing body of the City of Willow Park on August 14, 2012, it contains the Ordinance Number 651-12 which was in error and not sequentially the next Ordinance Number since an earlier Ordinance 651-12 was adopted by the governing body on May 22, 2012; and

**WHEREAS**, the use of an identical Ordinance reference number could cause confusion and was a clerical or recording error; and

**WHEREAS**, the governing body of the City of Willow Park, Texas does have the inherent power to enter an Order Nunc Pro Tunc to correct clerical or recording errors, including the number shown in an Ordinance caption if the clerical error does not correctly identify the next sequential Ordinance considered.

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

### SECTION 1. AUTHORIZATION

The Mayor, or Mayor's designee, is hereby authorized and directed to implement the applicable provisions of this Ordinance.

### SECTION 2. NUNC PRO TUNC

In Ordinance 651-12, which was adopted by City Council on August 14, 2012, the Ordinance Number identified a prior separate and unrelated Ordinance and to remove any potential confusion, Ordinance 651-12, adopted August 14, 2012, should be, and is hereby, ordered to be renumbered.

The governing body of the City does hereby find that to maintain the City sequential numbering system, the number should be changed to 651A-12 and directs that the City Secretary make the numbering change to Ordinance 651-12 adopted August 14, 2012, to 651A-12 in the caption and tabulation section and that this Ordinance be maintained as part of the formal ordinance record of the City to reflect the Nunc Pro Tunc action taken herein.

### SECTION 3. CITY SECRETARY

The City Secretary is hereby directed to correct Ordinance 651-12, adopted by the City Council of the City of Willow Park on August 14, 2012, by renumbering said Ordinance as 651A-12.

### SECTION 4. EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its adoption by the City Council of the City of Willow Park.

### SECTION 5. SEVERANCE

If for any reason any section, paragraph, subdivision, clause, phrase or provision of this Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

SECTION 6. RECITALS

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of this Ordinance.

PASSED AND ADOPTED this 10<sup>th</sup> day of October, 2012.

/s/ R. P. Neverdousky  
Mayor

ATTEST:

/s/ Yael Hoffman  
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ [Signature]  
City Attorney

The Willow Park City Council in acting on Ordinance No. 656-12 , did on the 10<sup>th</sup> day of October, 2012 vote as follows:

	FOR	AGAINST
Richard Neverdousky, Mayor	_____	_____
Brian Thornburg, Place 1	_____✓	_____
Gene Martin, Place 2	_____✓	_____
Amy Podany, Place 3	_____✓	_____
Dan Stalling, Place 4	_____✓	_____
Bernard Suchocki, Place 5	_____✓	_____