

# **CITY OF WILLOW PARK**

ORDINANCE NO. 715-15

## **AN ORDINANCE PROVIDING FOR THE REAUTHORIZATION AND ADOPTION OF CHAPTER 7 “OFFENSES AND NUISANCES”, ARTICLE 7.700, “TEENAGE CURFEW” PURSUANT TO A PUBLIC HEARING AND MAKING CERTAIN FINDINGS; AND, PROVIDING FOR PUBLICATION, AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Willow Park, TX (“City”) is a municipal corporation organized under the laws of the State of Texas; and

**WHEREAS**, it is the intent of the City of Willow Park to protect the health, safety, welfare and well being of its citizens; and

**WHEREAS**, the City adopted Ordinance 367-94 providing for a juvenile curfew that was subsequently reauthorized and adopted by the governing body of the City; and

**WHEREAS**, the City, pursuant to §370.022, TEX. LOCAL GOV’T CODE, conducted a public hearing on August 11, 2015 for the purpose of reviewing this Ordinance and the need to continue said Ordinance prior to acting herein; and

**WHEREAS**, the City Council finds that the effect of Ordinance has been to promote the health, safety and welfare of the City since individuals under the age of 17 may be susceptible, due to their lack of maturity and experience, to individual or peer induced criminal or delinquent conduct and to be victims of adult perpetrators of crime; and,

**WHEREAS**, the City has an obligation: to provide for the protection of minors from each other and from adult persons; for the enforcement of parental control over minors; for the protection of the general public; and, for the reduction of the incidence of juvenile criminal or delinquent conduct; and

**WHEREAS**, a curfew for those under seventeen (17) years of age will be in the best interests of public safety for the citizens of the City and will diminish juvenile criminal or delinquent conduct; and

**WHEREAS**, the City is authorized to enact a juvenile curfew ordinance pursuant to §341.905, TEX. LOCAL GOV’T CODE.

**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. REAUTHORIZATION AND ADOPTION

The governing body of the City does hereby find that a juvenile curfew , based on public review and hearing, is needed and necessary to address public safety issues within the City and should be continued, and therefore:

1. Does hereby reauthorize and continue Article 7.700 “*TEENAGE CURFEW*”, Chapter 7, of the Willow Park Municipal Code of Ordinances; and
2. Does hereby separately and independently of the reauthorization, herein adopt and approve for all purposes, the verbiage of Article 7.700 “*TEENAGE CURFEW*” as set forth in Ordinance 367-94 and adopts the same as Article 7.700, Chapter 7 of the Municipal Code of Ordinances of the City.

SECTION 3. PUBLICATION

The City Secretary is hereby directed to publish the caption of this ordinance in a newspaper of general circulation.

SECTION 4. 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.

SECTION 5. SEVERABILITY

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. EFFECTIVE DATE

This Ordinance shall take effect from and after the date of its publication.

PASSED AND ADOPTED this 11<sup>th</sup> day of August, 2015.

/s/ \_\_\_\_\_  
Mayor

ATTEST:

/s/ \_\_\_\_\_  
City Secretary/Clerk

APPROVED AS TO FORM:

/s/ \_\_\_\_\_  
City Attorney

The Willow Park City Council in acting on Ordinance No. 07-15 did on the 11<sup>th</sup> day of August, 2015, vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Richard Neverdousky, Mayor	_____	_____
Brian Thornburg, Place 1	_____	_____
Gene Martin, Place 2	_____	_____
Greg Runnebaum, Place 3	_____	_____
James E. Mullins, Place 4	_____	_____
Tim Griffiths, Place 5	_____	_____