

## CITY OF SEVEN POINTS, TEXAS

### ORDINANCE NO. 316

**AN ORDINANCE OF THE CITY OF SEVEN POINTS, TEXAS REGULATING AND SETTING OF HOURS FOR THE USE AND OCCUPANCY OF THE CITY PARK(S) IN THE CITY OF SEVEN POINTS, TEXAS. PROVIDING FOR A PENALTY AS PROVIDED FOR IN CHAPTER 1, SECTION 5 OF THE CODE OF ORDINANCES FOR VIOLATIONS; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT; PROVIDING FOR A SEVERABILITY/SAVING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEVEN POINT, TEXAS:**  
The purpose of this ordinance is to protect the health and welfare of the people of the City of Seven Points, Texas.

#### **Park Hours**

(a) Whereby, it is unlawful for a person to remain, walk, wander, stroll or play on, in or about any public park owned by the city between the hours of 8:00 pm and 8:00 am. The hour restrictions shall not apply to any individual participating in an activity sponsored or approved by the City of Seven Points, secretary or mayor or city council. Such approval shall be made prior to such event.

(b) No arrest shall be made or citation issued for a violation of this section without the law enforcement officer first informing the person that he is on, in, or about a park during prohibited hours and affording the person an opportunity to leave the park.

(c) Parents of minors shall be held responsible and accountable for any minor violating this ordinance and/or any damages incurred.

#### **Definitions**

Parent—means a person who is:

- (a) a natural or adoptive parent of a minor
- (b) a court-appointed guardian of a minor; or
- (c) at least eighteen (18) years of age and authorized by a parent or court appointed guardian to have the care and custody of a minor.

Minor- Means any person seventeen (17) and under.

#### **Penalty**

Whenever in this code or in any ordinance of the city, an act is prohibited or declared to be unlawful or an offense of a misdemeanor, or whenever in such code or ordinance the doing of an act is required or the failure to do an act is declared to be unlawful, an not specific penalty is provided therefor, the isolation of any such provision of this code or any such ordinance shall be punished by a fine not to exceed five hundred dollars (\$500.00).

**Severability Clause/Saving Clause**

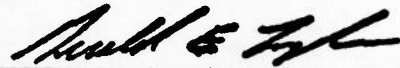
It is hereby declared to be the intention of the city council of the City of Seven Points, Texas, that the sections, paragraphs, sentences, clauses and phrases of this chapter are severable; and, if any phrase, clause, sentence, paragraph of this chapter shall be declared unconstitutional or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or section of this chapter since the same would have been enacted by the city commission without the incorporation in this chapter of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

**Effective Date**

This Ordinance shall become effective on the date of its signing.

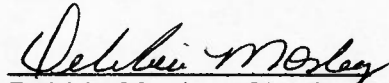
PASSED AND APPROVED THIS THE 13<sup>TH</sup> DAY OF December, 2005

Approved:



Gerald Taylor, Mayor

Attest:



Debbie Mosley, City Secretary

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Ron Stutes, City Attorney