

ORDINANCE NO. 1958

AN ORDINANCE CONTINUING IN EFFECT ORDINANCE NO. 1144, ADOPTED ON JULY 12, 1994, AND CODIFIED AS SECTION 50-27, ENTITLED "CURFEW HOURS FOR MINORS" OF THE CODE OF ORDINANCES OF THE CITY OF EULESS, TEXAS; REFLECTING COMPLIANCE WITH ALL REQUIREMENTS OF STATE LAW; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Euless, Texas, after study, heretofore enacted Euless Ordinance No. 1144 on July 12, 1994, adding to the Euless Code of Ordinances Section 50-27, imposing curfew hours for minors as defined therein, and providing certain exceptions, rules and regulations for the enforcement thereof; and

WHEREAS, the Euless City Council enacted Ordinance No. 1229 on May 27, 1997, Ordinance No. 1425 on May 9, 2000, Ordinance No. 1592 on May 13, 2003, and Ordinance No. 1727 on March 28, 2006, Ordinance No. 1843 on June 23, 2009, reenacting and continuing in effect the provisions of said juvenile curfew ordinance; and

WHEREAS, Section 370.002 of the Texas Local Government Code requires that such an ordinance be reexamined before the third anniversary of the date of adoption of a juvenile curfew ordinance and every third year thereafter, to determine whether such provisions should be continued in effect, modified or abolished; and

WHEREAS, the City Council of the City of Euless, Texas, has conducted a review of its curfew ordinance's effect on the community and on the problems the ordinance was intended to remedy; and

WHEREAS, the Euless City Council has conducted a public hearing on the need to continue in effect the Euless juvenile curfew ordinance; and

WHEREAS, based on its review of the ordinance's effects on the community and on the problems the ordinance was intended to remedy, and based on input obtained at the public hearing, the Euless City Council now finds and determines that the current juvenile curfew ordinance provisions in effect within the City should be continued in effect without modification.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EULESS, TEXAS:

SECTION 1

That Ordinance No. 1144, adopted on July 12, 1994, and codified as Sec. 50-27 of the Euless Code of Ordinances, as amended, and as continued by Ordinance No. 1229 adopted on May 27, 1997, Ordinance No. 1425 adopted on May 9, 2000, Ordinance No. 1592 adopted on May 13, 2003, and Ordinance No. 1727 adopted on March 28, 2006, Ordinance No. 1843 adopted on June 23, 2009, entitled "Curfew hours

for minors" be and the same is hereby continued in effect within the corporate limits of the City of Euless, Texas.

SECTION 2

Severability Clause. That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared invalid or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such invalidity or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such invalid or unconstitutional phrase, clause, sentence, paragraph or section.

SECTION 3

Saving Clause. That Chapter 50 of the Code of Ordinances, City of Euless, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 4

Effective Date. This ordinance shall be in full force and effect from and after its passage and publication as provided by the Euless City Charter and the laws of the State of Texas.

PRESENTED AND GIVEN FIRST AND FINAL READING AND APPROVED at a regular meeting of the Euless City Council on the 26th day of June 2012 by a vote of _____ ayes, _____ nays, and _____ abstentions.

APPROVED:

APPROVED AS TO FORM:

Mary Lib Saleh, Mayor

Wayne K. Olson, City Attorney

ATTEST:

Kim Sutter, TRMC, City Secretary