

ORDINANCE 230815-01
REPEALING ORDINANCE #210202-02 – CURFEW FOR MINORS

AN ORDINANCE REPEALING ORDINANCE #210202-02 CURFEW FOR MINORS; PROVIDING FOR THE FINDINGS OF FACT; SEVERABILITY CLAUSE; AND PROVIDING FOR WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS, the City Council of the City of Big Lake, Texas, (the Council) has recognized the requirement to repeal Ordinance #210202-02 to meet H.B. 1819-Juvenile Curfew requirements adopted by the State of Texas; and

WHEREAS, the rules, regulations and requirements established by ordinances may not be inconsistent with State law;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BIG LAKE, TEXAS, THAT:

SECTION 1.0. Findings of Fact. The City of Big Lake, Texas, will adhere to H.B. 1819-Juvenile Curfew, which states “prohibits a political subdivision from adopting or enforcing an order, ordinance, or other measure that imposes a curfew to regulate the movements or action of persons younger than 18 years of age, except for purposes of emergency management”


SECTION 2.0. Severability Clause. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 3.0. Effective Date. the City Council of the City of Big Lake, Texas, will repeal Ordinance #210202-02 effective September 1, 2023, as required by HB.1819-Juvenile Curfew and in accordance with the provisions of the Tex. Loc. Gov’t. Code.

SECTION 6.0 Opening Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place and purpose and said meeting was given as required by the Open Meetings Act.

PASSED AND APPROVED this the 15th day of August, 2023.

PASSED, APPROVED AND ADOPTED on this 12th day of September, 2023.



David Melms – Mayor

ATTEST:


Sheri Benson – City Administrator

