

ORDINANCE O-13-2026

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JACKSBORO, TEXAS, AMENDING CHAPTER 10. STREETS, PARKS AND OTHER PUBLIC WAYS AND PLACES , ARTICLE 10.02 PARKS AND RECREATION, DIVISION 2 PERMITS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Jacksboro, as a Type A General Law Municipality, may adopt and establish certain regulations for the use and enjoyment of City streets, parks, and other public ways owned and maintained by the City of Jacksboro; and

WHEREAS, the City Council has determined that it is in the best interest of the health, safety and general welfare of the citizens of the City of Jacksboro to amend and extend the City’s rules and regulations; and

WHEREAS, Chapter 10. Streets, Parks and Other Public Ways and Places, documents the various permits required for the use and exclusive enjoyment of City owned and operated streets, parks and other public ways in the following divisions:

CHAPTER 10. , ART 10.02, DIVISION 2. PERMITS

WHEREAS, the City Council has determined that it is in the best interest of the health, safety and general welfare of the public to amend Chapter 10. of the Code of Ordinances and establish a permitting process and procedure to supervise and permit, under certain conditions, the use of a City owned and maintained property for commercial activities; and

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

SECTION 1. All of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this ordinance as if copied in their entirety.

SECTION 2. Chapter 10. Streets, Parks and Other Public Ways and Places of the City of Jacksboro Code of Ordinances is hereby amended relative to Division 2. Permits, as set forth in the attached “Attachment A”.

SECTION 3. REPEALING CLAUSE. All provisions of the Code of Ordinances of the City of Jacksboro, Texas, in conflict with the provisions of this Ordinance, be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this Ordinance shall remain in full force and affect.

SECTION 4. SEVERABILITY. It is declared to be the intent of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance is declared invalid by the judgment or decree of a court of competent jurisdiction, the invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance since the City Council would have enacted them without the invalid portion.

SECTION 5. EFFECTIVE DATE. This Ordinance shall become effective and be in full force and effect from and after the date of its passage.

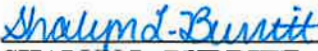
PASSED, APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF JACKSBORO, TEXAS, THIS THE 27TH DAY OF APRIL, 2026.

CITY OF JACKSBORO




ALTON MORRIS
MAYOR

ATTEST:



SHALYN L. BURRITT
CITY SECRETARY

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Attachment A

ARTICLE 10.02 PARKS AND RECREATION

DIVISION 2 Permits

§ 10.02.031. Permit required for certain activities.

In addition to any other provision of this article that requires the obtaining of a permit prior to engaging in a given activity, no person in a park shall conduct, operate, present, manage or take part in any of the following activities unless a permit is obtained prior to the start of the activity, with the exception of activities sponsored or co-sponsored by the ~~parcs and recreation department~~ **City of Jacksboro**:

- (1) Any exhibit, dramatic performance, play, motion picture, radio, or television broadcast, fair, circus, musical event or any similar activity.
- (2) Any public meeting, assembly, parade, ceremony, address, speech, political meeting, or any other gathering composed of 500 or more persons.
- (3) Any use of a park facility by a group of persons to the exclusion of others.
- (4) Any use involving amplified sound.
- (5) **Any use of a City owned park, street or facility to promote anything for sale or barter, conduct any amusement, recreational activity, sports event, fundraiser, or other business for which any participation or admission fee is charged or revenue is otherwise derived.**

(1984 Code, sec. 15-3; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.15; **Ordinance O-13-2026 adopted 4/27/2026**)

§ 10.02.032. Application for permit; contents.

- (a) A person seeking the issuance of a permit to carry on an activity in a park shall file an application with the ~~supervisor of the parks and recreation department~~ **the City Manager or his or her designee** not less than seven days nor more than 365 days before the date of the proposed use or activity.
- (b) The application shall state:
 - (1) The name, address and telephone number of the person and organization, ~~and its— officers,~~ applying for the permit.
 - (2) If the use or activity is to be conducted for, on behalf of, or by any person other than the applicant, the name, address, and telephone number of that person.
 - (3) The exact nature of the use or activity for which the permit is being sought.
 - (4) The day and hours for which the permit is desired.
 - (5) The park, ~~and the~~ portion of the **park, facility and/or street** desired to be used to carry out the proposed use or activity.
 - (6) An estimate of the anticipated attendance.

~~(7) Any other information that the supervisor finds to be reasonably necessary in order to determine whether to issue a permit.~~

(7) The admission fee that is being charged by the organization.

(8) A copy of liability insurance from the organization seeking a permit.

(1984 Code, sec. 15-4; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.16; Ordinance O-13-2026 adopted 4/27/2026; **Ordinance O-13-2026 adopted 4/27/2026**)

§ 10.02.033. Criteria for granting permit.

The ~~supervisor~~ **City Manager or his or her designee** shall consider the application and grant the permit if it is found that the activity or use will satisfy the following criteria:

- (1) The proposed activity or use of the park will not unreasonably interfere with or detract from the general public's use and enjoyment of the park.
- (2) The proposed activity or use of the park will not create an unreasonable risk of damage or destruction of public park property.
- (3) The proposed activity or use of the park will not create an unreasonable risk of injury to the participants of the activity or any other person, or the public generally.
- (4) Adequate provision has been made for supervision and security of the activity or use of the park.
- (5) The facilities desired have not been reserved for another activity or use at the day and time requested in the application.
- (6) The application does not contain any false or misleading information, and no required information is omitted.
- (7) The activity or use will not violate any federal, state or local law.

(1984 Code, sec. 15-5; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.17; **Ordinance O-13-2026 adopted 4/27/2026**)§ 10.02.034.
Conditions on granting permits.

The ~~supervisor~~ **City Manager or his or her designee** may impose reasonable conditions or restrictions on the granting of a permit, including but not limited to any of the following:

- (1) Restrictions on fires, fireworks, amplified sound, ~~dancing~~, sports, use of animals, equipment or vehicles, the number of persons to be present, the location of any bandstand or stage, or such other restrictions as may be reasonable considering the intended use or activity, its effect on the general public use and enjoyment of park property, and the possible injury or damage to persons or property.
- (2) A requirement that the applicant post a reasonable deposit of security for the repair of any damage to park property or the cost of cleanup, or both.
- (3) A requirement that the applicant pay a reasonable fee to defray the cost of furnishing adequate ~~security forces~~ **law enforcement** by the city at the proposed use or activity if required.

(4) A requirement that the permittee furnish additional sanitary and refuse facilities that might be reasonably necessary based on the use or activity for which the permit is being sought. (1984 Code, sec. 15-6; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.18; **Ordinance O-13-2026 adopted 4/27/2026**)

§ 10.02.035. Transfer.

Permits shall not be transferable without the written consent of the **supervisor City Manager or his or her designee.**

(1984 Code, sec. 15-7; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.19; **Ordinance O-13-2026 adopted 4/27/2026**)

§ 10.02.036. Notice of decision; appeals.

Within seven days after submission of an application, the **supervisor City Manager or his or her designee** shall inform an applicant in writing of his or her approval or reasons for refusing a permit or of any conditions attached to the issuance of a permit, and any aggrieved person shall have the right to appeal in writing within six days to the city council, which shall consider the application.

(1984 Code, sec. 15-8; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.20; **Ordinance O-13-2026 adopted 4/27/2026**)

§ 10.02.037. Permittee bound by rules and regulations.

A permittee shall be bound by all park rules and regulations and all applicable ordinances as fully as though the same were inserted in his or her permit.

(1984 Code, sec. 15-9; Ordinance O-12-16 adopted 10/24/2016; Ordinance O-28-2021 adopted 12/13/2021; 1997 Code, sec. 95.21)

§ 10.02.038. through § 10.02.060. (Reserved)