

ORDINANCE NO. \_\_ - \_\_\_\_\_

AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, AUTHORIZING USE OF ANY PUBLICLY OR PRIVATELY OWNED RESOURCE NECESSITATED BY REASON OF HURRICANE \_\_\_\_\_; PROVING FOR A PENALTY FOR VIOLATION; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT AND PROVIDING FOR AN EFFECTIVE DATE.

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WHEREAS, Galveston Island was severely damaged by Hurricane \_\_\_\_\_;  
and

WHEREAS, the need exists to use all resources possible to maintain safety of residents and to aid law enforcement and safety operations in the affected area; and

WHEREAS, maximization of the efficiency of safety operations may depend upon use of private or public resources not owned by the City of Galveston;

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

SECTION 1. The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. Any authorized personnel designated by the City Council or the Mayor as allowed by Charter of the City of Galveston shall have the right to use any publicly or privately owned resource, with or without payment to the owner, for use in safety operations or law enforcement.

SECTION 3. The Mayor or City Council hereby designates the following as authorized personnel:

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SECTION 4. It shall be unlawful for any person or entity to limit or deny access to any authorized personnel of the City of Galveston to use a resource owned by the person or entity.

SECTION 5. Any person or entity who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined in a penal sum not to exceed \$1,000.00.

SECTION 6. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

SECTION 7. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 8. In accordance with the provisions of Sections 12 and 13 of Article II of the City Charter, this Ordinance has been publicly available in the office of the City Secretary for not less than 72 hours prior to its adoption; that this Ordinance may be read and published by descriptive caption only.

SECTION 9. This Ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Galveston.

APPROVED AS TO FORM:

\_\_\_\_\_  
CITY ATTORNEY'S OFFICE

I, BARBARA LAWRENCE, Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at its regular meeting held on the \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this \_\_\_\_ day of \_\_\_\_\_, 200\_\_.

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Secretary for the City Council  
of the City of Galveston