

ORDINANCE __--____

AN ORDINANCE SETTING A CURFEW BETWEEN THE HOURS OF 10 P.M. AND 6A.M. NECESSITATEDBY REASON OF HURRICANE _____; PROVIDING FOR PARTIAL OR TOTAL LIFTING OF THE CURFEW BY ORDER OF THE MAYOR; PROVIDING A PENALTY FOR VIOLATION; PROVIDING FOR FINDINGS OF FACT, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Galveston Island anticipates damage by _____, and many businesses and residences exposed to vandalism and the natural elements, thus necessitating immediate protection against further loss;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GALVESTON, 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. It shall be unlawful for any person, without proper authority, to be upon the public streets or rights-of-way within the City of Galveston between the hours of _____ and _____ the next morning.

SECTION 3. This curfew and the hours of this curfew may be altered, changed, or lifted, by order of the Mayor, or his designee, at any time, but said curfew shall remain in effect until such order is made.

SECTION 4. Any person 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 5. 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 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, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such invalid phrase, clause, sentence, paragraph or section.

SECTION 6. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 7. 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 8. 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 _____, _____.

Secretary for the City Council
of the City of Galveston