

ORDINANCE ____ - _____

AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, AUTHORIZING REMOVEAL OF DEBRIS FROM ANY PUBLICLY OR PRIVATELY OWNED PROPERTY NECESSITATED BY REASON OF HURRICANE _____; PROVIDING FOR A PENALTY FOR VIOLATION; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Galveston Island was severely damaged by Hurricane _____; and

WHEREAS, the need exists to remove debris from public and privately owned property to aid law enforcement and safety operations in the affected area;

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. Any authorized personnel of the City of Galveston shall have the right to remove debris from any publicly or privately owned land or water, with or without permission of the owner, to aid in safety operations or law enforcement.

SECTION 3. It shall be unlawful for any person or entity to limit or deny access to any authorized personnel of the City of Galveston to remove debris from property owned by the person or entity.

SECTION 4. 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 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,

it 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.

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 All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.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

SUSIE GREEN
CITY ATTORNEY

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 of the City of Galveston at its regular meeting held on the _____ day of _____, 20____, 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 _____, 20____.

Secretary for the City Council
Of the City of Galveston