

ORDINANCE NUMBER _____

ORDINANCE AMENDING THE CITY CODE OF ORDINANCES BY REPEALING CHAPTER 66, DIVISION 2. CURFEW; REPEALING ANY CONFLICTING ORDINANCES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, HB 1819 adopted in the 2023 legislative session prohibits municipalities from enforcing a curfew on individuals age 18 or younger.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BAY CITY, TEXAS:

Section 1. That the Code of Ordinances of the City of Bay City, Texas be, and the same is, hereby amended by repealing Chapter 66, Division 2. Curfew, of the Code of Ordinances.

Section 2: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3: The City Secretary shall publish the caption or a descriptive title of this ordinance one time within 10 days after final passage of the ordinance in a newspaper of general circulation in the City of Bay City.

Section 4: That if any provision of this ordinance, or the application thereof to any person or circumstances, shall be held invalid or unconstitutional by a court of competent jurisdiction, such invalidity shall not affect the other provisions, or application thereof, of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

Section 5: That the provisions of this ordinance shall become effective 10 days after final passage and approval by the City Council of the City of Bay City, Texas.

PASSED AND APPROVED on this ____ day of _____, 2023.

Robert K. Nelson, Mayor
City of Bay City, Texas

ATTEST:

APPROVED AS TO FORM:

Jeanna Thompson, City Secretary
Lillie Norris, Deputy City Secretary
City of Bay City, Texas

Anne Marie Odefey, City Attorney

COUNCIL MEMBER	VOTED AYE	VOTED NO	ABSENT
James Folse	_____	_____	_____
Ben Flores	_____	_____	_____
Brad Westmoreland	_____	_____	_____
Becca Sitz	_____	_____	_____
Blayne Finlay	_____	_____	_____
Robert K. Nelson Mayor	_____	_____	_____

Robert K. Nelson, Mayor
City of Bay City, Texas