

ORDINANCE NO. 728

AN ORDINANCE OF THE CITY OF MANOR, TEXAS, TO REPEAL ORDINANCE NUMBER 119-A AND ANY AMENDMENTS THERETO AND ALL JUVENILE CURFEW OFFENSES LISTED IN CHAPTER 8 OFFENSES AND NUISANCES, ARTICLE 8.02 MINORS, DIVISION 2 CURFEW; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; PROVIDING AN OPEN MEETINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, in the 2023 session, the Texas legislature passed H.B. 1819 which repealed municipal authority to enforce juvenile curfew laws; and

WHEREAS, the City of Manor currently has juvenile curfew laws in Chapter 8 Offenses and Nuisances; and

WHEREAS, the City Council desires to amend City ordinances to reflect current laws and remove any juvenile curfew laws that may no longer be enforceable.

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

Section 1. Findings. The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact.

Section 2. Repeal of Juvenile Curfew Laws. Ordinance Number 119-A, adopted June 21, 1995, as well as any and all amendments thereto, and any other ordinances which created juvenile curfew laws currently found in Chapter 8 Offenses and Nuisances, Article 8.02 Minors, Division 2 Curfew, are hereby repealed and will no longer be enforced within the City.

Section 4. Conflicting Ordinances. All ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 5. Severability. If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the 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 6. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

Section 7. **Effective Date.** This Ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Texas Local Government Code.

PASSED AND APPROVED this 6th day of December 2023.

THE CITY OF MANOR, TEXAS

Dr. Christopher Harvey, Mayor

ATTEST:

Lluvia T. Almaraz, City Secretary

APPROVED AS TO FORM:

By: _____
Veronica Rivera,
Assistant City Attorney