

City Council Meeting Agenda Item Data Sheet

Meeting Date: March 21, 2022

Topic:

Adopt, on First Reading, Ordinance No. 2022-02, an Ordinance of the City of Tomball, Texas, Continuing the City's Juvenile Curfew Ordinance; and Making Other Findings and Provisions Related Thereto

Background:

The curfew ordinance must be readopted every three (3) years. The City is required to hold public hearings before adopting a new ordinance [L.G.C., Section 370.002(2)]:

“§ 370.002. REVIEW OF JUVENILE CURFEW ORDER OR ORDINANCE.

(a) Before the third anniversary of the date of adoption of a juvenile curfew ordinance by a general-law municipality or a home-rule municipality or an order of a county commissioners court, and every third year hereafter, the governing body of the general-law municipality or home-rule municipality or the commissioners court of the county shall:

- (1) review the ordinance or order's effects on the community and on problems the ordinance or order was intended to remedy;
- (2) conduct public hearings on the need to continue the ordinance or order; and
- (3) abolish, continue, or modify the ordinance or order.

(b) Failure to act in accordance with Subsections (a)(1)-(3) shall cause the ordinance or order to expire."

Public hearings were held on March 7 and March 21, 2022 regarding the effectiveness and the need to continue the ordinance. This will be the first reading of the ordinance.

Ordinance No. 2019-04 was adopted on April 1, 2019; the new ordinance must be adopted within the three-year timeframe. The adoptive date (second reading) of Ordinance No. 2022-02 will be April 4, 2022.

The requirements under LGC, Sec. 370.002, regarding the adoption/re-adoption of juvenile curfew ordinances, have not been amended as of today's date.

Origination: Chief of Police, City Secretary

Recommendation:

Adopt Ordinance No. 2022-02 on First Reading

Party(ies) responsible for placing this item on agenda:

Doris Speer, City Secretary

Signed	Doris Speer	3-16-2022	Approved by	
	Staff Member	Date		
			City Manager	Date