

ORDINANCE NO. 2012-3

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS PERTAINING TO HORSES AND OR MOTOR VEHICLES IN CITY PARK.

WHEREAS, THE CITY OF CUMBY, TEXAS (THE CITY) RECOGNIZES THAT PUBLIC SAFETY IS PARAMOUNT: AND

WHEREAS, THE CITY SEEKS TO ADOPT AN ORDINANCE PERTAINING TO HORSES AND MOTORIZED VEHICLES IN THE CITY PARK

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

SECTION 1: THE CITY COUNCIL HEREBY APPROVES AND ADOPTS THIS ORDINANCE AS DESCRIBED HEREIN.

SECTION 2: A PERSON COMMITS AN OFFENSE BY ANY OF THE FOLLOWING ACTIONS:

- (A) A PERSON MAY NOT KNOWINGLY RIDE OR LEAD A HORSE ON CITY PROPERTY KNOWN AS THE CITY PARK OR OPERATE OR ALLOW THE OPERATION OF A MOTORIZED VEHICLE IN THE CITY PARK.
- (B) A PERSON COMMITS A SEPARATE OFFENSE EACH DAY THAT THE PERSON PERFORMS AN ACT PROHIBITED BY THIS SECTION.
- (C) THE MAYOR OR HIS DESIGNEE MAY GIVE PERMISSION FOR THE OPERATION OF MOTORIZED VEHICLES AND HORSE RIDING IN THE CITY PARK.
- (D) THIS ORDINANCE DOES NOT APPLY TO PERSONS IN THE NEED OF A MOTORIZED WHEEL CHAIR.

SECTION 3. AN OFFENSE UNDER THIS ORDINANCE IS A CLASS "C" MISDEMEANOR PUNISHABLE BY A FINE NOT TO EXCEED FIVE HUNDRED DOLLARS (\$500.00).

SECTION 4. SHOULD ANY PARAGRAPH, SENTENCE, CLAUSE, PHRASE OR WORD OF THIS ORDINANCE BE DELARED UNCONSTITUTIONAL OF INVALID FOR ANY REASON, THE REMAINDED OF THIS ORDINANCE SHALL NOT BE AFFECTED.

SECTION 5. THIS ORDINANCE SHALL SUPERSEDE ANY PRIOR ORDINANCE IN CONFLICT HEREWITH, AND SUCH PRIOR CONFLICTING ORDINANCE OR PARTS THEREOF ARE HEREBY REPEALED TO THE EXTENT THAT THEY CONFLICT WITH THIS ORDINANCE.

PASSED AND APPROVED THIS 5TH DAY OF JUNE, 2012.


MAYOR

ATTEST:


CITY SECRETARY

