

AN ORDINANCE REGULATING THE CONSUMPTION AND POSSESSION OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY AND PARKING AREAS FOR PERSONS OVER THE AGE OF 18 YEARS, REGULATING THE CONSUMPTION BY MINORS OF ALCOHOLIC BEVERAGES ON PUBLIC PROPERTY AND PARKING AREAS, PROVIDING A SAVINGS CLAUSE, PROVIDING A PENALTY, SPECIFICALLY REPEALING ALL OTHER ORDINANCES IN CONFLICT HEREWITH AND DECLARING AN EMERGENCY:

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF CUMBY, TEXAS:

SECTION 1. CONSUMPTION ON PUBLIC PROPERTY, PARKING AREAS -

- (a) Prohibited. It shall be unlawful for any person to consume any alcoholic beverage in and on any public property including any parking areas which are used generally by the public.
- (b) Penalty for violation. Any person convicted for the violation of this section shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00).

SECTION 2. POSSESSION ON PUBLIC PROPERTY, PARKING AREAS -

- (a) Restricted generally. It shall be unlawful for any person eighteen (18) years of age or older to possess any alcoholic beverage in and on any public property including any parking areas which are used generally by the public unless such alcoholic beverage is purchased at a place where the sale thereof is legal.
- (b) Unmarried minors. It shall be unlawful for any unmarried person under the age of eighteen (18) years to possess any alcoholic beverage in and on any public property including any parking areas which are used generally by the public unless such alcoholic beverage is purchased at a place where the sale thereof is legal.

SECTION 3. CONSUMPTION BY MINORS ON PUBLIC PROPERTY, PARKING AREAS -

It shall be unlawful for anyone under the age of eighteen (18) years to consume any alcoholic beverage in and on any public property including any parking areas which are used generally by the public.

SECTION 4. PENALTY FOR VIOLATION OF SECTIONS 2 AND 3 - Any person convicted for the violation of section 2 or 3 shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than two hundred dollars (\$200.00).

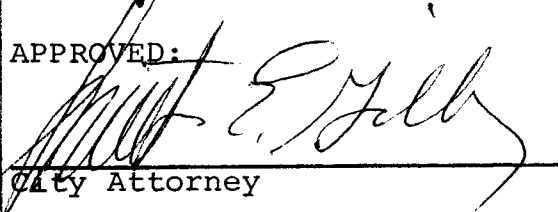
SECTION 5. SAVINGS CLAUSE - That if any section, part or provision of this ordinance is declared unconstitutional or invalid, then, in that event, it is expressly provided, and it is the intention of the City Commission in passing this ordinance, that other parts of this ordinance shall not be effected thereby and shall remain in full force and effect.

SECTION 6. REPEALING CLAUSE - All other ordinances and parts of ordinances in conflict with the terms of this ordinance are hereby expressly repealed.

SECTION 7. DECLARING AN EMERGENCY - Whereas, an emergency is apparent for the immediate preservation of order, health, safety, and general welfare therefore, it shall be effective from and after the date of its passage and publication as made and provided by law.

PASSED:

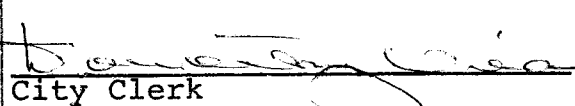
APPROVED:

  
\_\_\_\_\_  
City Attorney

APPROVED:

  
\_\_\_\_\_  
Mayor

ATTEST:

  
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City Clerk