

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF UNIVERSITY PARK, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF UNIVERSITY PARK BY AMENDING ARTICLE 1.09, DIVISION 2, "PARK RULES", PROHIBITING REGULATING BOATING AND SWIMMING IN THE CITY PARK SYSTEM; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY PARK, TEXAS:

SECTION 1. That Chapter 1, Article 1.09, of the Code of Ordinances, City of University Park, Texas, is hereby amended by amending Division 2 "Park Rules" in part by amending Section 1.09.034 to read as follows:

"Division 2. Park Rules

...

Sec. 1.09.034 Boating or swimming in streams prohibited

- (1) No person shall use or occupy any boat, tube, canoe, kayak or other flotation device, or use any remote-control or other toy in any fountain, creek, pond, lake, or stream in the City park system, unless such activity is specifically authorized and permitted by the Director as part of a City-sponsored event or for official City or maintenance operations;
- (2) No person shall swim or wade in any fountain, creek, pond, lake, or stream in the City park system.

..."

SECTION 2. All provisions of the ordinances of the City of University Park in conflict with the provisions of this ordinance are hereby repealed.

SECTION 3. The provisions of this ordinance are severable and should any such provision be declared unconstitutional or unenforceable, such declaration shall not affect any of the remaining provisions hereof or the Code of Ordinances as amended hereby.

SECTION 4. Any person violating any of the provisions of this ordinance or the Code of Ordinances as amended hereby, shall be deemed guilty of a misdemeanor and upon conviction in the

Municipal Court shall be subject to a fine not exceeding five hundred dollars (\$500.00) for each offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

DULY PASSED by the City Council of the City of University Park, Texas, on this ____ day of _____ 2017.

APPROVED:

OLIN B. LANE, MAYOR

APPROVED AS TO FORM:

ATTEST:

CITY ATTORNEY
(rld/5-16-17/86312)

CHRISTINE GREEN, CITY SECRETARY

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DULY ADOPTED by the City Council of University Park, Texas on the ____ day of _____ 2017.

APPROVED:

MAYOR

ATTEST:

CITY SECRETARY