

ORDINANCE NO. 80-1984

AN ORDINANCE AMENDING CHAPTER 20, "Offenses" BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Chapter 20, " Offenses" of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Two Hundred Dollars (\$200.00). Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Said ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper as provided by Section 19 of the Charter of the City of Abilene, Texas.

19 84. PASSED ON FIRST READING this 26 day of July, A.D.

PASSED ON SECOND AND FINAL READING this 9 day of August, A.D. 19 84.

ATTEST:

Patricia Patton
CITY SECRETARY

David Stubbeman
MAYOR

APPROVED:

K. H. Hamilton
CITY ATTORNEY

EXHIBIT "A"

Ordinance No. 80-1984

AMEND:

Chapter 20, "Offenses," Article IV, Drive-In Restaurants, Sec. 20-56, by deleting the entire section and substituting therefor the following: *

"Sec. 20-56. Prohibited acts.

The following acts or conduct of any person or persons entering any drive-in restaurant or premises are hereby declared to be unlawful, and any person found guilty of any such act shall be guilty of a misdemeanor.

- (a) To enter the premises of any drive-in restaurant with any motor vehicle of any description and park such vehicle and leave the premises (thereby leaving such vehicle unoccupied) without the consent of the owner or operator of such restaurant. A vehicle so parked may be impounded at the owner's expense.
- (b) To enter such premises in a motor vehicle of any kind and use such premises for racing, as a short cut to another street, as a turn around to proceed in either direction on the same street, or in any manner so as to annoy or endanger: 1) any person either on or off such premises, or 2) other motor vehicles lawfully on such premises.
- (c) For three (3) or more persons to congregate on the premises and linger or loiter at any location on the premises of any drive-in restaurant other than in the restaurant building or in a legally parked motor vehicle.
- (d) For any person or persons to commit any act which would injure, or obstruct, or disrupt, or interfere with the operator's lawful business. (Code 1965, § 13-32)"

-END-

*(For reference only, amended items are underlined)

Code Company do not underline when preparing supplement for code book