

AN ORDINANCE AMENDING CHAPTER 15, "LAKES", ARTICLE II, LAKE FORT PHANTOM HILL AND ARTICLE III, LAKE ABILENE AND LAKE KIRBY, OF THE ABILENE MUNICIPAL CODE, 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 15, "Lakes", Article II, Lake Fort Phantom Hill, 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 Chapter 15, "Lakes", Article III, Lake Abilene and Lake Kirby, 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 3: That if any provisions of any sections of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

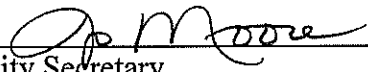
PART 4: That any persons, firm, or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not more than Five Hundred Dollars (\$500.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after publication in the newspaper, as provided by Section 19 of the Charter of the City of Abilene.

PART 1 OF EXHIBIT "A" PASSED ON FIRST READING this 14th day of December, A.D. 2000.

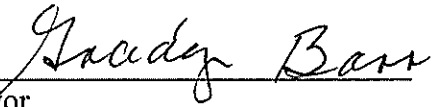
PART 2 OF EXHIBIT "A" PASSED ON FIRST READING this 9th day of November, A.D. 2000.

PART 1 AND PART 2 OF EXHIBIT "A" PASSED ON SECOND AND FINAL READING this 11th day of January, A.D. 2001.

ATTEST:



City Secretary



Mayor

APPROVED:



City Attorney

EXHIBIT "A"

PART 1

Amend Section 15-20.1, Placing motor vehicles or other obstructions upon Lake Fort Phantom prohibited by:

Deleting the word *stand* from the first sentence.

No person shall drive, ~~stand~~, park or otherwise place a motor vehicle, nor place any other obstruction, upon the bed of Lake Fort Phantom Hill, or within the high water line of said lake.

Nothing in this section shall be construed as prohibiting the operation of boats upon the water of said lake, nor the launching of boats at boat launching ramps at said lake through the use of a motor vehicle or through the use of other lawful means.

PART 2

Amend Section 15-73, Prohibited Areas, Lake Abilene and Lake Kirby

ADD:

(d) No person shall drive, park or otherwise place a motor vehicle, motorcycle, dirt bike, 4-wheeler or other wheeled-recreational vehicle, nor place any other obstruction, upon the bed of Lake Abilene or Lake Kirby.

(e) Nothing in this section shall be construed as prohibiting any use authorized by the City or the operation of water vessels (other than those listed in (c) above) upon the waters of said lakes nor the launching of water vessels at launching ramps at said lakes through the use of a motor vehicle or through the use of other lawful means.