

ORDINANCE NO. 66-2021

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE AMENDING CHAPTER 17, "MISCELLANEOUS PROVISIONS", ARTICLE III, "METAL RECYCLING ENTITIES AND PRECIOUS METAL BUYERS", SECTION 17-68, "PERMIT EXPIRATION" OF THE ABILENE MUNICIPAL CODE AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND CALLING FOR A PUBLIC HEARING.

WHEREAS, the current Metal Recycling Entities and Precious Metal Buyers ordinance currently only allows for a one year permit;

WHEREAS, several businesses who apply for this permit wish to have a longer option than one year.

WHEREAS, this amendment will provide the business the option for a one-year permit or a five-year permit, depending on the needs of the permit holder.

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

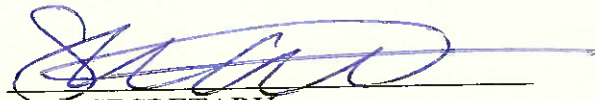
- PART 1:** That Chapter 17, "Miscellaneous Provisions", Article III, "Metal Recycling Entities and Precious Metal Buyers", Section 17-68, "Permit Expiration" of the Code of Ordinances, City of Abilene, Texas, is hereby amended as set out in Exhibit A, attached and made a part of this ordinance for all purposes.
- PART 2:** That if the provisions of any section, subsection, paragraph, subdivision or clause of this ordinance shall be adjudged invalid by a court of competent jurisdiction, such judgment shall not effect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this ordinance.
- PART 3:** That any person, firm, or corporation violating the provisions of this Ordinance, shall be deemed to have committed a misdemeanor, and upon conviction thereof shall be fined in accordance with Chapter 1 (Section 1-9) of this Code.
- PART 4:** 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.


PASSED ON FIRST READING this 18th day of November, 2021.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 28th day of November, 2021, the same being more than 24 hours prior to a public hearing being held in the Council Chamber of City Hall in Abilene, Texas, at 8:30 a.m. on the 2nd day of December, 2021, to permit the public to be heard. 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.

PASSED ON SECOND AND FINAL READING this 2nd day of December, 2021.

ATTEST:


CITY SECRETARY


MAYOR



APPROVED:

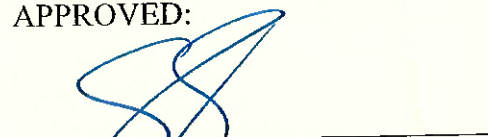

CITY ATTORNEY

EXHIBIT A

Sec. 17-68. Permit Expiration

Applicants may choose a one year option or a five year option. The one year option will be valid through December 31 of the year the permit is issued. The five year option will be valid through December 31 of the fifth year after the permit is issued. Both options will only be valid for the address for which they are issued and will become void if the location of the business is changed.

The fee for the five year permit is set at five-times the one year permit fee.