



ORDINANCE NO. 23-0815-06

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WHITEHOUSE, TEXAS REPEALING ORDINANCE 20-1110-01 (PASSED 11-10-20); PROVIDING SAVINGS AND SEVERABILITY CLAUSES; AND PROVIDING FOR AN EFFECTIVE DATE OF THIS ORDINANCE

WHEREAS, new legislation approved at the 88th Texas legislative session and signed by the governor prohibits municipalities from enacting or enforcing juvenile curfew ordinances, effective September 1, 2023.

WHEREAS it is necessary to repeal the City's juvenile curfew ordinance to be consistent with state law.

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

SECTION 1. Findings Incorporated

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2. Curfew Repealed

Ordinance 20-1110-01 as codified in the City of Whitehouse Code of Ordinances as Chapter 130 General Offenses, Section 130.03 Juvenile Curfew, is hereby repealed in its entirety.

SECTION 3: Savings Clause

All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

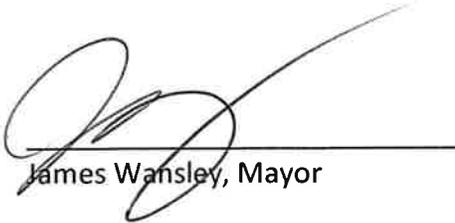
SECTION 4: Severability

Should any section, subsection, sentence, clause and/or phrase of this Ordinance be declared unconstitutional and/or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City hereby declares that it would have passed this Ordinance, and each section, subsection, clause and/or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and/or phrases be declared unconstitutional and/or invalid.

SECTION 5: Effective Date

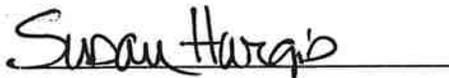
This Ordinance shall take effect after adoption on September 1, 2023.

PASSED, APPROVED, and ADOPTED on this 15th day of August 2023.



James Wansley, Mayor

ATTEST:



Susan Hargis, City Secretary