

ORDINANCE NO. 1931

AN ORDINANCE OF THE CITY OF MESQUITE, AMENDING THE CODE OF THE CITY OF MESQUITE BY REGULATING THE HOURS OF USE OF CITY PARKS; BY DEFINING CERTAIN TERMS; BY PROHIBITING USE OF CITY PARKS CONTRARY HERETO; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00); BY PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, it is impractical to properly preserve and maintain the City Park system without regulation of hours of use thereof.

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

SECTION 1. That the Code of the City of Mesquite is hereby amended as follows, in all other respects to remain in full force and effect:

There is hereby added a new Section 13-18.2 entitled "Hours of Operation of City Parks" as follows:

Section 13-18.2 - Hours of Operation of City Parks

In order to properly preserve and maintain the City Parks of the City of Mesquite, the following schedule of hours is adopted for use of City parks of the City by members of the public:

<u>USE</u>	<u>HOURS</u>
Organized Athletic Events	Until the scheduled event is concluded
Jogging exercise	All hours
All other uses	6:00 a.m. to 11:00 p.m.

SECTION 2. Definitions: For the purpose of this ordinance, the following terms are defined as follows:

(a) members of the public shall include all users of the City Park System other than those engaged in park maintenance and construction under authority of the City of Mesquite and persons engaged in police activity.

(b) Organized Athletic Event: A game, sport, or other activity whereby permission has been obtained by a person, group or organization to conduct such activity under rules and regulations of the City Park Department.

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(c) City Park: Any portion of the City Park System which has been dedicated for park purposes including walks, drives, roads and parking facilities within and adjacent to park facilities if dedicated for park purposes.

SECTION 3. Use of a City Park or presence therein or upon contrary to the hours established herein or as shall, from time to time be established by ordinance by the City Council is hereby prohibited.

SECTION 4. That any person violating any of the provisions of this ordinance shall be deemed guilty of a Class C Misdemeanor and upon conviction therefor, shall be subject to a fine not to exceed two hundred dollars (\$200.00) for each offense.

SECTION 5. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

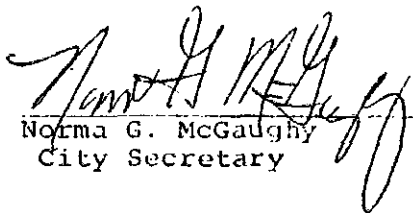
SECTION 6. The fact that the ordinances of the City of Mesquite do not adequately regulate the hours of use of City Parks creates an urgency and emergency and requires that this ordinance shall take effect immediately from and after its passage and publication as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 19th day of September, A.D., 1983.


MRS. BRUNHILDE NYSTROM
MAYOR

ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughey
City Secretary

Elland Archer
City Attorney