

ORDINANCE NO. 035-89

AN ORDINANCE PROHIBITING THE SHOOTING,
FIRING, OR DISCHARGING OF WEAPONS AND
FIREARMS WITHIN THE CORPORATE LIMITS
OF HACKBERRY, TEXAS. PROVIDING FOR
SEVERABILITY, PENALTY, EMERGENCY CLAUSE,
AND EFFECTIVE DATE.

WHEREAS, the existing ordinance of the Town of Hackberry, Texas, regulating the discharge of firearms within the corporate limits is not adequate and in need of revision;
and

WHEREAS, it is deemed desirable and necessary to reduce in every way possible all unnecessary loss of life and property;
and

WHEREAS, in the course of protecting the health and welfare of citizens and of the public in general, it is incumbent upon the governing body of the Town of Hackberry, Texas, to prescribe rules and regulations pertaining to the willful discharge of firearms or weapons within the corporate limits of the Town of Hackberry, Texas;

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE TOWN OF HACKBERRY, DENTON COUNTY, TEXAS:

SECTION I WEAPONS AND FIREARMS

It shall be unlawful for any person to shoot, fire, or discharge any gun, pistol, or firearm of any kind or to discharge any air rifle or air pistol of any description whatever by whatever name known either by means of compressed air, compressed gas, pumps, or any other means capable of discharging shots, pellets, or any solid object.

SECTION II SEVERABILITY

It is hereby declared to be the intention of the Board of Aldermen that the sections, paragraphs, sentences, clauses, and phrases, of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section shall be declared unconstitutional or invalid by the valid judgement or decree of any court of competent jurisdiction. Such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or section of the Ordinance, since the same would have been enacted by the Board of Aldermen without the incorporation in this Ordinance of unconstitutional or invalid phrases, clauses, sentences, paragraphs, or sections.

SECTION III PENALTY

Any person who shall violate any of the provisions of this Ordinance or shall fail to comply therewith or with any of the requirements thereof, shall be deemed guilty of a misdemeanor, punishable by a fine of not less than twenty five dollars (\$25.00) nor more than one hundred dollars (\$100.00) for the first day's violation and a fine of not less than one dollar (\$1.00) nor more than one hundred dollars (\$100.00) for each day's violation thereafter, each day constituting a separate offense.

SECTION IV EMERGENCY

The fact that the Town is in immediate need of the relief afforded by the provisions of this Ordinance creates an emergency and imperative public necessity requiring and demanding that any and all rules requiring Ordinance to be read and repassed at more than one (1) meeting be suspended, and that this Ordinance take effect immediately upon its passage.

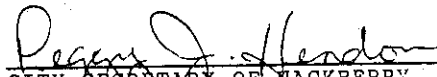
SECTION V EFFECTIVE DATE

This Ordinance shall take effect immediately upon its being read and passed at one (1) regular Board of Aldermen meeting; and its being published one (1) time in the Town's designated newspaper, The Frisco Enterprise; and it is so ordained by the Board of Aldermen of the Town of Hackberry, Denton County, Texas.

PASSED AND APPROVED THIS THE 27th DAY OF March, 1989.


MAYOR OF HACKBERRY, TEXAS

ATTEST:


CITY SECRETARY OF HACKBERRY, TEXAS