

ORDINANCE NO. 11989

WHEREAS, it has come to the attention of the City Council of the City of Caney City, Texas that within the territorial confines of the City of Caney City, Texas, in and around the public streets, sidewalks and crosswalks of the City of Caney City, Texas, and in and around the private property within the territorial confines of the City of Caney City, Texas, the public congregate at all hours of the day and night and particularly between the hours of 10:00 o'clock p.m. and 6:00 o'clock a.m. in a manner that is reasonably likely to disturb, annoy, or frighten persons of ordinary sensibilities and without the permission of the City of Caney City, Texas or the owners of such private property;

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, the City Council of the City of Caney City, Texas finds that the above recited conditions and circumstances constitute an impediment and danger to the health, safety, and public welfare of the citizens of the City of Caney City, Texas and that such circumstances and conditions constitute an emergency requiring the enactment of the following ordinance:

AN ORDINANCE

AN ORDINANCE MAKING IT UNLAWFUL FOR ANY PERSON WITHIN THE CORPORATE LIMITS OF THE CITY OF CANEY CITY, TEXAS, TO STAND OR LOITER ON OR ALONG ANY STREET, SIDEWALK, CROSSWALK, OR AROUND THE ENTRANCE OF PUBLIC HALLS OR PUBLIC BUILDINGS, OR ON ANY STREET, ALLEY, PARK OR OTHER PUBLIC OR PRIVATE PROPERTY WITHOUT PERMISSION, IN SUCH A MANNER AS TO BE REASONABLY LIKELY TO DISTURB, ANNOY, OR FRIGHTEN PERSONS THEREBY AND FAIL TO VACATE SUCH PLACE WHEN ORDERED TO DO SO BY THE OWNER OR PERSON IN LAWFUL POSSESSION THEREOF.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CANEY CITY, TEXAS, THAT:

1. No person shall stand, sit or loiter on or along any street, sidewalk or crosswalk, or occupy the same so as in any manner to obstruct the use thereof, or to hinder or molest or annoy persons in passing along or over the same, or obstruct or stand or loiter around the entrance of public halls or public buildings.

2. No persons shall stand, sit, or loiter (1) in or on any street, alley, park or other public property under such circumstances and in such manner as would be reasonably likely to disturb, annoy or frighten persons of ordinary sensibilities, whether or not any person be actually disturbed, annoyed or frightened thereby; or (2) in or on any private property, without the permission of the owner or person in lawful possession thereof, under such circumstances and in such manner as would be reasonably likely to disturb,

annoy, or frighten persons thereby or (3) in or on any street, alley, park, or other public property, in any manner, after being directed or requested by a police officer to move on; or (4) in or on any private property in any manner, after having been directed or requested to leave by the owner or person in lawful possession thereof.

Any persons found violating any provision of this ordinance shall be subject to arrest with or without warrant.

Any person convicted of a violation of this ordinance shall be fined not less than TEN nor more than ONE HUNDRED DOLLARS.

PASSED AND APPROVED, this 9 day of Nov, 1989.

APPROVED:

Joe Baron
MAYOR OF CANEY CITY, TEXAS

ATTEST:

Anne Lemley
City Secretary