

ORDINANCE 12-02-03

AN ORDINANCE OF THE CITY OF ENNIS, TEXAS, AUTHORIZING ENFORCEMENT OF THE CODE OF ORDINANCES AND OTHER CODES AND ORDINANCES OF THE CITY OF ENNIS, TEXAS BY ANY DESIGNATED CODE ENFORCEMENT OFFICER, INSPECTOR OR LICENSED PEACE OFFICER OF THE CITY BY THE ISSUANCE OF CITATIONS; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Commission of the City of Ennis, Texas desires to enact an ordinance which authorizes Code Enforcement Officers, Inspectors and Licensed Peace Officers to issue citations to provide for the enforcement of the Code of Ordinances and other Codes and Ordinances of the City as provided herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF ENNIS, TEXAS:

SECTION 1. That the Code of Ordinances of the City of Ennis, Texas, is hereby amended by adding a provision authorizing Code Enforcement Officers, Inspectors and Licensed Peace Officers to issue citations:

Code Enforcement Officers Authorized to Issue Citations

- (a) Enforcement of the City of Ennis Code of Ordinances and any and all applicable codes and ordinances within the City of Ennis and the State of Texas shall be the responsibility of any designated Code Enforcement Officer, Inspector or Licensed Peace Officer of the city.
- (b) Any officer, as designated by this section, shall have the authority to issue citations for any violation in accordance with the Code of Ordinances and any and all other codes or ordinances of the city. If the person being cited is not present, the person designated hereunder may send the citation to the alleged offender by certified mail, return receipt requested. If a person who receives a citation by personal service or as provided under this subsection fails to appear on the return date of the citation, the court may issue a warrant for the person's arrest for the violation described in the citation.
- (c) It shall be unlawful for any person to interfere with any Code Enforcement Officer, Inspector or Licensed Peace Officer in the performance of his duties under this section and to enforce the ordinances of the City of Ennis, Texas.

SECTION 2. Any person who violates any provision of this ordinance shall be guilty of an offense and shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00), and every day such violation is continued shall be deemed to constitute a separate offense.

SECTION 3. If any section, article paragraph, sentence, clause, phrase or word in this ordinance, or application thereto any persons or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance; and the City Commission hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

SECTION 4. That all provisions of the Ordinances of the City of Ennis, Texas, in conflict with the provisions of this ordinance be, and the same are hereby amended, repealed, and all other provisions of the Ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 5. This Ordinance shall become effective from and after its date of passage in accordance with law.

PASSED AND APPROVED on First reading this the ____ day of January, 2012

PASSED AND APPROVED on Second reading this the ____ day of February, 2012.

RUSSELL R. THOMAS, Mayor
City of Ennis, Texas

ATTEST:

SHIRLEY TRULL,
City Secretary