

GENERAL PROVISIONS FOR ALL KRESS CITY ORDINANCES

SECTION 5: GENERAL PENALTY FOR VIOLATIONS

Whenever in this Code or in any ordinance of the City an act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or wherever in such Code or Ordinance the doing of an act is required or the failure to do any act is declared to be unlawful, the violation of any such provision of this Code or any such ordinance shall be punished by a fine of not exceeding One Thousand Dollars (\$1,000.00) for violations of municipal ordinances that govern fire safety, sanitation (not including vegetation and litter violations), and public health. For traffic related offenses and other violations not included in the classes enumerated above, the maximum permissible fine will be Two Hundred Dollars (\$200.00). PROVIDED, however, that no penalty shall be greater or less than the penalty provided for the same or similar offense under the laws of the state. Each day any violation of this Code or of any ordinance shall continue shall constitute a separate offense.

SECTION 6: SEVERABILITY OF PARTS OF CODE

It is hereby declared to be the intention of the Kress City Council that the sections, paragraphs, sentences, clauses, and phrases of this Code are severable and, if any phrase, clause, sentence, paragraph, or section of this Code shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Code, since the same would have been enacted by the City Council without the incorporation in this Code of any such unconstitutional phrase, clause, sentence, paragraph, or section.

ORDINANCE NO. 120

An Ordinance providing that such Ordinance may be cited as the "Junked" Motor Vehicle Ordinance, making it unlawful to leave or permit to remain upon any private or public property within the City of Kress, Texas, any junked vehicle, or portions thereof, for any period of time exceeding ten (10) days; declaring the leaving or permitting to remain, of any junked motor vehicle, or part or portion thereof, upon public or private property in the City of Kress, Texas, (except as provided herein) to be unlawful and establishing procedures for abatement and removal of junked vehicles or parts thereof, as public nuisances, from private property or public property, providing that notice can be given; providing a penalty; and providing a savings clause. Change enforcement power from Mayor and City Secretary to Chief of Police and Municipal Court.

ORDINANCE NO. 108

An Ordinance providing for the control of the growth of weeds upon real property in the City of Kress, Texas, providing for notice to the owner of such property; providing for assessment by the City for expenses incurred in connection with the controlling the growth of weeds on such property; repealing all Ordinances and parts of Ordinances in conflict therewith; and declaring an emergency. Change Section II (2): Enforcement Notice to be given by Municipal Court instead of Mayor.

ORDINANCE NO. 260

An Ordinance of the City of Kress, Texas, prohibiting the keeping of livestock within the City Limits of Kress, Texas; providing for penalty of not less than One Dollar (\$1.00) nor more than Two Hundred Dollars (\$200.00) for violation of the Ordinance; and including savings and repealing clauses.