

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DEER PARK CREATING SECTION 74-4 BANNING FISHING OR USE OF CASTING NETS ON ANY PART OF THE CITY'S MUNICIPAL GOLF COURSE ALSO CALLED "BATTLEGROUND GOLF COURSE"; ALLOWING FOR SEVERABILITY; ESTABLISHING PUBLICATION AND EFFECTIVE DATE AND PROVIDING FOR PENALTIES.

Be it ordained by the City Council of the City of Deer Park:

Section 1. Creation

That in the City of Deer Park Code of Ordinances, Chapter 74-Parks & Recreation, Article I, Section 74-4 - Banning Fishing or use of Casting Nets, is hereby created and to read as follows:

Section 74-4 – Banning Fishing or use of Casting Nets

- (a) No person shall fish or use casting nets, on any part of the City's Municipal Golf Course also called "Battleground Golf Course" at any time day or night.
- (b) The provisions of subsection (a) of this section shall not apply to any City approved fishing events at the said golf course also called "Battleground Golf Course".
- (b) Any person who violates this section shall be guilty of a Class C Misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than one dollar (\$1.00), nor more than five hundred dollars (\$500.00).

Section 2. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, phrases and words of this ordinance are severable, and if any section, paragraph, sentence, clause, phrase or word(s) of this ordinance shall be declared unconstitutional or otherwise invalid, such unconstitutionality or invalidity shall not affect any of the remaining sections, paragraphs, sentences, clause, phrases and words of this ordinance since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional or invalid portion of the ordinance.

Section 3. Publication and Effective Date. This ordinance shall be effective upon adoption and publication of this ordinance or a caption that summarizes the purpose of this ordinance and the penalty for violating this ordinance published at least one time within ten days after final passage in the City's official newspaper per City Charter, Sec. 2.06(g)(A).

Section 4. Government Code. It is hereby officially found and determined that the meeting at which this Ordinance was adopted was open to the public, and that public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551 of the Government Code of the State of Texas.

In accordance with Article VIII, Section 1 of the City Charter, this Ordinance was introduced before the City Council of the City of Deer Park, Texas, **passed, approved and adopted** on this the ____ day of _____, 2025 **by a vote of** _____ **“Ayes” and** _____ **“Noes”.**

MAYOR, City of Deer Park, Texas

ATTEST:

City Secretary

APPROVED:

City Attorney