

ORDINANCE NO. 217

AN ORDINANCE REPEALING ORDINANCE NO. 118, AN ORDINANCE PASSED ON DECEMBER 13, 1982 WHICH ADDED PART 2, CHAPTER 1, ARTICLE 6 OF THE CODE OF ORDINANCES OF THE CITY OF WHEELER, REGARDING THE CREATION OF THE MUNICIPAL COURT AND THE APPOINTMENT AND QUALIFICATION OF A JUDGE OF THE MUNICIPAL COURT; PROVIDING FOR SEVERABILITY; CONTAINING OTHER PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Wheeler, Texas passed Ordinance No. 118, an ordinance adding Part 2, Chapter 1, Article 6 of the Code of Ordinances of the City of Wheeler, Texas, regarding the creation of the Municipal Court and the appointment and qualification of a Judge of the Municipal Court on or about December 13, 1982;

WHEREAS, the City Council for the City of Wheeler, Texas now wishes to repeal such ordinance;

WHEREAS, the City Council of the City of Wheeler, Texas has determined that this ordinance is in the best interests of the citizens of the City of Wheeler;

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Wheeler, Texas:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein, are determined to be true and correct, and are hereby adopted as a part of this Ordinance.

2. ENACTMENT

Ordinance No. 118, an ordinance adding Part 2, Chapter 1, Article 6 of the Code of Ordinances of the City of Wheeler, Texas, regarding the creation of the Municipal Court and the appointment and qualification of a Judge of the Municipal Court, is hereby repealed. Part 2, Chapter 1, Article 6 of the Code of Ordinances of the City of Wheeler, Texas, is hereby repealed, rescinded, and deleted from the Code of Ordinances of the City of Wheeler, Texas. Sections of the Code shall be renumbered as necessary.

3. REPEALER

All ordinances, resolutions, or parts thereof that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. CODIFICATION

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies as authorized by Section 52.001 of the Texas Local Government Code.

6. EFFECTIVE DATE

This Ordinance shall be effective and in full force from and after its passage and the publication of the caption, as the law in such cases provides.

7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF WHEELER, TEXAS, ON THIS THE 19th DAY OF DECEMBER, 2011.

CITY OF WHEELER, TEXAS

By: _____

Bob McCain
Bob McCain, Mayor

ATTEST:

Kristi Petit

Kristi Petit, City Secretary