

ORDINANCE NO. 2018-02-26-3

AN ORDINANCE AMENDING SECTION 42.5 OF THE MINEOLA CODE OF ORDINANCES; PROVIDING FOR REGULATIONS REGARDING THE USE OF CITY SIDEWALKS AND CITY OWNED PROPERTY; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A REPEALER CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the City of Mineola, Texas, has previously passed an ordinance prohibiting the use of bicycles, pushcarts, etc. on sidewalks; and

WHEREAS, the City of Mineola, Texas, wishes to amend section 42.5 of the Code of Ordinances; and

WHEREAS, the City finds said amendment to be in the best interest of its citizens to preserve the health, safety, and general welfare of its residents, and to protect public property.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MINEOLA, TEXAS AS FOLLOWS:

**I.
AMENDMENT**

Section 42.5 – Bicycles, pushcarts, etc., on sidewalks is hereby amended as follows:

“It shall be unlawful for any person to ride or run any bicycle, tricycle, skates, skateboards, scooters or like vehicle on city sidewalks or city owned property within the city, or to use said city sidewalks or city owned property on which to push or to pull any handcars or pushcarts or other like vehicles.”

**II.
SIGNAGE**

By the passing of this ordinance, the City Council authorizes city staff to erect signs in appropriate number and location so as to notify the public concerning the regulations and prohibitions found herein.

**III.
SEVERABILITY**

Should any clause, phrase, sentence or section of this Ordinance be declared illegal, invalid or unenforceable by a court of competent jurisdiction, such finding shall not affect the remaining portions of this Ordinance.

**IV.
REPEALER**

All provisions in any ordinance, resolution, motion or regulation of the City of Mineola in conflict with this Ordinance are hereby repealed to the extent of any such conflict. Any and all remaining portions of conflicting ordinances, resolutions, motions and/or regulation shall remain in full force and effect.

**V.
PENALTY**


A citation for any violation of this ordinance may be issued. Any such citation shall be a class c misdemeanor and shall be punishable by a fine not to exceed \$500.00 in the event of a guilty finding.

**VI.
EFFECTIVE DATE**

This Ordinance shall become effective after its publication and passage as required by law.

PASSED AND APPROVED by the City Council of the City of Mineola, Texas, this 26th day of February, 2018.

APPROVED BY:



Kevin White, Mayor

ATTEST:



Cindy Karch, City Secretary