

**ORDINANCE NO. 14-047**

AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, AMENDING CHAPTER 24, "OFFENSES—MISCELLANEOUS" OF THE "THE CODE OF THE CITY OF GALVESTON, 1982, AS AMENDED" TO PROVIDE REGULATIONS FOR THE POSSESSION OF MISSILES AND THE MOVING OF CROWD CONTROL BARRIERS; PROVIDING FOR PENALTIES; MAKING VARIOUS FINDINGS AND PROVISIONS RELATED TO THE SUBJECT; AND PROVIDING FOR AN EFFECTIVE DATE.

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**WHEREAS**, the increased number of special events and the danger of unplanned social media gatherings requires the City to protect the quality of life and mobility for citizens and visitors of Galveston Island; and

**WHEREAS**, the Galveston Police Department has identified a need for preventative measures when dealing with large unanticipated and/or unruly crowds; and

**WHEREAS**, the City of Galveston does not currently have ordinances regulating the possession of missiles or for the moving of crowd control barriers; and

**WHEREAS**, the City Council of the City of Galveston, Texas, deems it in the public interest to accept the regulations proposed by the Galveston Police Department.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GALVESTON, TEXAS:**

**SECTION 1.** The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are adopted by the City Council and made a part hereof for all purposes.

**SECTION 2.** Chapter 24 "Offenses—Miscellaneous" of "The Code of the City of Galveston 1982, as amended" is hereby amended to include regulations for possession of missiles and the moving of crowd control barriers and the sections below shall be added read and provide as follows:

**"Sec. 24-21. Possession of Missiles.**

It shall be unlawful for any person to possess or have in his pocket, hands or about his person any stone, bolt, rock, piece of iron or other missile or hard object with the intent to injure or do harm to any person or to property, or with the intent to commit any unlawful act. A violation of this section shall be a Class C misdemeanor and upon conviction shall be punishable by a fine not to exceed five hundred dollars (\$500.00)."

**“Sec. 24-22. Moving Crowd Control Barriers.**

It shall be unlawful for any person to intentionally move a crowd control barrier without the authorization of an official of the City of Galveston. A violation of this section shall be a Class C misdemeanor and upon conviction shall be punishable by a fine not to exceed five hundred dollars (\$500.00).”

**SECTION 3.** It is declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any phrase, clause, sentence, paragraph, or section of this Ordinance should be declared invalid by a final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance.

**SECTION 4.** All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

**SECTION 5.** In accordance with the provisions of Sections 12 and 13 of Article II of the City Charter, this Ordinance has been publicly available in the office of the City Secretary for not less than 72 hours prior to its adoption; that this Ordinance may be read and published by descriptive caption only.

**SECTION 6.** This Ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Galveston.

APPROVED AS TO FORM:




TREVOR FANNING  
ASSISTANT CITY ATTORNEY

I, Janelle Williams, Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at its regular meeting held on the 14th day of August, 2014, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this 19 day of August, 2014.



  
Secretary for the City Council  
of the City of Galveston