ORDINANCE NO. 171

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COAHOMA, TEXAS, REPEALING AND REPLACING ORDINANCE NUMBER 36 IN ITS ENTIRETY; PROVIDING FOR REGULATION OF VARIOUS NUISANCES WITHIN THE CITY LIMITS; PROVIDING FOR A PENALTY OF UP TO $200 FOR VIOLATION OF THIS ORDINANCE; PROVIDING FOR SEVERABILITY; REPEALER, PUBLICATION, EFFECTIVE DATE AND NOTICE.

AN ORDINANCE REGULATING NUISANCES WITHIN THE CITY

WHEREAS, the City Council finds it is necessary in order to preserve and maintain the public health, safety, and welfare of the citizens of Coahoma, Texas, that the following provisions regarding nuisances within the city limits should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF COAHOMA, TEXAS THAT THE FOLLOWING REGULATIONS SHALL BE EFFECTIVE UPON THE ADOPTION AND PUBLICATION OF THIS ORDINANCE:

ARTICLE I. NUISANCES IN GENERAL

Section 1. Firearms, discharge prohibited.

It shall be unlawful for any person to discharge any gun, pistol or firearm of any kind within the city limits. This section shall not apply to licensed shooting galleries or to law enforcement officers acting in the line of duty, nor shall this section apply to persons exercising the legal right of self-defense or defense of others.

Section 2. Noise.

(a) It shall be unlawful for any person, firm, corporation or association to permit or allow the transmission or emission or to emit or transmit any loud and raucous noise upon or from any public street, highway or public place within the city limits after 10:00 P.M.

(b) For the purpose of this section, the term "loud and raucous noise" means any noise or any unreasonable loud, disturbing, unnecessary noise which causes material distress, discomfort or injury to persons of ordinary sensibilities in the immediate vicinity, and any noise of such character, intensity and continued duration which substantially interferes with the comfortable enjoyment of persons of ordinary sensibilities.

(c) The following types of noise, among others, are declared to be per se loud and raucous noise and in violation of this section and such an enumeration shall not be deemed to be exclusive:

(1) Any noise made by the motor of any automobile, truck, tractor, motorcycle or other motor vehicle of any kind not reasonably required in the operation thereof under the circumstances then existing.

(2) The sound or discharge of any gun or other explosive except by or with the permission of the governing body having control of the highway, street or public place.

(3) The human voice or any record or recording thereof when amplified by any device, whether electrical or mechanical or otherwise, to such an extent as to cause it to carry onto private property or to be heard by others using the public highways, public streets and public places within the city where it is amplified in such a manner as to annoy or disturb the quiet, comfort, repose or enjoyment of persons of ordinary sensibilities.

Section 3. Sleeping in public places.

It shall be unlawful for any person to be found asleep on the sidewalks, streets, alleys or public thoroughfares of the city.

Section 4. Urinating in a public place.

No person shall urinate in or on a public place, street, alley, sidewalk, yard, park, building, structure, plaza, public or utility right-of-way or any other public place

Section 5. Banning of glass beverage containers in city parks and public properties.

Section 8. Panhandling in Certain Public Places.

It shall be unlawful for any person to beg, accost, panhandle or in an aggressive manner approach another person for the purpose of receiving personal gain, money for personal use, or other personal favors without offering consideration for such money or favors, within the city limits and in or within one hundred feet of; a public roadway, a public or private school or day care, a bank or ATM, or any private property.

Section 9. Damaging City Property.

It shall be unlawful for any person to deface destroy, mutilate or otherwise damage any building, fence, sign, pole, tree, shrub, vehicle, equipment or other property of any nature belonging to the City of Coahoma.

Section 10. Peeping into Residential Dwelling.

It shall be unlawful for any person to enter or go upon the property of another and secretly or furtively peep through or into, or spy through, a window, door or other aperture of any building, structure or other enclosure of any nature occupied or intended for occupancy as a dwelling, whether or not the same is permanently situated or transportable and whether or not such occupancy is permanent or temporary.

Section 11. Hindering City Officials Discharging Official Duties.

It shall be unlawful for any person to hinder, obstruct, resist or otherwise interfere with any City of Coahoma official in the discharge of his or her official duties.

Section 12. Violation; Penalty.
Any person, firm or corporation that violates any of the provisions of this ordinance shall be guilty of a misdemeanor and upon conviction in a court of competent jurisdiction shall be subject to a fine not to exceed $200.00. Each violation of any provision of this ordinance shall be deemed a separate offense.

ARTICLE II. MISCELLANEOUS PROVISIONS.

Section 1. Repeal. This ordinance repeals and replaces Ordinance No. 36 of the City that was effective on October 28, 1976, and supersedes the provisions of any other ordinance on the same subject matter to the extent of any conflict.

Section 2. Severability. Should any part, portion, section or provision of this ordinance be declared to be invalid or inoperative or void for any reason by a court of competent jurisdiction, such decision, opinion or judgment shall in no way affect the remaining parts,

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Section 3. Publication. The City Secretary is hereby directed to publish a caption of this Ordinance that summarizes its purpose and penalty, as provided in Section 52.011 of the Texas Local Government Code.

Section 4. Effective Date. This ordinance shall become effective immediately upon its passage, approval, and publication.

Section 5. Notice and 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 law.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Coahoma, Texas on this the 18th day of February, 2025.

By: _____
Jay Holt, Mayor

ATTEST:

_____
Tammy Griffith, City Secretary