

ORDINANCE NO. 87-9

AN ORDINANCE OF THE CITY OF DANBURY, TEXAS, CONTAINING A PREAMBLE; CONTAINING FINDINGS OF FACT; PROVIDING FOR PAYMENT OF A COURT COST FEE FOR THE GRANTING OF THE RIGHT TO TAKE DEFENSIVE DRIVING COURSES AND OTHER THINGS.

WHEREAS, the City Council, being cognizant of the provisions of Article 670ld of the Revised Civil Statutes of the State of Texas, Sub-section 143a, and being further cognizant that it is in the best interest of the safety, welfare and well-being of the citizens of the City of Danbury that the Municipal Court, where circumstances are appropriate, grant certain traffic ticket offenders the right to take a proper defensive driving course by a properly certified authority pursuant to the above referenced Article and Section, the City Council, by and through a quorum of the Council Members do hereby adopt and enact the following ordinance, to-wit:

SECTION ONE (1):

The City Judge of the City of Danbury, Texas, shall be duly authorized hereby to offer to traffic ticket offenders eligible under the provisions of Article 670ld, Sub-section 143a, the right to take a defensive driving course offered and taught by a duly certified instructor or instructors and to present appropriate evidence by certification of the completion of such course within ninety (90) days as provided by the said Article and Section, and to thereafter, upon presentation of such certificate, dismiss misdemeanor traffic charges against any such offender.

SECTION TWO (2):

The City Judge of the City of Danbury, Texas, is further hereby duly authorized and empowered to collect from each such traffic ticket offender, who shall be offered and shall take and complete a duly authorized defensive driving program and shall thereafter present certification to the Court of the completion of such instruction, the sum of TEN AND NO/100 (\$10.00) DOLLARS, which said sum shall not be considered as a fine, but shall be considered as a proportionate share of the court costs involved and adminis-

trative expenses incurred in granting such defensive driving course and in maintaining the necessary records thereof.

SECTION THREE (3):

If any section, sub-section, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any federal or state court or administrative or governmental agency of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining balance of the ordinance.

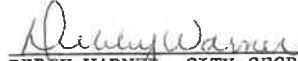
SECTION FOUR (4):

This ordinance shall become effective on the 24th day of November 1987.

PASSED AND ADOPTED this 24th day of November, 1987.


RICHARD TULLOS, MAYOR
CITY OF DANBURY, TEXAS

ATTEST:


DEBBY WARNER, CITY SECRETARY
CITY OF DANBURY, TEXAS