

ORDINANCE NO. 8-20c

AN ORDINANCE AMENDING THE TEMPORARY SALES ORDINANCE ALLOWING FOR FOUR SALES PER YEAR PLUS AN ANNUAL CITY-WIDE SALE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

WHEREAS: The City of Devine is a duly incorporated city under the general laws of the State of Texas; and,

WHEREAS: The Texas Local Government Code, Section 51.001 authorizes the governing body of a municipality to adopt, publish, amend, or repeal an ordinance, rule, or police regulation that is for the good government, peace, or order of the municipality or for the trade and commerce of the municipality and is necessary or proper for carrying out a power granted by law to the municipality or to an office or department of the municipality;

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

SECTION 1. Amendment.

A.) The Temporary Sales Ordinance Section 4, (b) is hereby amended to allow for four (4) permits to be issued for a temporary sale to be conducted at any one location, or address, during a twelve (12) month period.

B.) The Temporary Sales Ordinance is hereby amended to allow the following:

I. City-Wide Sale. Once per calendar year, the City of Devine shall schedule a city-wide sale. The city-wide sale shall not require a permit from the City and shall be in addition to any other sale allowed under this chapter of the Code of Ordinances.

SECTION 2. Code of Ordinances. It is the intention of the City Council that this Ordinance shall become a part of the Code of Ordinances of the City of Devine and may be renumbered and codified therein accordingly.

SECTION 3. Repeal. Any provision in the Code of Ordinances of the City of Devine that conflicts with this ordinance is hereby repealed.

SECTION 4. Effective Date. This ordinance shall take effect immediately upon its passage and approval.

SECTION 5. Severability. If any section, provision, subdivision, clause or part of this ordinance shall be adjudged or held unconstitutional or invalid, it shall not affect the validity of this ordinance as a whole or any other part or provision contained herein.

PASSED, APPROVED AND ADOPTED at the Regular meeting of the Devine City Council held on the 18<sup>th</sup> day of August, 2020.

Cory Thompson  
CORY THOMPSON, MAYOR

ATTEST:

Dora V. Rodriguez  
DORA V. RODRIGUEZ, CITY SECRETARY

