

ORDINANCE NO. 1367

AN ORDINANCE OF THE CITY OF DEL CITY, OKLAHOMA, AMENDING THE DEL CITY CODE OF ORDINANCES, AMENDING SEC. 3-21; DEFINING VIOLATIONS FOR PUBLIC CONSUMPTION OF GLUE, PAINT OR OTHER CONTROLLED DANGEROUS SUBSTANCE, PUBLIC INTOXICATION, DISTURBANCE OF PEACE BY INTOXICATED PERSONS; PROVIDING PENALTY; DECLARING REPEALER; PROVIDING SEVERALIBILITY; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF DEL CITY, OKLAHOMA:

SECTION 1: THAT THE DEL CITY CODE OF ORDINANCES, CHAPTER 3, SECTION 3-21 IS HEREBY AMENDED, TO READ AS FOLLOWS:

Sec. 3-21 - Public Consumption of Glue, Paint or Other Controlled Dangerous Substance, Public Intoxication, Disturbance of Peace by Intoxicated Persons, Penalty.

(a) Any person who shall, in any public place or private road, or in any vehicle or other means of transportation, consume or inhale glue, paint or other controlled dangerous substance, or if any person shall be drunk or intoxicated in any public or private road, or in any vehicle, public place or building, or at any public gathering, from drinking or consuming such intoxicating beverage or liquor, intoxicating substance or intoxicating compound or from inhalation of glue, paint or other intoxicating substance, or if any person shall be drunk or intoxicated from any cause and shall disturb the peace of any person, he shall be guilty of a misdemeanor.

(b) Penalty. Any person, firm or corporation or other legal entity which shall violate any of the provisions of this ordinance or fail to comply therewith, or with any of the requirements thereof, shall be deemed guilty of an offense punishable by a fine or deferral fee in lieu of a fine of not more than seven hundred fifty dollars (\$750.00) and costs and/or imprisonment of not more than sixty (60) days and costs.

SECTION 2: REPEALER. All former ordinances or parts of ordinances conflicting or inconsistent with the provision of this ordinance are hereby repealed.

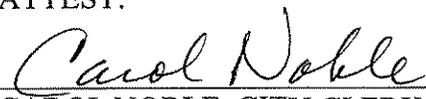
SECTION 3: SEVERALIBILITY. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by a Court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4: EMERGENCY. It being immediately necessary for the preservation of the public health, peace and safety of the City of Del City, and the inhabitants thereof, an emergency is hereby declared to exist by reason whereof; this Ordinance shall be in full force and effect from and after its passage and approval, as provided by law.

PASSED and APPROVED and the emergency clause voted upon separately and passed and approved this 17<sup>th</sup> day of JUNE, 2013.

  
BRIAN E. LINLEY, MAYOR

ATTEST:

  
CAROL NOBLE, CITY CLERK

(SEAL)

Reviewed this 17 day of June, 2013, by:

  
JACK FRIED, CITY ATTORNEY