

ORDINANCE NO. 1368

AN ORDINANCE OF THE CITY OF DEL CITY, OKLAHOMA, AMENDING THE DEL CITY CODE OF ORDINANCES, CHAPTER 22, ARTICLE IX, SEC. 22-104; AUTHORIZING THE HUNTING OF RESIDENTIAL, NON-MIGRATORY CANADIAN GEESE AT EAGLE LAKE DURING SEASON PURSUANT TO RULES AND REGULATIONS OF THE OKLAHOMA DEPARTMENT OF WILDLIFE CONSERVATION; 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 22, ARTICLE IX, SECTION 22-104 IS HEREBY AMENDED TO READ AS FOLLOWS:

Sec. 22-104. – Hunting or trapping at Eagle Lake.

- A. Except for the hunting of residential, non-migratory Canadian geese by licensed hunters, as authorized in this section, no person shall hunt or trap within any area of Eagle Lake.
- B. Hunting of residential, non-migratory Canadian geese is allowed at Eagle Lake, within the City of Del City, by licensed hunters, during the hunting season, as said season is defined and scheduled by the Oklahoma Department of Wildlife Conservation.
- C. The number of hunters allowed to hunt for residential, non-migratory Canadian geese is limited to a maximum of 15 hunters, per day. All persons hunting for residential, non-migratory Canadian geese at Eagle Lake shall be governed by the rules and regulations of the Oklahoma Department of Wildlife Conservation, including but not limited to, provisions regarding bag limits, licensing, weapons and hunting season.
- D. During the hunting season for residential, non-migratory geese, Eagle Lake shall be open for exclusive use by licensed hunters of said residential, non-migratory Canadian geese.
- E. Penalty. Any person, firm or corporation or other legal entity which shall violate any of the provisions of this ordinance or the rules and regulations of the Oklahoma Department of Wildlife Conservation as applied under the terms and provisions of this section, 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 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former ordinances or parts of ordinances conflicting or inconsistent with the provision of this ordinance are hereby repealed.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.

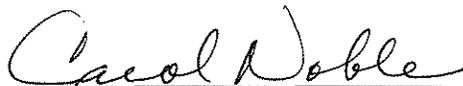
SECTION 4: EMERGENCY. It being immediately necessary for the preservation of the public health, peace and safety of the City of Del City, and the inhabitants thereof, an emergency is hereby declared to exist by reason whereof; this Ordinance shall be in full force and effect from and after its passage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

PASSED and APPROVED and the emergency clause voted upon separately and passed and approved this 15th day of JULY, 2013.



BRIAN E. LINLEY, MAYOR

ATTEST:



CAROL NOBLE, CITY CLERK

(SEAL)

Reviewed this 15 day of July, 2013, by:



JACK FRIED, CITY ATTORNEY