

ORDINANCE _____

AN ORDINANCE AMENDING CHAPTER 22, ARTICLE V – MARIJUANA ENFORCEMENT, OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, on November 22, 2022, City Council canvassed the November 8, 2022 Special Election where the voters approved an initiative ordinance to eliminate low-level marijuana enforcement; and

WHEREAS, the City of Killeen Charter authorizes repeal or amendment of an initiative ordinance; and

WHEREAS, the City Council finds that amending the Marijuana Enforcement ordinance is in the best interest of the City;

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

SECTION I. That Chapter 22, Article V – Marijuana Enforcement, is hereby amended to remove Section 22-83 as follows:

CHAPTER 22 – POLICE

ARTICLE V. – MARIJUANA ENFORCEMENT

SECTION II: That should any action or part of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the validity, force, or effect of any other section or parts of this ordinance.

SECTION III: That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION IV: That the Code of Ordinances of the City of Killeen, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

SECTION V: That this ordinance shall be effective after its passage and publication according to law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Killeen, Texas, this 6th day of December, 2022, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 *et seq.*

APPROVED

Debbie Nash-King, MAYOR

ATTEST:

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Laura J. Calcote, CITY SECRETARY

APPROVED AS TO FORM

Holli C. Clements, CITY ATTORNEY