



# City of Rowlett

## Official Copy

Ordinance: ORD-001-18

4000 Main Street  
Rowlett, TX 75088  
www.rowlett.com

**AN ORDINANCE OF THE CITY OF ROWLETT, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF ROWLETT, TEXAS, BY AMENDING DIVISION 4 (“GREENBELT AREA OF LAKE RAY HUBBARD”) OF ARTICLE II (“RULES AND REGULATIONS”) OF CHAPTER 42 (“PARKS AND RECREATION”) TO ADD A NEW SECTION 42-144 TO PROHIBIT FISHING FROM THE SHORELINE IN AREAS DESIGNATED BY THE CITY MANAGER OR HIS DESIGNEE AS “NO FISHING” ZONES IN CITY PARKS LOCATED WITHIN THE GREENBELT AREA OF LAKE RAY HUBBARD; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Rowlett, Texas, finds and determines that certain shoreline areas of Lake Ray Hubbard that are located within designated City parks have presented usage conflicts between boaters and anglers and that certain limited areas should be reserved or set aside specifically for boat, canoe, kayak and other usage while the balance of the shoreline should remain unrestricted; and

**WHEREAS**, the Council finds and determines that this Ordinance is necessary and appropriate to keep public places safe and attractive for use by all members of the community; to maintain and preserve public places where the community can recreate and interact in a safe and peaceful manner; to promote tourism and business; and, to preserve the quality of life in the City of Rowlett.

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

**SECTION 1.** That Division 4 (“Greenbelt Area of Lake Ray Hubbard”) of Article II (“Rules and Regulations”) of Chapter 42 (“Parks and Recreation”) of the Code of Ordinances, City of Rowlett, be and is hereby amended to add a new Section 42-144, without amendment, repeal or change to any other section, part or provision of Division 4 or Article II of Chapter 42, reserving sections 42-145 through 42-160 for future use, such that Section 42-144 shall read in its entirety as follows:

**“CHAPTER 42  
PARKS AND RECREATION**

**ARTICLE II.  
RULES AND REGULATIONS**

**DIVISION 4. - GREENBELT AREA OF LAKE RAY HUBBARD**

**42-144. Designated “No Fishing” zones.**

- (a) No person may fish, catch, take, or attempt to catch or take fish or other aquatic animal life by any means or method from the shoreline within areas designated as “No Fishing” zones in city parks located in the greenbelt area of Lake Ray Hubbard. The City Manager or designee is authorized to determine appropriate locations within greenbelt area city parks as “no fishing” zones.
- (b) It shall be defense to an offense under this section if the signage marking the “no fishing” zone was not conspicuous or was not sufficiently legible to be seen by an ordinarily observant person. It shall not be a defense if the person has a proper license issued by the state for the activity.
- (c) No intent need be pleaded or proven in the prosecution of an offense under this section, and a person in violation shall be strictly liable, regardless of intent.
- (d) A violation of this section is punishable by fine not to exceed five hundred dollars (\$500.00).

**Secs. 42-145—42-160. - Reserved.”**

**SECTION 2.** That all ordinances of the City of Rowlett in conflict with the provisions of this ordinance be and the same are hereby repealed and all other ordinances of the City of Rowlett not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 3.** If any section, paragraph, sentence, subdivision, clause, phrase or provision of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be unconstitutional, illegal, or invalid and shall not affect the validity of the remainder of this ordinance or any other provision of the ordinances of the City of Rowlett.

**SECTION 4.** Any person, firm or corporation violating any of the provisions of this ordinance or the provisions of the Code of Ordinances of the City of Rowlett, Texas, as amended hereby, shall be deemed guilty of a misdemeanor and upon conviction, shall be subject to a fine not to exceed the sum of Five Hundred Dollars (\$500.00) for each offense.

**SECTION 5.** That this ordinance shall take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

At a meeting of the City Council on February 6, 2018 this Ordinance be adopted. The motion carried by the following vote:

**Ayes: 6** Mayor Dana-Bashian, Mayor Pro Tem Brown, Councilmember Margolis, Councilmember Sherrill, Councilmember Grubisich and Councilmember Bell.

**Noes: 1** Deputy Mayor Pro Tem Bobbitt

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Approved by Tommy Davis-Bushman  
Mayor

Date February 6, 2018

Approved to form by [Signature]  
City Attorney

Date February 6, 2018



Approved by Laura Hellmark  
City Secretary

Date February 6, 2018