

*Repealed by
Ord # 109
4 May 99*

AN ORDINANCE OF THE CITY OF LOWRY CROSSING, COLLIN COUNTY, TEXAS, ESTABLISHING A MUNICIPAL COURT FOR THE CITY OF LOWRY CROSSING PURSUANT TO CHAPTER 29 OF THE GOVERNMENT CODE PROVIDING FOR JURISDICTION, APPOINTMENT OF MUNICIPAL JUDGE AND ALTERNATE JUDGE, TERM OF OFFICE AND COMPENSATION, AND PROVIDING FOR A COURT CLERK AND PROSECUTING ATTORNEY, AND PROVIDING FOR CONFLICTS AND SEVERABILITY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LOWRY CROSSING, COLLIN COUNTY, TEXAS:

SECTION 1. ESTABLISHMENT. The Lowry Crossing City Council hereby establishes the Lowry Crossing Municipal Court which shall be operated in accordance with the constitution and laws of the State of Texas.

SECTION 2. JURISDICTION.

(A) The municipal court has exclusive original jurisdiction within the territorial limits of the City of Lowry Crossing in all criminal cases that:

- (1) arise under the ordinances of the City of Lowry Crossing; and
- (2) are punishable only by a fine not to exceed:
 - (a) \$2,000 in all cases arising under the City's ordinances that govern fire safety, zoning, or public health and sanitation, including dumping of refuse; or
 - (b) \$500 in all other cases.

(B) The municipal court has concurrent jurisdiction with the justice court of a precinct in which the City of Lowry Crossing is located in all criminal cases arising under state law that:

- (1) arise within the territorial limits of the City of Lowry Crossing; and
- (2) are punishable only by a fine not to exceed \$500.

(C) The municipal court has jurisdiction in the forfeiture and final judgment of all bail bonds and personal bonds taken in criminal cases of which the court has jurisdiction.

SECTION 3. MUNICIPAL COURT JUDGE. The City Council shall appoint a legally qualified person as municipal court judge who shall serve a term concurrent with the term of the City's mayor. The Lowry Crossing municipal court judge shall be compensated at a rate as established by the City Council by resolution from time to time.

SECTION 4. ALTERNATE MUNICIPAL COURT JUDGE. The City Council may appoint a legally qualified person as alternate municipal court judge who shall serve a term concurrent with the term of the City's mayor. The Lowry Crossing alternate municipal court judge shall be compensated at the same rate as established by the City Council for the municipal court judge.

SECTION 5. COURT CLERK. The City's secretary shall serve as the municipal court clerk unless the City Council appoints a court clerk who shall qualify within the term provided by law. The term of the municipal court clerk shall be concurrent with the term of the Mayor.

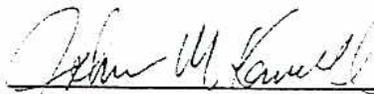
SECTION 6. PROSECUTING ATTORNEY. The City's Attorney shall serve as the prosecuting attorney in the Lowry Crossing municipal court, unless the City Council shall appoint another qualified attorney to be the prosecuting attorney of the Lowry Crossing municipal court.

SECTION 7. CONFLICTS. All ordinances and provisions of the City of Lowry Crossing, Texas that are in conflict with this Ordinance shall be and the same are hereby repealed, and all ordinances and provisions of ordinances of said City not so repealed are hereby retained in full force and effect.

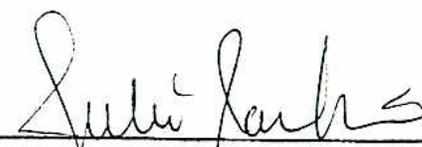
SECTION 8. SEVERABILITY. It is the intent of the City Council that each paragraph, sentence, subdivision, clause, phrase, or section of this Ordinance be deemed severable and, should any such paragraph, sentence, subdivision, clause, phrase, or section be declared invalid or unconstitutional for any reason, such declaration of invalidity or unconstitutionality shall not be construed to affect the validity of those provisions of this Ordinance left standing.

DULY APPROVED AND PASSED by the City Council of the City of Lowry Crossing, Collin County, Texas, this 4th day of April, 1995.

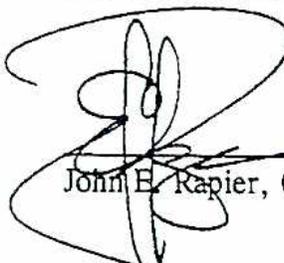
CITY OF LOWRY CROSSING

by: 
John Kenwell, Mayor

ATTEST:


Julie Paxton, City Secretary

APPROVED AS TO FORM:


John E. Rapier, City Attorney