

ORDINANCE NO. 2018-01

**AN ORDINANCE OF THE CITY OF UVALDE AMENDING CHAPTER 12.20
PARADES, UVALDE CODE OF ORDINANCES; PROVIDING FOR
CONFLICTING ORDINANCES; PROVIDING ENFORCEMENT AND PENALTY
CLAUSES; PROVIDING OPEN MEETINGS, SEVERABILITY, AND
EFFECTIVE DATE CLAUSES; AND PROVIDING FOR RELATED MATTERS.**

WHEREAS, the City Council of the City of Uvalde find that promoting the safety of participants and spectators at parades is in the interest of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UVALDE, TEXAS, THAT:

Section 1. Findings of Fact. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of Chapter 12.20.50 Permit – Standards for issuance

12.20.50 F. The conduct of such parade is not likely to cause injury to persons or property, to result in or provoke disorderly conduct or create a disturbance. All drivers of floats/vehicles in the parade shall be over the age of 21, parade speed shall not exceed 5 miles per hour, and a safe distance will be maintained between entries.

12.20.50 H. Each parade entry shall be escorted down the entire parade route by a minimum of two adult walkers, and persons throwing candy from parade floats shall be ten years of age or older.

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Section 3. Penalty Clause. Any person who shall violate any of the provisions of this ordinance, or shall fail to comply therewith, or with any of the requirements thereof, within the City limits shall be deemed guilty of an offense and shall be liable for a fine not to exceed the sum set out in Section 1.12.010 of this Code. Each day the violation exists shall constitute a separate offense. Proof of a culpable mental state shall not be required to establish a violation of this ordinance. Such penalty shall be in addition to all the other remedies provided herein.

Section 5. Savings Clause. All rights and remedies of the City of Uvalde are expressly saved as to any and all violations of the provisions of any ordinances affecting parade which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

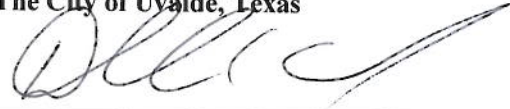
Section 6. Effective Date. This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Tex. Loc. Gov't. Code and the City Charter.

Section 7. Severability. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation into this Ordinance of any such invalid phrase, clause, sentence, paragraph or section. If any provision of this Ordinance shall be adjudged by a court of competent jurisdiction to be invalid, the invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision, and to this end the provisions of this Ordinance are declared to be severable.

Section 8. Open Meetings. It is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act.

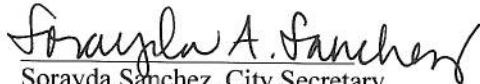
PASSED AND APPROVED on this the 9 day of January, 2018.

The City of Uvalde, Texas



Don McLaughlin, Jr., Mayor

ATTEST:


Sorayda Sanchez, City Secretary