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AN ORDINANCE 99741

ESTABLISHING AND AMENDING VARIOUS FEES CHARGED FOR GROUND TRANSPORTATION, VEHICLE STORAGE, RECORDS AND PUBLIC SAFETY SERVICES THROUGH THE SAN ANTONIO POLICE DEPARTMENT; AND AMENDING THE CORRESPONDING SECTIONS OF THE CITY CODE TO REFLECT SUCH CHANGES.

WHEREAS, it is necessary to increase certain established fees charged and to establish additional fees to be charged in connection with services provided by the San Antonio Police Department in order to recover the costs of providing those services; **NOW THEREFORE**:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Section 19-51.1 of the San Antonio City Code is hereby amended in its entirety as follows:

A vehicle impound fee of twenty dollars (\$20.00) for each vehicle taken into the control and custody of the police department or its duly authorized agent is hereby fixed as the charge for initiation of a vehicle impoundment, which shall be collected by the police department before the impounded vehicle is released.

SECTION 2. Section 19-53.1 of the San Antonio City Code is hereby amended in its entirety as follows:

(a) The San Antonio Police Department Vehicle Storage Unit is hereby authorized to charge a notification fee in the amount of thirty-two dollars (\$32.00) to the registered owner to notify the registered owner and the primary lien holder that said vehicle will be sold at auction if the vehicle is not retrieved by the vehicle owners within a designated period of time and such other information as required by law.

(b) Said notice shall be mailed certified mail, return receipt requested, to the vehicle owner and the primary lien holder on the third day after the vehicle has been impounded.

SECTION 3. Section 19-55 of the San Antonio City Code is hereby amended in its entirety as follows:

An auction processing fee of thirty-two dollars (\$32.00) for each vehicle sold at auction by the city is hereby established to be paid by each purchaser.

SECTION 4. The San Antonio City Code is hereby amended to add subsection 21-301(5), which shall provide as follows:

It shall be unlawful for an individual to act as an Entertainer in a Human Display Establishment, unless the Chief of Police has issued an Entertainer's Permit to said individual and said individual has paid a fifty dollar (\$50.00) nonrefundable processing fee to the City of San Antonio.

SECTION 5. Subsection 21-403(2) of the San Antonio City Code is hereby amended in its entirety as follows:

Unless a duly authorized agent is disqualified under one or more provisions of this Article, an agent who performs the following acts shall be qualified to receive on behalf of an owner or operator a Human Display Permit:

- (a) the duly authorized agent pays a three hundred and seventy-five dollar (\$375.00) nonrefundable processing fee to the City of San Antonio;
- (b) the duly authorized agent submits a diagram;
- (c) allows an inspection of the premises as directed in Section 21-406 herein; and,
- (d) the duly authorized agent performs those acts detailed at Section 21-401 if the duly authorized agent is also applying for a Manager's Permit or On-Site Manager's Permit.

SECTION 6. Section 25-6 of the San Antonio City Code is hereby amended in its entirety as follows:

(a) The police department is authorized to charge a fee of two dollars (\$2.00) for each search of the traffic accident report files, or other record search not otherwise specifically covered in this section.

(1) No search fee will be charged in those instances wherein a copy of the accident report is purchased.

(b) The police department is authorized to charge a fee of three dollars (\$3.00) for each offense report, whether or not microfilmed.

(c) The police department is authorized to charge a fee of two dollars (\$2.00) for each assignment report.

(d) The police department is hereby authorized to charge the following fees in connection with records of arrests:

- (1) A fee of ten dollars (\$10.00) shall be charged for an arrest record.
- (2) A fee of ten dollars (\$10.00) shall be charged for a clearance letter.
- (3) A fee of ten dollars (\$10.00) shall be charged for a visa letter.
- (4) A fee of five dollars (\$5.00) shall be charged for notarization or certification of an arrest record, a clearance letter, or a visa letter.
- (5) A fee of one dollar (\$1.00) shall be charged to the San Antonio Housing Authority for an arrest record it is authorized by law to receive.

(e) The police department is authorized to charge a fee of six dollars (\$6.00) for each traffic accident report and is authorized to charge an additional fee of two dollars (\$2.00) to certify each traffic accident report.

(f) The police department is authorized to charge a fee of eight dollars (\$8.00) for a single address police call survey, or similar survey.

(g) The police department is hereby authorized to charge a fee of ten dollars (\$10.00) for any fingerprint work performed. Each fingerprint card will be charged at the rate of ten dollars (\$10.00) each.

(h) All charges collected and received for the services provided herein shall be accounted for and handled in accordance with instructions issued by the city director of finance.

(i) The police department is authorized to charge a fee of two dollars (\$2.00) to inspect each report in excess of three (3) reports during any single day.

SECTION 7. The San Antonio City Code is hereby amended to add section 25-9, which shall provide as follows:

A fee shall be charged for access, by governmental agencies, to the San Antonio Police Department's mobile data system for the purpose of accessing available local, state, and national databases. The annual fee shall be \$120.00 for each set, or part thereof, of ten units provided access. (For example, access for twenty-five units would be \$360.00: \$120.00 for the first set of ten; \$120.00 for the second set of ten; and \$120.00 for the incomplete portion of the third set of ten.)

SECTION 8. Subsection 33-033(b) of the San Antonio City Code is hereby amended in its entirety as follows:

Upon the holder or driver receiving notice of the director's decision, said holder or driver shall have ten (10) business days from the date of receipt thereof during which to appeal such decision to the hearing officer. The appeal shall be in writing, accompanied by an appeal fee of one hundred dollars (\$100.00), and directed to such officer in care of the transportation manager. If no appeal is made to the hearing officer within ten (10) business days after receipt of the director's decision, the director's decision shall become final.

SECTION 9. Section 33-412 of the San Antonio City Code is hereby amended in its entirety as follows:

Within five (5) working days of the city council's approval of an application for annual permit, the holder thereof shall pay the city a permit fee of six hundred dollars (\$600.00) per year for each horse-drawn carriage authorized by the permit. The permit fee is payable in either one (1) lump sum for the total amount due or twelve (12) equal monthly installments which are due on the first business day of each month.

SECTION 10. Subsection 33-432(b) of the San Antonio City Code is hereby amended in its entirety as follows:

It shall be an affirmative defense to prosecution under subsection (a) of this section that operation of a horse-drawn carriage along a route other than one designated above was pursuant to prior approval granted jointly by the police department, the department director and the director of public works. Such approval, however, must be evidenced by a "CARRIAGE ROUTE/TIME EXCEPTION" permit, which may be issued provided:

- (1) The holder seeks permission from the city manager in writing at least forty-eight (48) hours in advance stating the reason for requesting the exception, the route being proposed, the date and time for which the exception is sought, and the number of carriages to be involved; and
- (2) Payment of a fee of twenty-five dollars (\$25.00) per event is timely made prior to the event.

SECTION 11. Section 33-527 of the San Antonio City Code is hereby amended in its entirety as follows:

The following fees are hereby established:

- (1) Inspection of Vehicle
Passenger Capacity:
15 or less . . . \$ 42.00
More than 15 . . . 84.00
- (2) Driver Permit . . . 10.00
- (3) Renewal of Driver Permit . . . 10.00
- (4) Replacement of Lost Driver Permit . . . 10.00
- (5) Operating Permit Transfers (per vehicle) . . . 25.00
- (6) Driver Transfers from One Holder to Another . . . 10.00
- (7) Supplemental Permits (5 days) . . . 25.00
(including airport operating permit)
- (8) Application fee . . . 100.00
- (9) Airport Operating Permit (per vehicle/per year) . . . 150.00
- (10) * Vehicle Permit (per vehicle/per year) . . . 400.00

All fees are due upon request of service and non-refundable.

*Fees for each vehicle authorized by the operating permit may be paid in four (4) equal installments which are due in advance on the first business day of January, April, July, and October of each year.

SECTION 12. Section 33-727 of the San Antonio City Code is hereby amended in its entirety as follows:

The following fees are hereby established:

- (1) Inspection of Vehicle
Passenger capacity:
15 or less . . . \$ 42.00
More than 15 . . . 84.00
- (2) Driver Permit . . . 10.00
- (3) Renewal of Driver Permit . . . 10.00
- (4) Replacement of Lost Driver Permit . . . 10.00
- (5) Operating Permit Transfers (per vehicle) . . . 25.00
- (6) Driver Transfers from One Holder to Another . . . 10.00
- (7) Supplemental Permits (5 days) . . . 50.00
(including airport operating permit)
- (8) Application fee . . . 100.00
- (9) Airport Operating Permit (per year/per vehicle) . . . 150.00
- (10) Historic District Destination Point Permits
per 5 consecutive days/per service . . . 20.00
per year/per service . . . 100.00
- (11) * Vehicle Permit (per vehicle/per year)
Passenger Capacity:
15 or less . . . 400.00
More than 15 . . . 500.00

All fees are due upon request of service and non-refundable.

* Fees for each vehicle authorized by the operating permit may be paid in four (4) equal installments which are due in advance on the first business day of January, April, July, and October of each year.

SECTION 13. Section 33-933 of the San Antonio City Code is hereby amended in its entirety as follows:

The following fees are hereby established:

- (1) Inspection of Vehicle
Passenger Capacity:
15 or less . . . \$ 42.00
More than 15 . . . 84.00
- (2) Driver Permit . . . 10.00
- (3) Renewal of Driver Permit . . . 10.00
- (4) Replacement of Lost Driver Permit . . . 10.00
- (5) Operating Permit Transfers (per vehicle) . . . 25.00

- (6) Driver Transfers from One Holder to Another . . . 10.00
- (7) Limited Taxi Permit (time only/per month) . . . 25.00
- (8) Taxicab Application . . . 100.00
- (9) *Citywide Taxicab Operating Permit (per year/per vehicle) . . . 400.00
- (10) Airport Operating Permit (per year/per vehicle) . . . 150.00
- (11) *Additional Citywide Taxicab (per year/per vehicle) . . . 400.00
- (12) Dispatch License (per year) . . . 100.00
- (13) Additional Dispatch Channel (per year) . . . 25.00

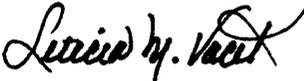
All fees are due upon request of service and are non-refundable.

* Fees for each vehicle authorized by the operating permit may be paid in four (4) equal installments which are due in advance on the first business day of January, April, July, and October of each year.

SECTION 14. This ordinance shall take effect on October 1, 2004.

PASSED AND APPROVED this 16th day of September, 2004.


M A Y O R
EDWARD D. GARZA

ATTEST: 
City Clerk

APPROVED AS TO FORM: 
for City Attorney