

THIS IS A PROPOSED DRAFT AND WILL BE REPLACED BY A FINAL, SIGNED ORDINANCE OR RESOLUTION ADOPTED BY THE CITY COUNCIL.

AN ORDINANCE

AMENDING SECTION 19-8 OF CHAPTER 19, ARTICLE I, OF THE CITY CODE OF SAN ANTONIO, TEXAS, WHICH PROHIBITS SOLICITING THE OCCUPANTS OF A MOTOR VEHICLE TO INCREASE THE PENALTY TO \$500.00.

WHEREAS, Chapter 19, Article I, Section 19-8 of the City Code of San Antonio, Texas, (“City Code”) prohibits the solicitation of occupants of vehicles, with some exceptions; and

WHEREAS, the City Council has determined that certain amendments to Chapter 19, Article I, Section 19-8 of the City Code are necessary; and

WHEREAS, the City Council finds that it has a governmental interest in protecting the general welfare, health, safety, and order of the citizens of the City and declares that these amendments are necessary in furtherance thereof; **NOW THEREFORE:**

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

SECTION 1. Subsection 19-8(d) of the City Code of San Antonio, Texas, is hereby amended in its entirety to read as follows:

- (d) Violation of any portion of this section constitutes a misdemeanor punishable by a fine not to exceed five hundred dollars.

SECTION 2. If any provision, section, subsection, sentence, clause, or phrase of this Ordinance, or the application of same to any person or sets of circumstances is for any reason held to be unconstitutional, void, or invalid, the validity of the remaining portions of this Ordinance or their application to other persons or sets of circumstances shall not be affected, thereby it being the intent of the City Council in adopting this Ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness, or invalidity of any other portion hereby, and all provisions of this Ordinance are declared to be severable for that purpose.

SECTION 3. The City Clerk of the City of San Antonio, Texas, is hereby directed to publish this Ordinance in a newspaper published in the City of San Antonio, Texas, as authorized by the City Charter of the City of San Antonio.

SECTION 4. This Ordinance shall become effective five days after publication, as provided for above, or on _____.

PASSED AND APPROVED this _____ day of _____, 2011.

M A Y O R
Julián Castro

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Michael D. Bernard, City Attorney