

Ordinance No. 09-020

An ordinance amending the “Municipal Court” Chapter of the Code of the City of Arlington, Texas, 1987, through the amendment of Article VI, Administration of the Court; by the addition of Section 6.09, School Crossing Guard Program Court Cost, relative to the creation of the school crossing guard program court cost; providing this ordinance be cumulative; providing for severability; providing for governmental immunity; providing for injunctions; providing for publication and becoming effective ten days after first publication

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARLINGTON, TEXAS:

1.

That the “Municipal Court” Chapter of the Code of the City of Arlington, Texas, 1987, is hereby amended at Article VI, Administration of the Court, by the addition of Section 6.09, School Crossing Guard Program Court Cost, so that hereafter said section shall be and read as follows:

**Section 6.09 School Crossing Guard Program Court Cost**

- A. Court Cost Created: There is hereby created a court cost, in accordance with Subchapter A, Chapter 102 of the Texas Code of Criminal Procedure, Article 102.014(b).
- B. Fee Assessed: A one dollar (\$1) court cost shall be assessed on each violation of an ordinance, regulation, or order regulating parking, stopping, or standing as allowed by Section 542.202, Texas Transportation Code, or Chapter 682, Texas Transportation Code.

2.

This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Arlington, and this ordinance shall not operate to repeal or affect any of such other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, in such other ordinance or ordinances are hereby repealed.

3.

If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, such holding shall not affect the validity of the remaining portions of this ordinance.

4.

All of the regulations provided in this ordinance are hereby declared to be governmental and for the health, safety and welfare of the general public. Any member of the City Council or any City official or employee charged with the enforcement of this ordinance, acting for the City of Arlington in the discharge of his/her duties, shall not thereby render himself/herself personally liable; and he/she is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of his/her said duties.

5.

Any violation of this ordinance can be enjoined by a suit filed in the name of the City of Arlington in a court of competent jurisdiction, and this remedy shall be in addition to any penal provision in this ordinance or in the Code of the City of Arlington.

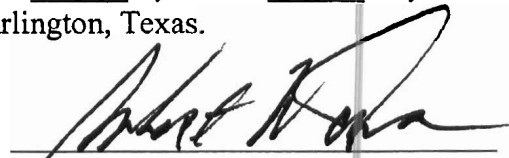
6.

The caption of this ordinance shall be published in a newspaper of general circulation in the City of Arlington, in compliance with the provisions of Article VII, Section 15, of the City Charter. Further, this ordinance may be published in pamphlet form and shall be admissible in such form in any court, as provided by law.

7.

This ordinance shall become effective ten (10) days after first publication as described above.

PRESENTED AND GIVEN FIRST READING on the 24<sup>th</sup> day of March, 2009, at a regular meeting of the City Council of the City of Arlington, Texas; and GIVEN SECOND READING, passed and approved on the 7<sup>th</sup> day of April, 2009, by a vote of 9 ayes and 0 nays at a regular meeting of the City Council of the City of Arlington, Texas.

  
ROBERT N. CLUCK, Mayor

ATTEST:  
  
KAREN BANLAR, City Secretary



APPROVED AS TO FORM:  
JAY DOEGEY, City Attorney

BY 