

ORDINANCE NO. 2009-03-08

AN ORDINANCE OF THE CITY OF LANCASTER, TEXAS, AMENDING THE CODE OF ORDINANCES BY AMENDING CHAPTER 8, OFFENSES AND NUISANCES, BY AMENDING ARTICLE 8.200, ABANDONED AND JUNKED VEHICLES, SECTION 8.201, DEFINITIONS, BY REPEALING AND REPLACING THE DEFINITION FOR JUNKED VEHICLE; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000.00); PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

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

SECTION 1. That Article 8.200 of the Lancaster Code of Ordinances be, and the same is hereby amended by amending Section 8.201, Definitions, by repealing and replacing the definition of Junked Vehicles, which shall read as follows:

"ARTICLE 8.200 ABANDONED AND JUNKED VEHICLES

Sec. 8.201 Definitions

.....

Junked Vehicle. Means any vehicle that is self-propelled and:

- (1) does not have lawfully attached to it:
 - (A) an unexpired license plate; and
 - (B) a valid motor vehicle inspection certificate; and
- (2) is:
 - (A) wrecked, dismantled or partially dismantled, or discarded; or
 - (B) inoperable and has remained inoperable for more than:
 - (i) 72 consecutive hours, if the vehicle is on public property; or
 - (ii) 30 consecutive days, if the vehicle is on private property.

.....”

SECTION 2. That all provisions of the Code of Ordinances of the City of Lancaster, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

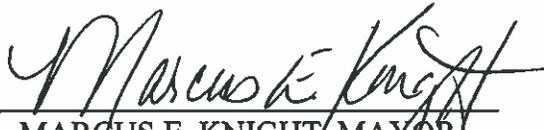
SECTION 3. That should any word, phrase, paragraph, or section of this ordinance or of the Code of Ordinances, as amended hereby, be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be unconstitutional, illegal or invalid, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 4. Any person, firm or corporation violating any of the provisions of this ordinance or the provisions of the Code of Ordinances of the City of Lancaster, Texas, as amended hereby, shall be deemed guilty of a misdemeanor and, upon conviction in the municipal court of the City of Lancaster, Texas, shall be subject to a fine not to exceed the sum of Two Thousand (\$2,000.00) dollars for each offense, and each and every day such offense shall continue shall be deemed to constitute a separate offense.

SECTION 5. That this ordinance shall take effect immediately from and after its passage and publication, as the law and charter in such cases provide.

DULY PASSED by the City Council of the City of Lancaster, Texas, this the 23rd day of
March 2009.

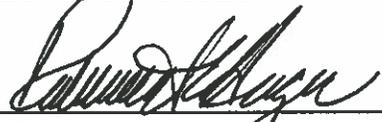
APPROVED:

By: 
MARCUS E. KNIGHT, MAYOR

ATTEST:

By: 
DOLLE K. SHANE, CITY SECRETARY

APPROVED AS TO FORM:

By: 
ROBERT E. HAGER, CITY ATTORNEY
(REH/cdb 3/13/09)