

ORDINANCE NO. _____

An ordinance amending Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code by amending Sections 42A-2, 42A-6, 42A-12, and 42A-40 and Article IV; providing an extension of the temporary parklet program, providing definitions and regulations for the street seats program; providing a penalty not to exceed \$2,000 for a violation governing fire safety, zoning, or public health and sanitation, and \$500 for all other violations; providing a saving clause; providing a severability clause; and providing an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (13.1) to read as follows:

“(13.1) GUIDEBOOK means the Dallas Street Seats Program Guidebook, published annually by the director on the office of special events website and containing city requirements and regulations for street seats.”

SECTION 2. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (16.1) to read as follows:

“(16.1) NACTO means the National Association of City Transportation Officials.”

SECTION 3. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (21.1) to read as follows:

“(21.1) PRIVATE STREET SEAT means a street seat that is permitted within the public rights-of-way for use by an establishment with an abutting property interest as an extension of its business capacity.”

SECTION 4. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (21.2) to read as follows:

“(21.2) PUBLIC STREET SEAT means a street seat that is open to the public and is permitted to a non-abutting person, property owner, or business operator with consent of abutting owners.”

SECTION 5. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (24.2) to read as follows:

“(24.1) STREET SEATS PROGRAM means the city council approved program using one of the city’s pre-approved plans to transition no more than two unobstructed street parking spaces into a small useable area by installing a safe perimeter and a platform that extends the sidewalk into the abutting rights-of-way (ROW) and is accompanied by amenities like benches, tables, bicycle parking, and planters. All street seats in the program are managed and maintained by the permit holder.”

SECTION 6. That Section 42A-2, “Definitions,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended by adding a new Paragraph (28) to read as follows:

“(28) UNOBSTRUCTED STREET PARKING means a dedicated parking spot without time restrictions.”

SECTION 7. That Section 42A-6, “Fees,” of Article I, “General Provisions,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended to read as follows:

“SEC. 42A-6. FEES.

(a) Special event permit. An applicant for a special event permit shall pay the following application processing fees:

Special Event Application Processing Fees*	
Base Application Fee Based On Expected Total Attendance	
<200	\$50
201 – 400	\$80
401 – 800	\$100
801 – 1000	\$150
1,001 - 2,000	\$200
2,001 - 4,000	\$300
4,001 - 8,000	\$400
8,001 - 12,000	\$500
12,001 - 20,000	\$600
20,001+	\$700
<i>In addition, select the applicable street closure fee:</i>	
No Street Closure - An event with no street closures.	\$0
Static Street Closure Event (Simple) - An event with a set footprint that is limited to one block on residential/neighborhood streets and does not involve the closure of any intersections.	\$50
Static Street Closure Event (Moderate) - An event with a set footprint that includes the closure of one to three street blocks or intersections.	\$100
Static Street Closure Event (Complex) - An event with a set footprint that includes the closure of four or more street blocks or intersections, or any closure in a high impact area.	\$200
Moving Event (Simple) - A moving event that is limited to trails and residential or neighborhood streets.	\$75
Moving Event (Moderate) - A moving event on city streets other than residential/neighborhood streets and outside of a high impact area.	\$150

Moving Event (Complex) - A moving event of which any part moves through a high impact area.	\$300
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* No application processing fees for a special event that is open to the public and being conducted at the Dallas Farmers Market as produced by the Dallas Farmers Market in compliance with the market's agreements and covenants with the city. An application under the temporary parklet program must pay a one-time base application fee of \$50 based on an application with an expected total attendance of less than 200.

(b) Neighborhood market. An applicant for a neighborhood market permit shall pay the following application processing fees:

NEIGHBORHOOD MARKET ANNUAL APPLICATION PROCESSING FEES	
Base Application Fee	\$100
Per every 10 vendors	\$25
Street Closure Fee - Simple (1 block, no intersections)	\$50

(c) Street seats. An applicant for a street seats permit shall pay the following application processing fees:

<u>STREET SEATS PERMIT PROCESSING FEES</u>	
<u>Base Application Fee : Phase I Permit (construction approved)</u>	<u>\$500</u>
<u>Phase II Permit (occupancy approved)</u>	<u>\$500</u>

(d) Streetlight pole banners. An applicant for a streetlight pole banner shall pay the following application processing fees:

STREET POLE BANNER APPLICATION PROCESSING FEES	
Base Application Fee	\$100
Per Pole Fee	\$20
Permitted event - First 5 poles at no charge, additional poles will be invoiced at full price (banners must be related to permitted event).	<i>5 poles at no charge</i>
District Identification Banners – District identification banners do not include short-term event banners designed to promote events, festivals, major sporting events, or tourism programs with specific dates or time periods.	<i>No charge</i>

(e[d]) Dallas Farmers Market. An applicant for a Dallas Farmers Market farmers market permit shall pay an annual application processing fee of \$400.

(f[e]) Additional application processing fees for all permit types.

(1) A late application processing fee of \$40 per day is required, in addition to the applicable application processing fees required by Subsections (a), (b), (c), (d), and (e) of this section, if the application is filed with the director less than the minimum number calendar days required by Sections 42A-12, 42A-21, 42A-29, or 42A-35 before the scheduled activity is to begin. This fee is limited to five days.

(2) An application processing fee of \$50 per minor change to an application requested by the applicant.

(3) An application processing fee of \$5,000 for a full or half street closure of the Margaret Hunt Hill Bridge for a period of 24 hours or less.

(4) An application processing fee of \$2,000 for a partial lane closure of the Margaret Hunt Hill Bridge for a period of 24 hours or less.

(5) An application processing fee of \$500 for a clean zone.

(6) An application processing fee of \$50 if alcohol will be provided at a permitted activity.

(7) An application processing fee of \$150 if alcohol will be sold at a permitted activity.

(g[f]) Additional city department related fees when applicable.

(1) A fee of \$1,500 for the required activation of the office of emergency management for a planned permitted activity where the expected attendance is 30,000 or more.

(2) A parking meter hooding or removal fee, computed in accordance with Section 28-114.12 of this code, for each parking meter required by the applicant to be hooded or removed for a planned permitted activity.

(3) A rental fee for city equipment and property used by the applicant for a planned permitted activity.

(4) A fee for the number of Dallas police officers, Dallas fire-rescue officers, or vehicles required by Sections 42A-13 and 42A-14 to provide security, crowd control, and traffic control at a permitted activity.

(5) A fee to reimburse the city for direct costs incurred by the city in providing services at a permitted activity; direct costs include, but are not limited to, the reasonable costs of

setup, cleanup, public safety, oversight of city facilities and equipment, electrical services, construction, placement and retrieval of city equipment, and other related services beyond what the city would provide to the general public in the ordinary course of its daily operations.

(6) Fee for all other required permits and licenses must be paid.

(h[g]) Non-profit applicants. The base application fee for all application types will be reduced by 50 percent for a certified 501(c)(3) non-profit applicant.

(i[h]) List of charges. A current list of charges for the items, services, and personnel described in Subsections (g)(3), (4), and (5) and in Subsection (k[j]), and for any other items, services, or personnel that may be required under this chapter, must be maintained by the director and published annually to the office of special events website. The chiefs of the police department and fire-rescue department shall provide to the director the current schedule of charges for the personnel and vehicles described in Subsection (g)(5).

(j[i]) Security deposit. Not less than 10 days before the date of the planned permitted activity, the applicant shall deposit with the appropriate city department an amount equal to a security deposit for any city equipment or property rented under Subsection (g)(3), to be refunded to the applicant if the equipment or property is returned undamaged to the city.

(k[j]) Police and fire-rescue fees. The applicant shall pay any remaining fees owed for all public safety expenses incurred by a special event, neighborhood market, street seats or Dallas Farmers Market farmers market within 15 business days after receipt of an invoice from the city.

(l[k]) Waiver. All or part of the application processing fees required by this section to be paid to the city for a city-sponsored activity may be waived by approval of the city manager or by city council resolution.

(m[l]) Fee credit. If an application or permit is cancelled due to an Act of God and the permitted activity is rescheduled for an available date within 60 days from the original event date, any previously paid application processing fees will be credited toward the rescheduled date.”

SECTION 8. That Subsection (j) of Section 42A-12, “Application; Issuance,” of Article II, “Special Event Permits,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended to read as follows:

“(j) After reviewing and confirming all permit requirements have been met, the director shall issue the special event permit unless denial or revocation is required by Section 42A-20. Except as provided in this subsection, a special event permit will be issued for a period not to exceed 10 consecutive days. A special event permit for a city-sponsored event on city hall plaza will be issued for a period not to exceed 30 consecutive days. Except as provided in this

subsection, a special event permit may be extended for additional consecutive 10-day periods not to exceed 60 days in a calendar year. Except as provided in this subsection, all applicable fees must be paid for any permit extensions. A special event permit issued under the temporary parklet program may be extended for additional consecutive 10-day periods until April 30, 2021 [~~December 31, 2020~~]. No fees are required for extension of a special event permit issued under the temporary parklet program.”

SECTION 9. That Subsection (1) of Section 42A-12, “Application; Issuance,” of Article II, “Special Event Permits,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended to read as follows:

“(1) Special event permits issued under the temporary parklet program may not be extended beyond April 30, 2021 [~~December 31, 2020~~].”

SECTION 10. That Article IV, “Reserved,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the City of Dallas Code, is amended to read as follows:

**“ARTICLE IV.
DALLAS STREET SEATS PROGRAM [~~RESERVED~~].**

SEC. 42A-28.1. ESTABLISHMENT OF RULES AND REGULATIONS.

(a) The director shall publish a guidebook entitled Dallas Street Seats Program Guidebook on the office of special events website.

(b) Before adopting, amending, or abolishing a rule, the director shall hold a public hearing on the proposal.

(c) The director shall fix the time and place of the hearing and, in addition to notice required under the Open Meetings Act (Chapter 551, Texas Government Code), as amended, shall notify each street seats permit holder and such other persons as the director determines are interested in the subject matter of the hearing.

(d) After the public hearing, the director shall notify all street seats permit holders and other interested persons of the director's action and shall post an order adopting, amending, or abolishing a rule on the official bulletin board in city hall for a period of not fewer than 10 days. The order becomes effective immediately upon expiration of the posting period.

SEC. 42A-28.2. APPLICATION; ISSUANCE.

(a) A person desiring to host a street seat shall submit an online application with the office of special events. A complete application must be filed a minimum of 90 days before the proposed street seat opening date or a minimum of 60 days before the proposed construction start date.

(1) Applications for a street seats permit will be accepted starting on February 4, 2021; and

(2) A Phase II permit issued under the street seats program will expire two years after issuance. Applicants can apply for a new Phase II Permit 60 days before the expiration date listed on the Phase II Permit. All Phase II Permit Processing fees apply.

(b) An application must be completed in full before it can be invoiced. The application review process will not begin until the application processing fee has been paid. Submission of a complete application does not guarantee a street seats permit will be issued. All requirements must be met prior to permit issuance. Applications are processed on a first come first serve basis.

(c) An applicant shall provide a \$1,000 refundable bond to secure removal of the street seat prior to issuance of the Phase I permit. The bond will be refunded when removal by permit holder is completed to the satisfaction of the city.

(d) If the director determines that an application requires additional information in order to make a decision, or if additional fees will be required to process the application, the application will be considered incomplete and cancelled if the applicant does not supply the additional information or fees after the director has sent two reminder emails and made one reminder phone call after a period of 10 calendar days without a response from the applicants.

(e) If the director determines that an applicant has failed to pay any outstanding fees assessed under Section 42A-6 of this chapter for the proposed scheduled activity or a past scheduled activity, the application will be deemed incomplete and the application will be cancelled. An application that been cancelled under this subsection cannot be re-filed for 12 months.

(f) If the applicant makes major changes to the original submission of an application after the review has been initiated, this will result in the original permit application being deemed incomplete and cancelled. A revised permit application will be required, along with new application processing fees if the applicant wishes to pursue the application.

(g) An application may be cancelled if there is a scheduled utility repair/installation, street improvement, adjacent development project, parking space reassignment, or other restoration project, or if the location is deemed inappropriate by the director of transportation, public works, or office of special events. The applicant may be given the option to proceed with a shorter-term permit or to delay installation.

(h) An application that has been cancelled because it is incomplete cannot be appealed under section 42A-8 and all application processing fees are forfeited.

(i) Upon receipt of a complete application, the application processing fee, and a \$1,000 refundable removal bond, the director shall forward a copy of the application to all applicable city departments and partner agencies for review. Consideration will be given based on accessibility, public safety, location, potential to enhance street scape, community and property owner support, adherence to design and public safety standards, quality of design, and capacity to construct, maintain, and remove the street seat among other factors.

(j) After reviewing and confirming all permit requirements have been met, the director shall issue a street seats permit unless denial or revocation is required by Section 42A-28.9.

(1) Private street seats permits are issued for parking spaces immediately abutting the applicant's business for the purpose of expanding the businesses seating capacity.

(2) Public street seats permits may be issued to a non-abutting person or entity after obtaining consent from abutting properties and required public support.

(3) A street seats Phase I permit will be issued within 60 days of receipt of the application processing fee and proof of compliance with all requirements.

(4) A street seats Phase II permit may be issued within 30 days after construction commences based on successful site inspections, construction completion, and confirmation of compliance with all requirements

(k) No more than one street seat permit may be issued on a given block without written support from additional stakeholders as defined by director.

SEC. 42A-28.3. LOCATION, DESIGN, AND OPERATIONS.

(a) A street seat must meet the requirements in this subsection which are further described in the guidebook.

(1) Street seats may only be placed adjacent to the curb in an unrestricted parking lane, on a street with dedicated permanent parking, and a posted speed limit of 30 miles-per-hour or less.

(2) A street seat may only activate in a space no larger than two parking spaces.

(3) A street seat may not interfere with other curb uses.

(4) A street seat must not create any interference with existing utility access and maintenance (i.e. manholes, storm and wastewater, telecom, etc.)

(5) Street seats are prohibited within a designated fire lane.

(6) Street seats must maintain required distances from other street amenities in accordance with the guidebook.

(b) Each street seat application must include a site plan as detailed in the guidebook.

(c) A street seat may require site visits or inspections by city staff. If site visits or inspections are required, the applicant or the applicant's design and installation contractors shall accompany city staff on scheduled site visits or inspections.

The design submitted with the application must be approved by city departments and must comply with NACTO parklet guidelines.

(e) A permit holder is responsible for providing and maintaining all street seats elements including furniture and amenities.

(f) Designs must meet all city requirements and safety regulations as detailed in the guidebook.

SEC. 42A-28.4. PUBLIC SAFETY REVIEW.

The applicant shall provide a road safety review produced by a professional engineer licensed in the state of Texas within 14 days of application acceptance. The review must be specific to the proposed street seat location and must confirm that the proposed street seat follows the NACTO parklet guidelines and all city requirements and safety regulations as detailed in the guidebook.

SEC. 42A-28.5. COMMUNITY SUPPORT AND PROPERTY AUTHORIZATION.

(a) An applicant must provide written approval from the following parties as part of the permit application:

(1) the property owner of the real estate immediately adjacent to the proposed street seat,

(2) all adjacent tenants if utilizing any public property that is immediately adjacent to or abutting an establishment other than the applicant's establishment,

(3) from the property owner if utilizing any private property other than property owned exclusively by the applicant.

(b) An applicant shall secure permission for utilizing restrooms owned by another establishment.

SEC. 42A-28.6. PUBLIC NOTICE.

(a) Public notice must be displayed within the window of the abutting establishment for a minimum of 30 days during the application review to allow for public input.

(b) Written notice must be given to owners and occupants of real property abutting the proposed street seat and those impacted by the street seat utilizing the template provided by the director a minimum of five days prior to the first date of construction. Notice may be delivered by hand, mail, or email.

SEC. 42A-28.7. INSURANCE REQUIREMENTS.

(a) An applicant for a street seat permit shall procure and keep in full force and effect no less than the insurance coverage required by this section through a policy or policies written by an insurance company that:

(1) is authorized to do business in the State of Texas;

(2) is acceptable to the city;

(b) The insured provisions of the policy must name the city and its officers and employees as additional insureds, and the coverage provisions must provide coverage for any loss or damage that may arise to any person or property by reason of the operation of a street seat.

(1) The certificate of insurance or policy and endorsements will be evidenced by delivery to Office of Special Events, 650 S. Griffin St., Dallas TX 75201.

(2) All certificates of insurance shall name the City of Dallas as the certificate holder.

(c) An applicant shall maintain commercial general liability insurance and must provide single limits of liability for bodily injury (including death) and property damage of \$500,000 for each occurrence, with a \$1 million annual aggregate.

(d) Insurance required under this article must:

(1) include a cancellation provision in which the insurance company is required to notify the director in writing not fewer than 30 days before cancelling the insurance policy (for a reason other than non-payment) or before making a reduction in coverage;

(2) include a cancellation provision in which the insurance company is required to notify the director in writing not fewer than 10 days before cancelling for non-payment;

(3) include an endorsement to waive subrogation in favor of the city and its officers and employees for bodily injury (including death), property damage, or any other loss.

(4) comply with all applicable federal, state, and local laws.

(e) Any insurance policy required by this article must be on file with the city within 45 days of the issuance of the initial street seat permit, and thereafter within 45 days of the expiration or termination of a previously issued policy.

(f) Liquor liability insurance is required if street seats will be used for alcohol consumption, with a minimum limit of \$1 million each claim.

(g) In addition to the insurance requirements in this section, the director may require additional insurance for a permit if such additional insurance is recommended by the city's risk manager as being necessary for the protection of the city or the public health, safety, and welfare.

SEC. 42A-28.8. STREET SEAT REMOVAL.

(a) The city reserves the right to require removal of a street seat for street improvements, utility work, emergencies, public safety, violation of agreements or permits, or other outstanding circumstances deemed necessary by the city.

(b) If at any time the directors of the office of special events or the departments of public works or transportation, require the removal of the street seat, the permit holder shall promptly remove the street seat within three business days in order to conform to the requirement, without any cost to the city.

(c) A permit holder shall, at its own expense, remove a street seat within five business days of permit expiration and return the area to the same condition as it was prior to installation.

SEC. 42A-28.9. DENIAL OR REVOCATION.

(a) The director shall deny a street seats permit if:

(1) the applicant fails to meet any of the requirements outlined and defined in the guidebook;

(2) the applicant fails to provide proof that the applicant possesses or is able to obtain a license or permit required by another city ordinance or other applicable law for the conduct of all activities included as part of the street seat;

(3) the applicant has had a street seats permit revoked within the preceding 14 months;

(4) the applicant has received, within the preceding 14 months, two or more notices of violation or citations related to a provision of a street seat permit or this chapter;

(5) the director of transportation, public works, office of special events, the chief of the police department, or the chief of the fire-rescue department, determines that the street seat would pose a serious threat to the public health, safety, or welfare;

(6) the applicant or any other person responsible for the conduct or sponsorship

of the street seat is overdue in payment to the city of taxes, fees, fines, or penalties assessed against or imposed upon the applicant or other person;

(7) the applicant has a history of conducting or sponsoring street seats in a disorderly, unsafe, unsanitary, or fiscally irresponsible manner;

(8) the director is notified of any code violation on the abutting property; or

(9) a street seat will interfere with the rights of nearby residents to the quiet, peaceable, and undisturbed enjoyment of their property.

(10) A street seat interferes with other curb uses including but not limited to:

(i) Fire hydrant.

(ii) Valet operation.

(iii) Bus stop or transit station.

(iv) Loading zone.

(v) Taxi zones.

(vi) Handicapped-access parking spaces.

(vii) Other specially designated zones.

(viii) Licensing to another establishment.

(b) The director shall revoke a street seats permit if:

(1) the applicant fails to comply with, or the street seat is in violation of, any provision of the street seats permit, a city ordinance, or any other applicable law;

(2) the permit holder made a false statement or omission of material fact on an application for a street seat permit;

(3) the director of transportation, public works, office of special events, or the chief of the police department or the chief of the fire-rescue department determines that the street seat would pose a serious threat to the public health, safety, or welfare;

(4) the permit holder fails to maintain public order in and around the street seat;

(5) the permit holder failed to pay any outstanding fees assessed under Section 42A-6 of this chapter for the proposed street seat or for a past street seat;

(6) the director is notified that the permit holder or any other person responsible for the conduct or sponsorship of the street seats is overdue in payment to the city of taxes, fees, fines, or penalties assessed against or imposed upon the permit holder or other person; or

(7) the director is notified of any code violations on the abutting property.”

SECTION 11. That Section 42A-40, “Offenses,” of Article VII, “Enforcement,” of Chapter 42A, “Special Events; Neighborhood Markets; Dallas Farmers Market Farmers Market; Streetlight Pole Banners,” of the Dallas City Code is amended to read as follows:

“SEC. 42A-40. OFFENSES.

(a) A person commits an offense if he commences set up or conducts a special event, or neighborhood market, or erects a street seat or a streetlight pole banner:

(1) without a permit issued under this chapter or, for a streetlight pole banner in a special provision sign district, a sign permit issued under Chapter 51A of this code; or

(2) in violation of any provision of a permit issued under this chapter, this chapter, or any other city ordinance or applicable law.

(b) A person commits an offense if he is the individual named by the permit holder as the contact person for the event and he fails to meet police officers or code enforcement officers at the site of the special event, [ø] neighborhood market, or street seat within one hour of being contacted by a police officer or code enforcement officer by telephone or email.

(c) The culpable mental state required for the commission of an offense under this chapter is governed by Section 1-5.1 of this code.

(d) This chapter may be enforced by the director of the office of special events, the director of code compliance, the chief of police, the fire chief, the director of mobility, and the director of public works, or their designated representatives.”

SECTION 12. That a person violating a provision of this ordinance, upon conviction, is punishable by a fine not to exceed \$2,000.

SECTION 13. That Chapter 42A of the Dallas City Code shall remain in full force and effect, save and except as amended by this ordinance.

SECTION 14. That any act done or right vested or accrued, or any proceeding, suit, or prosecution had or commenced in any action before the amendment or repeal of any ordinance, or part thereof, shall not be affected or impaired by amendment or repeal of any ordinance, or part thereof, and shall be treated as still remaining in full force and effect for all intents and purposes as if the amended or repealed ordinance, or part thereof, had remained in force.

SECTION 15. That the terms and provisions of this ordinance are severable and are governed by Section 1-4 of Chapter 1 of the Dallas City Code, as amended.

SECTION 16. That this ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Charter of the City of Dallas, and it is accordingly so ordained.

APPROVED AS TO FORM:

TAMMY PALOMINO, City Attorney

By _____
Assistant City Attorney

Passed _____