

Ordinance amending Section 3-3(2)(c) of the Code of Ordinances to increase the fee for a banner permit from \$25.00 to \$35.00; providing for severance; and providing for publication.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. Section 3-3(2)(c) of the City of Corpus Christi Code of Ordinances is amended as shown:

CHAPTER 3 ADVERTISING

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ARTICLE I. IN GENERAL

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Sec. 3-3. - Banners, etc., over public streets.

No person may build, construct, fasten, tie, install, remove, or maintain any banners, streamers or other similar materials ("banners") anywhere in the city in such a manner that the same is above, over or across any public right-of-way or street or public property within the city except as set out below:

(1)

The city traffic engineer may issue a permit for installation of banner for a temporary period of time, set out in the permit, at specific locations over or across city property or street right-of-way to a nonprofit organization promoting, or any person engaged in promoting, a nonprofit public event or activity or donating one hundred (100) per cent of the net proceeds (less banner costs and associated banner expenses) to a nonprofit organization, subject to compliance with the conditions set out below.

(2)

Prior to issuance of the permit and installation of banners, the permittee must:

a.

Furnish a certificate of insurance, meeting the insurance requirements set by the risk manager, to the city traffic engineer and risk manager, naming the city as additional insured, no less than ten (10) business days prior to the first day of the permitted banner installation.

- b. Sign an indemnity form indemnifying the city from all personal injury or property damage that might result from installing, maintaining, or removing the banners.
- c. Pay a nonrefundable processing fee of ~~twenty-five dollars (\$25.00)~~ **thirty five dollars (\$35.00)** for administrative costs associated with issuing the permit.
- d. Agree in writing to install, maintain, and remove the banner in the manner and at the times set by the city traffic engineer, and stated in the permit, and to ensure that the banner remains properly secured during the time it is permitted.

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SECTION 2. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

SECTION 3. Publication shall be made one time in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

That the foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2012, by the following vote:

Joe Adame	_____	David Loeb	_____
Chris N. Adler	_____	John E. Marez	_____
Kelley Allen	_____	Nelda Martinez	_____
Larry Elizondo, Sr.	_____	Mark Scott	_____
Priscilla G. Leal	_____		

The foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2012, by the following vote:

Joe Adame	_____	David Loeb	_____
Chris N. Adler	_____	John E. Marez	_____
Kelley Allen	_____	Nelda Martinez	_____
Larry Elizondo, Sr.	_____	Mark Scott	_____
Priscilla G. Leal	_____		

PASSED AND APPROVED on this the _____ day of _____, 2012.

ATTEST:

Armando Chapa
City Secretary

Joe Adame
Mayor