

AN ORDINANCE 2015-06-18-0563

AMENDING CHAPTER 25, ARTICLE IV OF THE CITY CODE OF SAN ANTONIO, TEXAS, BY ESTABLISHING THAT THE RESIDENTIAL ALARM PERMIT FEE SHALL BE WAIVED FOR RESIDENTS WHO HAVE BEEN A VICTIM OF FAMILY VIOLENCE, CHILD ABUSE, SEXUAL ASSAULT, AGGRAVATED SEXUAL ASSAULT OR STALKING.

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WHEREAS, every person who lives in San Antonio should feel safe and secure in their home; and

WHEREAS, every person should be allowed to make any provision such person deems necessary to enhance their safety and security while at home, by installing a residential alarm system; and

WHEREAS, those persons who have been a victim of family violence, child abuse, sexual assault, aggravated sexual assault or stalking may feel a special need for a residential alarm, and are justified in requesting the waiver of any permit fee to provide for their own protection and security; **NOW THEREFORE:**

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

SECTION 1. Chapter 25, Article IV, Sec. 25-56 of the City Code of San Antonio, Texas, is amended to add subsection (s), to read as follows:

Victim means a person who is the subject of an offense under the Texas:

- (1) Family Code, sections 71.004 (Family Violence) or 261.001(1) (Child Abuse); or
- (2) Penal Code, sections 22.011 (Sexual Assault), 22.021 (Aggravated Sexual Assault) or 42.042 (Stalking).

SECTION 2. Chapter 25, Article IV, Sec. 25-57, subsection (b), is modified by deleting the existing language, and adding the following language:

The following annual fees, which are non-refundable, shall be due for the issuance and renewal of each permit:

- (1) \$40 for a residential alarm site;
- (2) \$35 for a residential alarm site for a person 65 years of age, or older, who is eligible for a homestead exemption;
- (3) the fee for a permit shall be waived for a residential alarm site at which a resident provides certification notice, on a form developed by the chief, that the resident has been a victim as defined in section 25-56(s); and,
- (4) \$100 for a commercial alarm site.

SECTION 3. The remainder of Chapter 25, Article IV of the City Code of San Antonio, Texas, shall remain in full force and effect, save and except as amended by this Ordinance.

SECTION 4. Should any portion of this ordinance for any reason be held illegal, inoperative, invalid, unconstitutional or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted or ordained without the portion held to be illegal, inoperative, invalid, unconstitutional or ineffective.

SECTION 5. The publishers of the City Code of San Antonio, Texas are authorized to amend said Code to reflect the changes adopted herein, to correct typographical errors and to format and number paragraphs to conform to the existing Code.

SECTION 6. This ordinance shall take effect October 1, 2015.

PASSED and APPROVED this ____th day of _____, 2015.

M A Y O R
Ivy R. Taylor

ATTEST:

APPROVED AS TO FORM:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney