

ORDINANCE NO. 2018-O-089

AN ORDINANCE OF THE CITY OF LAREDO, TEXAS, AMENDING CHAPTER 18 BY ADDING ARTICLE VI TO REQUIRE ANY PERSON, FIRM, PARTNERSHIP, ASSOCIATION, CORPORATION, OR OTHER ENTITY, TO OBTAIN A PERMIT FROM THE BUILDING SERVICES DEPARTMENT PRIOR TO OPERATING AN AMUSEMENT RIDE, INCLUDING AN INFLATABLE BOUNCE HOUSE; PROVIDING FOR A \$25.00 FEE FOR EACH AMUSEMENT RIDE; PROVIDING FOR THE DENIAL OF A PERMIT AND PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND DECLARING AN EFFECTIVE DATE. (AS AMENDED)

WHEREAS, the City Council of the City of Laredo ("City Council") is concerned about injuries resulting from the operation of amusement rides;

WHEREAS, the United States Consumer Product Safety Commission ("CPSC") in its most recent report estimated 113,272 emergency department-treated injuries associated with inflatable amusements in a 10 year period;

WHEREAS, the CPSC has also reported a statistically increasing linear trend of yearly estimates for emergency department-related injuries associated with inflatable amusements;

WHEREAS, City Council is concerned about amusement ride operators failing to comply with existing State of Texas regulations relating to the operation of amusement rides;

WHEREAS, the City is expressly authorized to require permits for private business establishments operating within the City of Laredo;

WHEREAS, the City Council desires to minimize adverse effects resulting from amusement rides that are not annually inspected nor in compliance with insurance requirements mandated under State law and thereby protect the health, safety, and welfare of its citizenry;

WHEREAS, the City Council has determined it is in the public's best interest and in support of health, safety and welfare of the citizens of the City that amusement rides be regulated through a permit process;

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

Section 1. The City of Laredo Code of Ordinances, Chapter 18, Licenses, Permits and Miscellaneous Business Regulations, is hereby amended as follows:

ARTICLE VI

Sec. 18-27 Local permit fee for amusement rides, including inflatable bounce houses.

(a) Amusement ride shall mean any mechanical device that carries or conveys passengers along, around or over a fixed or restricted route or course or within a defined area for the purpose of giving its passengers amusement, pleasure or excitement. The term includes rides that are mechanically inflated using a continuous airflow device and provide a surface for bouncing and jumping or sliding or, creates an enclosed space for the purpose of amusement but such term does not include:

(1) Any coin-operated ride that is manually, mechanically or electrically operated and customarily placed in a public location and that does not normally require the supervision or services of an operator; or

(2) Non-mechanized playground equipment including but not limited to, swings, see-saws, stationary spring-mounted animal features, rider-propelled merry-go-rounds, climbers, playground slides, trampolines, and physical fitness devices; or

(3) Amusement rides which are used solely by the owner of the ride, his or her family and guests for their personal enjoyment and for which no admission fee is charged.

(b) Amusement ride operator shall mean a person, firm, company, or any other business who, for a fee, offers or provides for the use of an amusement ride to any individual, group, or organization.

Sec. 18-28 Permit Application and Insurance Required for Amusement Rides

(1) An amusement ride operator shall make an application for the operation

and use for each amusement ride operated within the city. The annual fee for each permit application is \$25 and shall be renewed annually and shall be non-refundable.

- (2) No person shall conduct, operate, manage or sponsor any amusement ride without first filing with the Building Services Department the following:*
- a. a copy of the most recent inspection certificate associated with the amusement ride;*
 - b. evidence of insurance in compliance with the amounts required by Texas. Occupations Code Sec. 2151.101; and*
 - c. evidence the Texas Department of Insurance has issued a compliance sticker for the amusement ride.*

18-29 Denial of Amusement Ride Permit

- (1) The applicant has knowingly made false, misleading or fraudulent statement to the City in the application process;*
- (2) The application is incomplete or does not contain the information required by the Chapter;*
- (3) The applicant fails to comply with any conditions of approval including, but not limited to:*
 - (a) Remittance of all application and licensing fees;*
 - (b) Proof of insurance for each ride;*
 - (c) Proof of certification of inspection for each ride;*
 - (d) Evidence the Texas Department of Insurance has issued a compliance sticker for each ride;*
- (4) The applicant, in the last eighteen (18 months), has violated the requirements of this Section or Title 13 Chapter 2151 of the Texas Occupations Code relating to the regulation of amusement rides. A certified copy of conviction from any local or county court for any violation contained within this section is prima facie evidence of a violation. A conviction shall include deferred adjudication or being adjudged guilty upon entering a plea of no contest.*

Section 2. Cumulative

This ordinance shall be cumulative of all provisions of ordinances of the City of Laredo, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 3. Severability

If any provision, section subsection, sentence, clause, or phrase of this ordinance, or the application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void or invalid, the validity of the remaining portions of this

ordinance or their application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting this ordinance that no portion hereof or provision or regulation contained herein shall become inoperative or fail by reason of any unconstitutionality, voidness or invalidity or another portion hereof, and all provisions of this ordinance are declared to be severable for that purpose.

Section 4. Penalty

Any person, firm, partnership, or corporation, who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be punished by a fine not to exceed \$500.00 for each offense. Each day that a violation exists shall constitute a separate offense.

Section 5. Publication

The City Secretary of the City of Laredo is hereby directed to publish the proposed Ordinance as required by Section 2.09 of the Charter of the City of Laredo.

Section 6. Effective Date

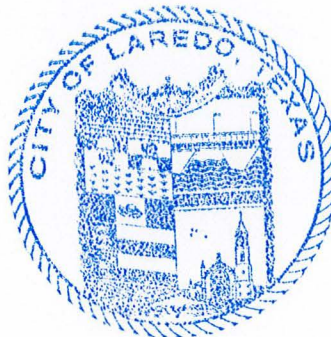
This ordinance shall become effective as and from and after its adoption and publication required by the City Charter and by state law.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR ON THIS
18 DAY of June 2018.


PETE SAENZ MAYOR

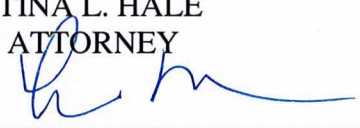
ATTESTED:


JOSE A. VALDEZ JR.
CITY SECRETARY



APPROVED AS TO FORM:

KRISTINA L. HALE
CITY ATTORNEY

BY: 
LISA M. PAUL
ASSISTANT CITY ATTORNEY

City Council-Regular

Meeting Date: 06/18/2018

Initiated By: Horacio A. De Leon, City Manager

Staff Source: Lisa Paul, Assistant City Attorney

SUBJECT

2018-O-089 An Ordinance of the City of Laredo, Texas, amending Chapter 18, by adding Article VI to require any person, firm, partnership, association, corporation, or other entity, to obtain a permit from the Building Services Department prior to operating an amusement ride, including an inflatable bounce house; providing for a \$25.00 fee for each amusement ride; providing for the denial of a permit and providing that this Ordinance shall be cumulative; providing a severability clause; providing a penalty clause; providing for publication; and declaring an effective date. (AS AMENDED).

VENDOR INFORMATION FOR COMMITTEE AGENDA

N/A.

PREVIOUS COUNCIL ACTION

On May 7, 2018, Council approved a motion implementing a permit approval process for amusement rides, including inflatable bounce houses.

BACKGROUND

City has been made aware local businesses are renting amusement rides, including inflatable bounce houses, without complying with state regulations which require proof of insurance and proof that ride has been inspected.

COMMITTEE RECOMMENDATION

None.

STAFF RECOMMENDATION

Approval.

Fiscal Impact

Fiscal Year:

Budgeted Y/N?:

Source of Funds:

Account #:

Change Order: Exceeds 25% Y/N:

FINANCIAL IMPACT:

Permit fees will be deposited into General Fund.

Attachments

Bounce House Ordinance

For Sale Blakslee Dough Mixer, 60 qt, no accessories, manual, good cond., \$1,500. (956) 602-0592

For Sale Used Normal Wheelchair needs, slight repair, \$250.00 cash only. (956) 727-2102

For Sale: Blue and white Patient Lift - New \$875. OBO 956-645-5643



For Sale: Blue and white Patient Lift - New \$875. OBO 956-645-5643

HARLEY DAVIDSON todo/Nuevo/mediano, chaquetas \$60.00 chalecos \$30.00 camisetas \$5.00, 956-206-3677

Kenmore stainless steel dish washer & refrigerator, Kenmore washer & dryer, very good working cond. \$1,000. for all pieces, (956)324-7499

Moving Sale! adornos finos, oil canvas, bronceos, lamparas, tapetes persa, occasional antique furniture, sala, comedor, etc. From 12-7 pm 1501 Clark Blvd. corner at Seymore

New A/C Wi-fi Thermo-stat, Installed for \$190. (956)231-3528

for lease (956)763-0733

TRANSPORTATION



BOATS 190

2005 Alumacraft 20'6", with 2004 Yamaha 115 horsepower, 2 stroke, 1 Owner, \$8,000. (956)285-0004

LEGALS 250

PUBLIC NOTICE

Pursuant to the provision of State of Texas V.C.S. Article 44779a of the Texas Litter Abatement Act V. subtitled Abandoned Motor Vehicles. Where as the identity of the Owner and Lienholders of the vehicles described below is obscure notice of the impoundment of these vehicles is hereby served. Claimants will be responsible for all fees associated with the towing, and storage of said vehicles. Claimants will be required to present proper evidence of ownership and photo License. Failure to claim said vehicles within thirty (30) days of this notice shall be deemed as a waiver of all right, title and interest in said vehicle and thereby consent to the sale of said vehicle.

VESSELS TO-WIT
1995 Jeep Cherokee
VIN: 1J4GZ58Y9SC733669
Impounded location: 2400 Guadalupe St
Impounded date: 06/10/2018

1996 Chevy Lumina
VIN: 2G1WN52MXT1154502
Impounded location: International Bridge II
Impounded date: 06/21/2018

2014 Polaris
ATV 500

Laredo, TX 78044
956-722-3995
rvillarreal@stdc.cog.tx.us
L-53

ORDINANCE NO. 2018-O-088
AMENDING THE ZONING ORDINANCE (MAP) OF THE CITY OF LAREDO BY REZONING LOTS 7-9, BLOCK 1490, EASTERN DIVISION, LOCATED AT 2508 CORTEZ ST., FROM R-3 (MIXED RESIDENTIAL DISTRICT) TO B-4 (HIGHWAY COMMERCIAL DISTRICT); PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.
L-80

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L-81

Wall Tires, Rinehart Racing Mufflers, and much chrome. Asking \$13,000. or will consider offers. 956-724-6957 Lv. message.



2009 Suzuki MC, low mileage 10,574, Price \$3,000. Firm, (956)285-4779

2013 SSR 150CC Rowdy Scooter, one owner, excellent cond., \$1,300. (956) 753-3110/ 615-3886



2000 Harley Davidson Fatboy Raffle Tickets for Sale, custom motorcycle, lots of extras, \$75.00 each. Call (956) 267-0805



2017 Harley Davidson Model FXS 300 mi., brand new, \$17,500 obo. (956) 326-9734

SUVS 196

2003 Ford F-250 Diesel Heavy Duty, 162K miles, one owner, Blue Title, \$7,500. 956-645-9084



2005 Ford F150, extended cab, very good cond. \$5,800. OBO (956)285-7001



2005 GMC 1500 HD, 70,600mi., brand new tires, grill protector, headache rack, \$14,500. (956) 744-3200

2006 Ford Freestyle, doble a/c, limpia, \$1,300. Transmision dañada. (956)324-8404

2007 Dodge Ram, single cab, white, std. NO A/C, 1 Owner, good cond. tires/rims, 118K miles, \$5,800. (956)723-6150



2007 Hummer H2

capacity, New tires, SOLD

97' Grand Cherokee Laredo, 4x4, 6 cil. buenas cond. \$1,500. O CAMBIO POR PICKUP, S10-Sonoma-Ranger, (956)635-7365

Dodge Caravan 2008 6 cyl., all elec., \$3,500. (956) 726-8565

Vendo Pick-up-Chevrolet (Colorado) 2007, aut. cabina 1/2, 4 cilindros, A/C, placas al corriente, titulo azul, \$3,600. dls Inf (956)712-9460

CARS FOR SALE 200

***Compro Carros* jalando o para yonke Llamar al (956) 229-5258 (956) 999-1766**

03 Toyota Prius auto., needs battery, \$850 obo. (956) 235-0450

2004 Ford Focus, 4 door, excel. cond. brand new tires & battery, Firm \$1,800. SOLD!

2005 Chevy Malibu LS, fully loaded, new tires & battery, exc. condition, \$2,350. 956-725-0261

2006 Chrysler 300, clean blue title, \$3,500. OBO



'14 DODGE AVENGER 6CYL AUTO \$8900.00 727-9907



'17 VOLKSWAGEN JETTA AUTO 4DR \$10,950 727-9907



2000-2510 Kawasaki Mule, 4x4, gas, \$3,500. OBO, (956)242-8721 or (956)724-9911

93' Jaguar, needs work good project car, \$800 obo as is. 956-235-0450.

94' Camry, no title, as is, \$350.00 OBO 956-235-0450

98' Nissan Pickup, standard, worktruck, a/c, \$2,000. 956-645-5125



2010 Ilantas

SATURDAY, JUNE 30, 2018

GARAGE SALES 134

Saturday! 6am-12pm, 1307 Nicklaus Loop North, Misc. Items!

Saturday! 7am-11am, 3004 Calle Vistoso Ln. clothes, toys, shoes No Early Birds!

Saturday! 8am-12pm

ARTICLES FOR SALE 136

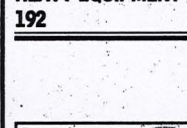
Se Vende Juego de sofa y loveseat c/9 cojines pluma de ganso, muy buenas cond. \$900. OMO 725-5789 o 744-1251

CAMPERS & RV'S 191



1994 RV VECTRA 32' Motor Ford, gasolina, 51K

HEAVY EQUIPMENT 192



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HEAVY EQUIPMENT 192



1994 RV VECTRA 32' Motor Ford, gasolina, 51K

HEAVY EQUIPMENT 192



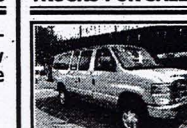
1994 RV VECTRA 32' Motor Ford, gasolina, 51K

SUVS 196

2001 Ford Van E-350 Super Duty, diesel, a/c, new tires, inside lights, inside generator, \$2,000. SOLD!



TRUCKS FOR SALE 198



'08 FORD WHEEL CHAIR LIFT A/C \$9500

CARS FOR SALE 200

2007 Ford Focus, 2 door A/C, new tires & battery \$2,900. (956)436-4225 3904 Salinas



2010 Ilantas

LAREDO MORNING TIMES | 11E