

ORDINANCE NO. ____

OF THE CITY OF MISSION, TEXAS AMENDING THE CODE OF ORDINANCES, CHAPTER 118 (VEHICLES FOR HIRE) ARTICLE III (WRECKERS), SECTION 118-81 (DEFINITIONS), 118-85 (ESTABLISHING A LIMIT ON THE NUMBER OF WRECKER COMPANIES), SECTION 118-111 (REQUIRED; APPLICATION; INFORMATION), SECTION 118-112 (REQUIREMENT FOR ISSUANCE), SECTION 118-114 (PERMIT FEE), SECTION 118-115 (REVOCATION OF PERMIT; HEARING), SECTION 118-151 (IDENTIFICATION OF WRECKER SERVICE COMPANY), SECTION 118-152 (SAFETY PRECAUTIONS), 118-158 (RESPONSE TO CALLS), SECTION 118-159 (WRECKER ROTATION LIST), SECTION 118-160 (STORAGE YARD), AND SECTION 118-191 (MAXIMUM RATES FOR WRECKER SERVICE), AND PROVIDING THE FOLLOWING: ENACTMENT; REPEALER; SEVERABILITY; CODIFICATION; EFFECTIVE DATE; AND PROPER NOTICE & MEETING.

WHEREAS, the City of Mission, as a home-rule municipality, has the power and authority of local self-government pursuant to Article XI, Section 5 of the Texas Constitution; and

WHEREAS, the Mission City Council finds that it is necessary to preserve the city's public safety to amend and update the City's Code of Ordinances, as provided herein below, in order to further clarify the standards for non-consent vehicle tows in the City of Mission, Texas.

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

Section 1: Enactment: Chapter 118 of the City of Mission's Code of Ordinance is hereby amended as outlined in Exhibit A, attached hereto and incorporated herein for all purposes.

Section 2. Repealer: All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

Section 3: Severability: Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

Section 4: Codification: The City Secretary is hereby directed to record and publish the attached regulations in the City's Code of Ordinances.

Section 5: Effective Date: This Ordinance shall be effective immediately upon passage and publication.

Section 6: Proper Notice and Meeting: It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the

time, place, and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

CONSIDERED, PASSED, AND APPROVED this 5th day of September, 2023.

Norie Gonzalez-Garza, Mayor

ATTEST:

Anna Carrillo, City Secretary

APPROVED AS TO FORM:

Victor A. Flores, City Attorney