

ORDINANCE NO. 4397

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 9 OF THE CODE OF THE CITY OF MESQUITE, TEXAS, AS AMENDED, BY DELETING SECTION 9-289(h) IN ITS ENTIRETY AND ADDING A NEW SECTION 9-289(h) THEREBY ESTABLISHING CRITERIA UTILIZED IN IMPLEMENTING A VIOLATION VERIFICATION PROGRAM TO DETERMINE WHEN A MOTOR VEHICLE REGISTRATION HOLD MAY BE REQUESTED FOR AN UNPAID CIVIL PENALTY IMPOSED FOR A VIOLATION OF THE AUTOMATED TRAFFIC SIGNAL ENFORCEMENT ORDINANCE; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE THEREOF.

WHEREAS, the City of Mesquite, Texas (the “City”) has implemented an automated traffic signal enforcement program (the “program”) pursuant to Chapter 707 of the Texas Transportation Code and has the authority to enforce payment of a delinquent civil penalty imposed under the program by contracting with the Texas Department of Motor Vehicles and the Dallas County Tax Assessor-Collector to put a registration hold on a motor vehicle involved in the violation pursuant to Section 707.017 of the Texas Transportation; and

WHEREAS, the Mesquite City Council (“City Council”) desires to establish criteria to determine when a motor vehicle registration hold may be requested for an unpaid civil penalty imposed under the program.

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

SECTION 1. That Chapter 9 of the Code of the City of Mesquite, Texas, as amended, is hereby amended by deleting Section 9-289(h) in its entirety and adding a new Section 9-289(h) to read as follows, in all other respects said Code and Subsection to remain in full force and effect:

- (h) *Enforcement.* If the owner of a motor vehicle is delinquent by more than 90 days in the payment of a civil penalty imposed under this chapter in the minimum amount of \$75.00, the county assessor-collector or the Texas Department of Motor Vehicles may refuse to register a motor vehicle alleged to have been involved in the violation if it is owned by the same person that received the civil penalty.

SECTION 2. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this ordinance shall not be affected and shall remain in full force and effect.

SECTION 4. That the amendment adopted by this ordinance shall become effective immediately from adoption hereof.

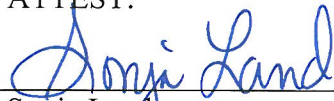
DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 2nd day of November, 2015.



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Stan Pickett  
Mayor

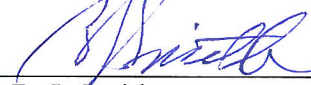
ATTEST:



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Sonja Land  
City Secretary

APPROVED:



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B. J. Smith  
City Attorney