

**AN ORDINANCE AMENDING THE CITY OF LEON VALLEY'S CODE OF ORDINANCES, CHAPTER 1 "GENERAL PROVISIONS", ARTICLE 1.10 "PUBLIC GATHERINGS", DIVISION 2, "PARADES"**

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**WHEREAS**, the City of Leon Valley is authorized to adopt ordinances for the purpose of good government, peace, or order of the municipality pursuant to Chapter 51 of the Local Government Code;

**WHEREAS**, the City Council of the City of Leon Valley, Texas (the "City Council") recognizes that all activities related to the First Amendment should be regulated without reference to content, should be narrowly tailored to serve a significant governmental interest, and leave open ample alternative channels of communication of information; and

**WHEREAS**, the City Council has reviewed the Public Gatherings Ordinance and instructed staff to review the said ordinance for purposes of ensuring First Amendment compatibility; and

**WHEREAS**, the City Council hereby finds and determines that the regulations adopted herein are narrowly tailored to serve a significant governmental interest and leave open ample alternative channels of communication of information.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS:**

**SECTION I.** That the statements above are found to be true and correct and are hereby incorporated herein.

**SECTION II.** Chapter 1 "General Provisions", Article 1.10, Division 2, "Parades" is hereby amended as follows:

**Part II. Permit**

**Sec. 1.10.072 Application; fee**

(a) Filing. A person seeking issuance of a parade permit shall file an application with the chief of police on forms approved by the chief of police as follows:

(3) The chief of police, may consider a parade permit application filed less than thirty (30) calendar days, but not less than two (2) calendar days, before the proposed procession date if:

i. the applicant(s) began planning the parade more than thirty (30) calendar days before the proposed parade date; and

ii. there is adequate time for the Leon Valley Police Department to process the application and plan for the parade.

**SECTION III.** All provisions of the Code of Ordinances of the City of Leon Valley codified or uncodified, in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Leon Valley codified or uncodified, not in conflict with the provisions of this Ordinance shall remain in full force and effect.

**SECTION IV.** It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, or section of this Ordinance shall be declared unconstitutional or invalid by any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any other remaining phrase, clause, sentence, paragraph or section of this Ordinance. .

**SECTION V.** The repeal of any Ordinance or part of Ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions at the time of passage of this Ordinance.

**SECTION VI.** This Ordinance shall become effective immediately upon its passage and publication as required by law.

**PASSED, ADOPTED AND APPROVED** by the City Council of the City of Leon Valley this the 7th day of July, 2015.

**A P P R O V E D**

  
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**CHRIS RILEY**  
MAYOR

Attest:

  
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**SAUNDRA PASSAILAIGUE, TRMC**  
City Secretary



Approved as to Form:

  
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City Attorney