

**ORDINANCE NO. 094-036**

**AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS AMENDING CHAPTER 9, MOTOR VEHICLES AND TRAFFIC, OF THE CODE OF ORDINANCES OF THE CITY BY ADDING A NEW SECTION 9-140 PROVIDING A PRESUMPTION THAT THE PERSON IN WHOSE NAME A VEHICLE IS REGISTERED PARKED THE VEHICLE IN VIOLATION OF LAW; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE**

SECTION 1. That the Code of Ordinances of the Town of Addison, Texas is hereby amended to add Section 9-140 to read as follows:

SECTION 9-140. "Owner Presumed to Have Parked Unattended Vehicle."

When any person is charged with:

- (i) having parked or left standing a vehicle on any street, alley or other right-of-way or on any private property in the City at a place on said street, alley or right-of-way or private property where parking or standing of vehicles is prohibited, or
- (ii) having parked or left standing a vehicle on a street, alley or other right-of-way or private property in a manner which violates the manner of parking a vehicle as designated by law, or
- (iii) parking or standing a vehicle for a length of time in excess of that allowed by law,

proof that the said vehicle was, on the date of the offense alleged, registered in the name of the person charged with the offense, shall constitute prima facie evidence that said vehicle was parked or left standing at the place charged by said person, but the said person shall have the right to introduce evidence to show that said vehicle was not parked or left standing by the person as charged in a complaint.

SECTION 2. Severability. That should any paragraph, sentence, subdivision, clause, phrase or section of this Ordinance be adjudged or be held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 3. That all Ordinance of the City in conflict with the provisions of this Ordinance be, and the same are hereby repealed and all other Ordinances of the City not in conflict with the provisions of this Ordinance shall remain in full force and effect.

SECTION 4. The importance of this Ordinance creates an emergency and an imperative public necessity, and the Ordinance shall take effect and be in force immediately upon its publication.

DULY PASSED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS,  
on this the 14th day of June, 1994.



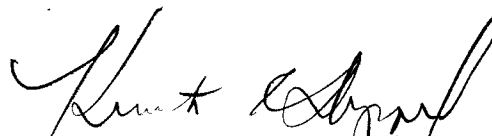
Rich Beckert, Mayor

ATTEST:



Carmen Moran, City Secretary

APPROVED AS TO FORM:



Kenneth C. Dippel, City Attorney

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7/2/94

