

**TOWN OF ADDISON, TEXAS**

**ORDINANCE NO. 097-034**

**AN ORDINANCE OF THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 10 ("OFFENSES--MISCELLANEOUS") IN SECTION 10-6A ("BUILDING SECURITY FUND"); AS HEREINAFTER SET FORTH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:**

Section 1. That Section 10-6A(b) of Chapter 10 ("Offenses--Miscellaneous") of the Code of Ordinances of the Town of Addison, Texas, is hereby amended to read in its entirety as follows:

"Sec. 10-6A(b)                      Building security fund

(b).    *Imposition of security fee.*

Any defendant convicted in the Municipal Court for a misdemeanor offense shall be charged and shall pay as a cost of court, in addition to all other costs of court, a three dollar (\$3.00) security fee. For purposes of this section:


- (1) A defendant is considered convicted if:
  - a. A sentence is imposed on the defendant through:
    - i. a plea of guilty or no contest, or
    - ii. a trial by judge or jury on a plea of not guilty where the defendant is found to be guilty;
  - b. The defendant receives community supervision, including deferred adjudication; or
  - c. The court defers final disposition of the defendant's case."

Section 2.    Severability. The sections, paragraphs, sentences, phrases, clauses and words of this Ordinance are severable, and if any section, paragraph, sentence, phrase, clause or word in this Ordinance or application thereof to any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Ordinance, and the City Council hereby declares that it would

have passed such remaining portions of this Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 3. Effective date. This Ordinance shall become effective from and after its date of passage as provided by law.

PASSED AND APPROVED by the City Council of the Town of Addison, Texas this the 26th day of August, 1997.



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Rich Beckert, Mayor

ATTEST:

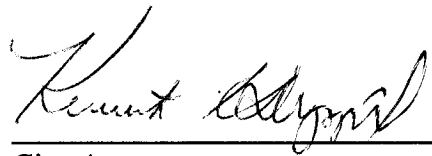


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Carmen Moran, City Secretary

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APPROVED AS TO FORM:



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City Attorney

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