

# **ORDINANCE #30**

Damaging and/or Parking on City Property

9/21/2004

Amendment – Redefine complete ordinance 8/16/2022

**ORDINANCE # 30**  
**DAMAGING AND / OR PARKING ON CITY PROPERTY**

**DEFINITIONS:**

In this article unless the context other wise requires:

- Property Owner - The person or persons who are recorded at the San Patricio Tax Assessors office as the official owner of said property
- City Property - Any property owned or controlled by the City of Lake City
- Third Party - Any person and / or persons or business associated with the property owner that may be involved in any dispute
- Timely Manor - Any decision made by the City Council of Lake City
- Lien - As defined by Merriam Webster Dictionary of Law

**TYPES OF LIENS:**

- Common-Law lien - a lien under common law giving a creditor (as a bailee) in possession of property the right to retain possession until of the amount due.
- Choate Lien - a lien that requires no further action to be made enforceable and that identifies the lienor, the property subject to the lien, and the amount of the lien.
- General Lien - a lien that is for the satisfaction of a balance due from an owner of property and that is not confined to the amount due in respect to the property itself.
- Involuntary Lien - a lien that arises other than by the debtors consent (as by operation of law).
- Voluntary Lien - a lien created ( as by contract with the consent of the debtor).
- Specific Lien - a lien upon specific property as security for the payment of a debt or the satisfaction of some other obligation arising out of a transaction or agreement involving that property.
- Statutory Lien - a lien imposed by statute

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**A) It shall be unlawful to damage any city property in any manner.**

- 1) It shall be the property owners responsibility to repair at the property owners expenses any damage to city property in a timely manor.  
Timely manor is at the discretion of the city council.
- 2) It shall be the property owners responsibility for any **THIRD PARTY** damage done to any city property, intentional or un-intentional, to repair or replace at property owners expense any damage done to city property in a timely manor. Timely manor is at the discretion of the city council.
- 3) In the event the property owner or third party to the property owner does not make repairs in a timely manor, the City of Lake City shall make all repairs or replacement to said damaged city property and reimbursement for all expenses incurred by the City of Lake City shall be paid in full by the property owner.
- 4) The property owner shall be sent a bill for the cost and expenses incurred for the repair or replacement to said damaged city property not later than ten (10) working days after final repair and receipt of all paid invoices by Certified Mail to property owner and full payment shall be made by the property owner no later than thirty (30) days after receipt of bill from the City of Lake City unless otherwise directed by the City Council.
- 5) If the City of Lake City shall have to at any time make repairs to city property damaged by a property owner or third party in association with the property owner:

**The city secretary shall put a lien on said property owners property until full reimbursement for all expenses has been duly paid and recorded by the city secretary.**

- B) It shall be unlawful to park or set any vehicle, boat, jet ski, trailer or any moveable or immoveable object on city property. All vehicles, boat, jet ski, trailer or moveable or immovable object shall be parked on property owners property provided it does not violate any other City, State or County ordinance. (See Sec A. 1-3 for exceptions)**

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Section A: Exceptions for "B"

1. It shall be lawful to park at the owners residence on City property, a vehicle, boat, jet ski, or trailer, by visitors who come to owners residence for no more than a two (2) week period or less. For a extended period of time, a written application must be made to the city secretary with a valid reason for the extended period. This exception shall not be misconstrued as the property owners right to place anything on city property for an extended length of time.
2. If a property owners property is not configured in a manor to allow parking of vehicle, boat, jet ski, or trailer on property owners property and there is no other alternative to parking, then property owner can petition the City Council for permission to park on city property.
3. If a property owner is granted permission to park or put anything on city property it shall become the property owners responsibility to maintain the city property in proper and orderly manor.

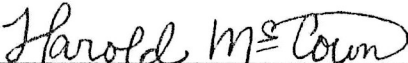
**C) Unlawful interference with Lake City Code Enforcement**

It is unlawful for any person to interfere with the Lake City Code Enforcement in the performance of his duties while enforcing this ordinance.

**D) Failure To Comply With This Ordinance**

If at anytime you are given a citation you will have to appear at the designated time and date on your citation to the Municipal Court in Lake City. Failure to report to your court hearing could result in your arrest and/or suspension of your drivers license.

READ, APPROVED AND PASSED ON THIS 21 DAY OF September, 2004

  
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Harold McCown  
Mayor of Lake City

ATTEST:

Debbie Holt  
City Secretary

I, Debbie Holt, City Secretary of the City of Lake City Texas, do hereby certify that the foregoing is a true and correct copy of Ordinance number 30 passed and approved by the City Council of Lake City Texas, at a regular meeting held on the 21, day of September, 2004.

Debbie Holt                      9/21/04  
City Secretary                      Date