

AN ORDINANCE 08-93

AMENDING AN ORDINANCE DENOUNCING AN PENALIZING FISHING, SEINING AND NETTING ANYWHERE IN THE SAN ANTONIO RIVER WITHIN THE CORPORATE LIMITS OF THE CITY, PASSED AND APPROVED THE FIRST DAY OF SEPTEMBER, A. D. 1916.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

SECTION ONE: That An Ordinance denouncing and penalizing fishing, seining and netting anywhere in the San Antonio River within the corporate limits of the City, passed and approved the 1st day of September, A. D. 1916, be and the same is hereby amended so that said Ordinance shall hereafter read as follows:-

SECTION TWO: Any person who fishes, seins or nets anywhere in the San Antonio River for the purpose of catching any kind of fish, large or small (the word "fish" in this connection being used in its most comprehensive sense), within the corporate limits of the City of San Antonio except during the months of June, July, August and September, shall be deemed guilty of the commission of a misdemeanor; and, upon conviction therefor before the Corporation Court, shall be fined in any sum of money not exceeding Two Hundred Dollars (\$200.00).

SECTION THREE: And each such act of fishing, seining or netting shall constitute a separate and distinct offence within the meaning of this ordinance.

SECTION FOUR: Provided, however, that no person shall at any time fish, sein or net within the boundaries of that portion of the City of San Antonio known as Brackenridge Park.

SECTION FIVE: This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent herefrom, and it shall take effect from the date of its passage.

PASSED AND APPROVED this 1st day of June, A. D. 1925.

Jno. W. Tobin.
Mayor, City of San Antonio.

ATTEST: Fred Fries.
City Clerk.

STATE OF TEXAS,
COUNTY OF BEXAR,
CITY OF SAN ANTONIO.

Before me the undersigned, in this day personally appeared _____
C. J. Thomes, who being by me duly sworn, says on oath that he is Auditor for the publishers of the San Antonio Evening News, a newspaper of general circulation in the City of San Antonio, in the State and County aforesaid, and that the Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit:
June 5, 6, 8, 9, 10, 11, 12, 13, 15, 16. 1925.

By C. J. Thomes

Sworn to and subscribed before me, this, the 20th day of June 1925.

Edna Brown.
Notary Public- in and for
Bexar County, Texas.

AN ORDINANCE 08-94

LEVYING SPECIAL ASSESSMENT ON ACCOUNT OF THE IMPROVEMENT OF MARKET STREET BY WIDENING AND STRAIGHTENING THE SAME FROM THE INTERSECTION OF THE EAST LINE OF MAIN PLAZA TO THE INTERSECTION OF THE WEST LINE OF SOUTH ST. MARY'S STREET, AND TO PROVIDE FOR THE ISSUANCE OF ASSESSMENT CERTIFICATES, AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE COMMISSIONERS OF THE CITY OF SAN ANTONIO:

THAT WHEREAS, the Commissioners did hertofore, to-wit, on the 23rd day of March, A. D. 1925, by ordinance, order the improvement on the special assessment plan of that portion of Market Street, in the City of San Antonio, between the intersections of said Street with the east line of Main Plaza and the west line of South St. Mary's Street, by widening and straightening said Street, and ordered that a hearing be given to the owners of property abutting thereon for the purpose of determining the amounts, if any, that should be assessed against said owners and said property to defray their lawful proportion of the cost of such improvement; and

WHEREAS, said improvements and the special assessments to be levied therefor and all proceedings, notices and instruments in connection therewith are governed by certain rules and regulations described in a certain ordinance of this City known as the IMPROVEMENT March, A. D. 1920, and as amended on the 8th day of ORDINANCE, passed and approved on the 8th day of August, A. D. 1920, which, together with all subsequent amendments to said ordinance, if any, and Chapter 11 of Title 22, Revised Statutes of Texas for 1911, are made a part of this ordinance; and all such proceedings and other matters requisite to the passage of this ordinance have been regularly had and performed and are hereby ratified and confirmed; and

WHEREAS, notice of said property owner's hearing, aforesaid, was duly given by publishing such notices three (3) times in a newspaper in this City, to-wit, in the San Antonio Evening News, on the 25th, 26th, and 27th days of March A. D. 1925, and additional and cumulative notice of said hearing was duly given by posting registered letter containing a copy of the aforesaid ordinance, on the 26th day of March, A. D. 1925, more than ten (10) days prior to the date fixed for said hearing, one of each said letters was duly addressed and delivered to each of the said property owners; and

WHEREAS, the hearing was duly opened at the time and place mentioned in said ordinance and notices, to-wit, on the 6th day of April, A. D. 1925, in the Council Chamber of the City Hall, of this City, at 4 o'clock P. M. which said hearing was duly closed on said date; and

WHEREAS, in said hearing all persons desiring to contest said proposed assessment, or personal liability, or the regularity of the proceedings with reference to the improvements, or wishing in any manner to be heard concerning the benefit of said improvements to their property, or any other matter with reference thereto, were duly heard and their claims fully considered; and thereupon all errors, mistakes and other matters requiring rectification were fully examined into and considered and corrected, and the Commissioners having also fully heard and examined and considered the evidence concerning frontage and other considerations, including said plat and statement of the City Engineer, and evidence concerning the benefits of said improvements to said property, and being of the opinion that the assessment hereinbelow levied and the personal liabilities hereby declared are just and equitable, and that no such assessment is made herein in any case against any parcel of property or any person in excess of the actual benefit to the owner thereof in the enhanced value of his property by reason of

such improvements.

NOW, THEREFORE, BE IT FURTHER ORDAINED:

SECTION ONE: That the aggregate amount hereinafter shown, being less than three-fourths of the cost of said improvements, shall be and the same are hereby levied, charged, appropriated and assessed on the front foot plan against the said abutting property hereinafter described and each parcel thereof, whether one lot or more, and against each of the several owners of said property below named in the respective itemized amounts and the total amount including same, set opposite to the name or names of each such person or persons and the description of each such parcel of property.

SECTION TWO: Each such lot or parcel of property so assessed is located in the City of San Antonio, Bexar County, Texas, abutting on said highway, or portion thereof so improved, and is hereunder described whenever practicable by the New City Block ("N.C.B") number and by lot number in each such block; but each such parcel of property, if any, indicated hereunder in any such block by letters "A", "B", "C", etc., in lieu of or in connection with the lot numbers, is the same property indicated by the corresponding letter in the corresponding block as shown on said plat for said improvement now on file in the office of the City Clerk and City Engineer, which plat is made a part hereof, and each of said lots and parcels of abutting property, and the frontage thereof on said highway as shown hereunder in feet in the column headed "Front Ft." and said letters, if any, indicating such parcels, and also all intersecting streets, are hereunder noted and set forth for each side of said highway and for each block in the same order down the following list as same are found from the intersection of the east line of Main Plaza to the west line of South St. Mary's Street, in said plat and on the ground; and each such description and assessment shall be held to extend back from said line abutting on said highway and to include the entire depth and area of each such respective parcel, lot or lots of abutting property as same may be owned and bounded at this date; and the abbreviations N., S., E., or W., or "No.", "So.", "Ea.", and "We.", when used before a lot number shall be taken to mean respectively the "Northerly", "Southerly", "Easterly", or "Westerly" parts of the lot or block before the number of which any of said abbreviations may be placed; and the names of said owners, if such description of said property, and said amounts respectively, assessed against them and it, are as follows, to-wit:

Name of Owner	Lot or Tract	City Blk.	Front Ft.	Total Assessment	Amount Paid	Amount Unpaid
<u>North Side</u>						
Mrs. Ida Kunkel	19	101	70.5	\$7050.00	\$5287.50	\$1762.50
Heirs of Mrs. Heusinger	27	101	93.4	9340.00	None	9340.00
Mrs. Johanna Steves	13-14	101	62.3	6230.00	None	6230.00
Mrs. E. K. Meyer and E. S. Kampmann	15-16	101	50.5	5050.00	None	5050.00
H. C. Lassener	16	109	75.7	7570.00	None	7570.00
Emmie Dittmar	15	109	181.00	1810.00	None	1810.00
Mrs. Johanna Steves	14	109	25.3	2530.00	None	2530.00
<u>SOUTH Side</u>						
First Prudential Insurance Company	4	146	112.6	11260.00	None	11260.00
Vinto James	3	146	79.7	7970.00	None	7970.00
Edwin Rutledge	2	146	24.8	2480.00	None	2480.00
J. M. Kincaid	1	146	43.2	4320.00	None	4320.00
D. & A. Oppenheimer	6	146	46.9	4690.00	None	4690.00
City Fire & Police Station	1	107	110.0	11000.00	None	11000.00

SECTION THREE: That those amounts specified as unpaid and hereby assessed against the respective persons and property named, together with interest thereon at the rate of seven per

cent (7%) per annum from the first day of July, A. D. 1925, shall be payable in ten (10) equal installments, the first of said installments to be due and payable on July 1, A. D. 1926, and the others, one regularly, on the first day of July of each year thereafter, with the privilege of said owners to pay any of said installments before maturity upon the payment of all accrued interest, and said amounts so assessed, together with interest and the cost of collection of such sums, including attorney's fees, if incurred, are hereby declared and ordained to be good and lawful liens upon the said respective parcels of property and a personal liability of the respective owners thereof. Such assessments and liens shall be superior to all other liens and claims except State, County and Municipal taxes.

SECTION FOUR: That assignable assessment certificates evidencing said respective unpaid amounts due from said persons above named shall be issued in the name of the City of San Antonio and made payable to the order of the City of San Antonio, which assessment certificates shall be dated the 1st day of July, A. D. 1925, and shall be in such form as provided for by the Improvement Ordinance and the amendment thereto, and shall contain an adequate description of said parcel of property assessed, together with the designation of the owner's name and all other prescribed terms, recitals and requisites.

SECTION FIVE: That all other matters and proceedings shall be regulated and conducted as provided by law and by said Improvement Ordinance as far as applicable hereto and that full correction of any mistake or irregularity in any of said proceedings, and re-assessment, if necessary, shall be made in case the Commissioners may deem the same necessary or proper; the Commissioners reserving the right to exercise all such powers as provided by the street improvement law and said Improvement Ordinance.

SECTION SIX: This ordinance, being of urgent importance because of the need of said City, to collect and use ^{said} amounts due to said City, the same shall take effect from and after its passage.

PASSED AND APPROVED this 15th, day of June, A. D. 1925.

Mayor, City of San Antonio.

ATTEST: Fred Fries.
City Clerk.