AN ORDINANCE (1203) 05-12

REGULATING SALES OF GOODS AND CERTAIN ITEMS ON SUNDAY.

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

1. Any person, firm or corporation, within the City of San Antonio, dealing in goods, wares or merchandise, or trading in any business whatsoever, or the proprietor of any such business, orthe agent or employee of such person, firm or corporation, who shall sell, barter or permit his place of business to be opened for the purpose of selling goods, wares or merchandise on Sunday, shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined in any sum not less than $20.00 nor more than $50.00.

2. The preceding paragraph shall not apply to markets or dealers in provisions as to sales of provisions made by them before nine o'clock a.m., nor to the sales of burial or shrouding material, newspapers, ice, ice cream, milk, nor to any sending of telegraph or telephone messages at any hour of the day or night, nor to keepers of drug stores, hotels, boarding houses, restaurants, livery stables, bath houses, or ice dealers, nor to telegraph or telephone offices, nor to sales of gasoline, or other motor fuel, nor to vehicle lubricants, nor to motion picutre shows, or theatres operated in any incorporated city or town, after one o'clock p. m.

3. All ordinances, or parts thereof, in conflict herewith, are hereby expressly repealed.

4. If any part or section of this ordinance be held unconstitutional, it shall not affect the remainder thereof.

6. PASSED AND APPROVED this 4th day of ~~December~~ January, A. D. ~~1939~~ 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

Affidavit of Publisher attached to original ordinance in file.

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AN ORDINANCE (1204) 05-13

CREATING CONTRACT WITH CENTRAL FIRE PREVENTION COMMITTEE FOR HOT WELLS DISTRICT TO FURNISH FIRE PROTECTION SERVICES.

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

1. That this ordinance creates and manifests a contract between the City of San Antonio, a municipality of the County of Bexar and State of Texas, and the Central Fire Prevention Committee, consisting of O. L. Wiley, E. O. Scherlen and H. L. Dillashaw, for Commissioners' Precincts Nos. 1, 2 and 4, of Bexar County, Texas, WITNESSETH:-

2. WHEREAS, the City of San Antonio is under no obligation to furnish fire protection to unincorporated areas outside of the City; NOW, THEREFORE:-

3. It is agreed by and between the City of San Antonio and said Central Fire Prevention Committee aforesaid, that for and in consideration of the sum of $500.00 in cash paid to the City of San Antonio by said Committee, receipt of which is hereby acknowledted, the City of San Antonio shall furnish necessary fire apparatus to make necessary runs to the Hot Wells District hereinafter defined, for the period from this date until May 31st, 1940.

4. The Hot Wells District shall be defined as including the following territory, to-wit: BEGINNING at the south City Limits of the City of San Antonio at intersection of San Antonio River, south to an easterly line at State Hospital Grounds; continuing east to intersection of Goliad Road; thence northerly along Goliad Road to intersection of City Limits.

5. It is agreed that if and when the County or Commissioners' Precinct No. 4 pays or deposits with the City of San Antonio the sum of $500.00 or more, for the same fire protection for the same period, that the said $500.00 shall then be refunded to said Committee by the

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City of San Antonio.

6. The City of San Antonio agrees to keep as available for said purpose two fire pieces and the services of one District Chief.

7. The Fire Marshal of the City of San Antonio shall cooperate in distributing and promulgating fire prevention methods.

8. It is also further agreed that the City of San Antonio shall furnish fire apparatus and firemen to the limit of its present ability only and subject to its right first to use all apparatus for all necessary purposes within the corporate limits of the City of San Antonio.

9. It is also agreed and understood that the City of San Antonio will be under no obligations whatever to provide any additional facilities for fighting fires, such as water supply, etc., than are already in existence in said areas, and shall be under no duty to make inspections.

10. The City shall be held harmless and indemnified for all damages and injuries to persons or property incurred in making said runs, or for failure to answer any call, unless said call is amde to the Fire Department of said City and it refuses to answer the call.

11. PASSED AND APPROVED this 4th day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

12. The contract hereinabove provided, is hereby in all things accepted as written this 4th day of January, A. D. 1940, which acceptance is embodied herein.

CENTRAL FIRE PREVENTION COMMITTEE
FOR COMMISSIONERS' PRECINCTS NOS.
1, 2 AND 4, BEXAR COUNTY, TEXAS.

By O. L. Wiley
E. D. Scherlin
H. L. Dillashaw

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AN ORDINANCE (1205) OJ-14

PROVIDING FOR THE ADOPTION OF THE PROVISIONS OF SENATE BILL NO. 206 ACTS OF FORTY-SIXTH LEGISLATURE, BEING ARTICLE 7328.1 OF REVISED CIVIL STATUTES 1925.

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

Section 1. That the provisions of Senate Bill No. 206, Acts of the Forty-sixth Legislature, being Article 7328.1 Vernon's Annotated Revised Civil Statutes of the State of Texas Revision of 1925, be and the same are accepted, adopted and made available for the collection of delinquent taxes owing the City of San Antonio and San Antonio Independent School District.

Section 2. The fact that the present form and method used in petitions and citations in delinquent tax suits is combersome and expensive and the public interest will be greatly served by simplifying same, creates an emergency and public necessity that requires this ordinance to become effective at once; therefore, upon the passage of this ordinance by a vote of four-fifths (4/5) of the Commissioners, it shall be effective from and after the

date of its passage as made and provided by the Charter of the City of San Antonio.

PASSED AND APPROVED this 4th day of January, A. D. 1940.

Maury Maverick
Mayor

ATTEST: J. J. Patterson
City Clerk.

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AN ORDINANCE (1215) OJ-15

DEFINING THE PROCEDURE IN EXPENDING MUNICIPAL FUNDS AND APPOINTING A BUDGET DIRECTOR.

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

1. The City Auditor is hereby appointed the Budget Director to act under the direct supervision of the Mayor. His duties as Budget Director shall be to approve as having available funds all requisitions for purchases of material and supplies, all payrolls, and all ordinances appropriating money not previously approved by requisition or payroll. He shall not approve such expenditure if it is in excess of current budget allotments.

2. It shall be the duty of the Purchasing Agent to purchase material, supplies or equipment only upon requisitions approved by the Budget Director. The City shall be obligated to pay only for supplies and material purchased by the Purchasing Agent and any city employee other than the Purchasing Agent who purchases anything for the City's account shall be personally liable.

3. All additions to payrolls, whether new employees or increases in salaries, shall first be approved by the Budget Director.

4. No department of the City shall be allowed to incur expenditures during any one month greater than 1/5 of the remaining budget balance for the current fiscal year, and thereafter the budget shall be divided into 12 monthly allotments at the beginning of each fiscal year and the foregoing provisions shall relate to the monthly allotments as well as the annual budget for each department.

5. The Mayor shall review the decisions of the Budget Director and he can overrule the Budget Director in writing.

6. PASSED AND APPROVED this 5th day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

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AN ORDINANCE (1217) OJ-16

CREATING A ZONING COMMISSION AND APPOINTING THE MEMBERSHIP THEREOF.

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

1. There is hereby created a commission which shall be known as "THE ZONING COMMISSION OF THE CITY OF SAN ANTONIO", whose duty it will be to serve in an advisory capacity and to study all matters pertaining to zoning in this city, and suggest and recommend any needed changes in the zoning ordinance or methods in the administration thereof.

2. The following are hereby appointed to membership on said Zoning Commission:-

John Lee
Willard Simpson
Isador Chapa
Father Carmelo Tranchese
R. W. Patton
C. M. Furr
Dr. Nelson Greeman
Alfred W. Rhode
Werner Beckmann

3. PASSED AND APPROVED this 6th day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

* * * *

AN ORDINANCE (1231) OJ-17

CREATING CONTRACT WITH BEXAR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 7 - OLMOS TERRACE DISTRICT - TO FURNISH FIRE PROTECTION SERVICES.

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

1. That this ordinance creates and manifests a contract between the City of San Antonio, a municipality of the County of Bexar and State of Texas, and Bexar County Water Control and Improvement District No. 7 - Olmos Terrace District, a corporation, of Bexar County, Texas, WITNESSETH:-

2. WHEREAS, the City of San Antonio is under no obligation to furnish fire protection to unincorporated areas outside of the City; NOW, THEREFORE:-

3. It is agreed by and between the City of San Antonio and said Bexar County Water Control and Improvement District No. 7 - Olmos Terrace District - that for and in consideration of the sum of $300.00 in cash paid to the City of San Antonio by said District, receipt of which is hereby acknowledged, the City of San Antonio shall furnish necessary fire apparatus to make necessary runs to the Olmos Terrace District hereinafter defined, for the period from this date until May 31st, 1940.

4. The Olmos Terrace District shall be defined as including the following territory, to-wit: Olmos Terrace bounded on the north by Contour Drive; on the east by McCullough Avenue;

on the west by San Pedro Avenue; on the south by Wildwood and Hermosa Streets including houses on both sides of Wildwood and Hermosa Streets.

5. It is agreed that if and when the County or Commissioners' Precinct No. 2 pays or deposits with the City of San Antonio the sum of $300.00 or more, for the same fire protection for the same period, that the said $300.00 shall then be refunded to said District by the City of San Antonio.

6. The City of San Antonio agrees to keep as available for said purpose two fire pieces and the services of one District Chief.

7. The Fire Marshal of the City of San Antonio shall cooperate in distributing and promulgating fire preventing methods.

8. It is also further agreed that the City of San Antonio shall furnish fire apparatus and firemen to the limit of its present ability only and subject to its right first to use all apparatus for all necessary purposes within the corporate limits of the City of San Antonio.

9. It is also agreed and understood that the City of San Antonio will be under no obligations whatever to provide any additional facilities for fighting fires, such as water supply, etc., than are already in existence in said areas, and shall be under no duty to make inspections.

10. The City shall be held harmless and indemnified for all damages and injuries to persons or property incurred in making said runs, or for failure to answer any call, unless said call is made to the Fire Department of said City and it refuses to answer the call.

11. PASSED AND APPROVED this 11th day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

12. The contract hereinabove provided is hereby in all things accepted as written, this day of January, A. D. 1940, which acceptance is embodied in a Resolution of the Board of Directors of Bexar County Water Control and Improvement District No. 7.

BEXAR COUNTY WATER CONTROL AND IMPROVEMENT
DISTRICT NO. 7,

By_____
President.

* * * *

AN ORDINANCE (1232) OJ- 18

AMENDING SECTIONS ONE, TWO AND THREE OF AN ORDINANCE ENTITLED "AN ORDINANCE REQUIRING ALL EMPLOYEES OF FOOD PRODUCTS ESTABLISHMENTS TO BE EXAMINED BY THE CITY HEALTH OFFICER, SHOWING SUCH A CERTIFICATE FROM SUCH OFFICER, SHOWING SUCH EMPLOYEES TO BE FREE FROM ALL CONTAGIOUS, COMMUNICABLE OR INFECTIOUS DISEASES, AND PROVIDING PENALTIES", PASSED AND APPROVED ON THE 31ST DAY OF MAY, A. D. 1918, AS AMENDED.

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

1. That Sections One, Two and Three of an ordinance entitled "AN ORDINANCE REQUIR-

ING ALL EMPLOYEES OF FOOD PRODUCTS ESTABLISHMENTS TO BE EXAMINED BY THE CITY HEALTH OFFICER, AND TO HOLD A CERTIFICATE FROM SUCH OFFICER, SHOWING SUCH EMPLOYEES TO BE FREE FROM ALL CONTAGIOUS, COMMUNICABLE OR INFECTIOUS DISEASES, AND PROVIDING PENALTIES", passed and approved on the 31st day of May, A.D. 1918, as amended, be and the same are hereby amended so that said Sections One, Two and Three, respectively, shall hereafter read as follows:-

2. "SECTION ONE. It shall hereafter be unlawful for any person or persons afflicted with or having any contagious, communicable or infectious diseases, in a transmissible stage of such disease or diseases, to accept employment or work in, around or about any food products establishments, hotels, rooming houses, boarding houses, pecan shelling plants, and such other establishments as may be designated by the City Health Officer as defined in a certain ordinance entitled 'AN ORDINANCE DEFINING FOOD PRODUCTS ESTABLISHMENTS AND REQUIRING THE LICENSING OF SAME', passed and approved on the 31st day of May, A.D. 1918, and every person applying for or accepting such work or employment shall first call upon and be examined by a licensed physician or by the City Health Officer and procure an examination certificate showing said applicant to be free from said diseases in a transmissable stage of such diseases, and said applicant shall present said examination certificate to the Department of Health where a health certificate shall be issued, unless said applicant shall hold a valid United States Government health certificate issued within six months preceding the date of application for health certificate, and which said United States Government certificate has been duly registered by the Department of Health of the City of San Antonio, and in which event the said Department of Health shall then issue its health certificate to such applicant; provided that if such examination aforesaid be made by a duly licensed private physician, it shall be certified to and reported upon a form provided by the Department of Health, and such examination shall be the equivalent of that given by the City Health Officer. A fee of twenty-five cents (25¢) shall be made for said health certificate. Where examination is made by the City Health Officer at the Department of Health, a fee of $1.00 shall be charged for both the examination and registration. A fee of twenty-five (25¢) for a duplicate health certificate shall be charged and same shall be furnished on payment of said fee and written application of certificate holder."

3. "SECTION TWO. It shall be the duty of the City Health Officer to examine all applicants for employment or work in all food products establishments, hotels, rooming houses, boarding houses, pecan shelling plants, and such other establishments as may be designated by the City Health Officer as defined in a certain ordinance entitled 'AN ORDINANCE DEFINING FOOD PRODUCTS ESTABLISHMENTS AND REQUIRING THE LICENSING OF SAME', passed and approved on the 31st day of May, A. D. 1918, unless said applicant shall present an examination as provided in SECTION ONE of this ordinance. The Department of Health shall issue to all persons engaged or employed in, around or about such establishments a health certificate after being duly examined as provided in SECTION ONE of this ordinance who may be free from all contagious, communicable and infectious diseases, in a transmissible stage of such disease or diseases, upon the payment of the health certificate fee, excepting, however, applicants holding valid United States Government health certificate issued within six months preceding the date of application for health certificate, and which said United States Government health certificate has been duly registered with the Department of Health, and who has been issued a health certificate. Such health certificate shall authorize such person to accept employment or work in, around or about all food products establishments, hotels, rooming houses, boarding houses, pecan shelling plants, and such other establishments as may be designated by the City Health Officer as defined in a certain ordinance entitled 'AN ORDINANCE DEFINING FOOD PRODUCTS ESTABLISHMENTS AND REQUIRING THE LICENSING OF SAME', passed and approved on the 31st day of May, A. D. 1918, for a period of

six months from and after the date of such certificate; provided, the said City Health Officer may require all such persons to be re-examined as often and at such times as in his opinion may be necessary and imperative for the preservation and protection of public health and public safety, and with power and authority to cancel any certificate previously issued, should the holder thereof, upon re-examination be found to be affected or afflicted with any contagious, communicable or infectious diseases in a transmissible stage of such disease or diseases; provided further, that no fee shall be charged for such re-examination made within six months from the date of the previous examination by the City Health Officer. At the expiration of the period of six months the holder of the health certificate must be re-examined paying the examination and registration fees provided for in SECTION ONE hereof, and have and deposit certificate of re-examination with the proprietor of the establishment where employed; and provided further, that all such fees collected by the Department of Health for health certificates shall flow into and be a part of the General Fund of the City of San Antonio for the current year within which collected."

4. "SECTION THREE. It shall hereafter be unlawful for any person maintaining or operating any food products establishments, hotels, rooming houses, boarding houses, pecan shelling plants, and such other establishments as may be designated by the City Health Officer as defined in a certain ordinance entitled 'AN ORDINANCE DEFINING FOOD PRODUCTS ESTABLISHMENTS AND REQUIRING THE LICENSING OF SAME', passed and approved on the 31st day of May, A.D. 1918, to employ or permit to be employed or to work in, around or about any such establishment any person who does not hold a health certificate issued by the Department of Health in accordance with the provisions of SECTION ONE AND SECTION TWO of an ordinance entitled 'AN ORDINANCE REQUIRING ALL EMPLOYEES OF FOOD PRODUCTS ESTABLISHMENTS TO BE EXAMINED BY THE CITY HEALTH OFFICER, AND TO HOLD A CERTIFICATE FROM SUCH OFFICER, SHOWING SUCH EMPLOYEES TO BE FREE FROM ALL CONTAGIOUS, COMMUNICABLE OR INFECTIOUS DISEASES, AND PROVIDING PENALTIES', passed and approved on the 31st day of May, A.D. 1918, as amended; and failure to suspend any employee whose certificate from the Department of Health shall be cancelled until such employee shall apply for and secure a valid health certificate, shall, in addition to the penalty provided in ordinance aforesaid, be sufficient cause for the revocation of the license of any food products establishments, hotels, rooming houses, boarding houses, pecan shelling plants, and such other establishments as may be designated by the City Health Officer as defined in a certain ordinance entitled 'AN ORDINANCE DEFINING FOOD PRODUCTS ESTABLISHMENTS AND REQUIRING THE LICENSING OF SAME', passed and approved on the 31st day of May, A.D. 1918."

5. All ordinances and parts of ordinances in conflict herewith are hereby expressly repealed.

6. The fact that there exists a grave, imperative public urgency and an emergency due to the fact that San Antonio has no adequate ordinance for the examination of food handlers, and others named in the above ordinance affecting the public health of our citizens; that this ordinance take effect immediately on its passage by a four-fifths vote of the Board of Commissioners of the City of San Antonio.

PASSED AND APPROVED this 11th day of January, A.D. 1940.

Max Ray Davis
Mayor. Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

See next page of affidavit of publication

GODFZ

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary 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 Food Products Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: January 13, 15, 16, 17, 18, 19, 20, 22, 23 and 24, 1940.

Thornton Hall

Sworn to and subscribed before me this 25th day of January, 1940.

Walter Henaner
Notary Public, Bexar County, Texas.

AN ORDINANCE (1233) OJ-19✓

PROVIDING FOR THE SAFEGUARDING OF LIFE AND PROPERTY BY REGULATING THE ERECTING, PLACING, MAINTAINING, REPAIRING AND REMOVAL OF DISPLAY SIGNS, DEFINING TERMS USED IN CONNECTION WITH SUCH REGULATION, PROVIDING THE MANNER OR WAY SUCH WORK SHALL BE DONE, THE KIND AND CLASS OF MATERIAL TO BE USED PROHIBITING CERTAIN KINDS OF ADVERTISING, PROVIDING FOR THE GRANTING OF LICENSES AND PERMITS FOR SUCH WORK, FIXING A PENALTY FOR THE VIOLATION THEREOF, PROVIDING FOR THE GIVING OF A BOND AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH, AND DECLARING AN EMERGENCY.

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

SECTION 2500. This ordinance shall be known as the "Sign and Billboard Ordinance of the City of San Antonio."

SECTION 2501. Definitions.

Display-Sign. The term "Display-Sign" means a structure that is arranged, intended, designed or used as an advertisement, announcment or direction, and includes a sign, sign screen billboard and advertising devices of every kind.

The foregoing enumeration of display signs shall not be construed to be exclusive, but the term "Display-Sign" shall include all other devices or structures which may reasonably be included in such term, whether attached or unattached. Wherever the word "sign" is used in this ordinance, the same shall be construed to mean and be synonymous with the term "Display-Sign".

SECTION 2502. Types of Signs. For the purpose of this ordinance, signs shall be divided into the following types:

Type 1. Temporary signs
Type 2. Flat signs
Type 3. Projecting signs
Type 4. Pole signs
Type 5. Roof signs
Type 6. Billboards
Type 7. Portable signs
Type 8. Special signs
Type 9. Electric signs

SECTION 2503. Permits and Fees.

SECTION 2503.1. No person shall erect or alter any display sign without first obtaining a permit therefor from the Building Inspector of the City of San Antonio, except that no permit shall be required for erection or alteration of the following types of signs:

(a) Display signs are not exceeding one square foot of display surface on

a residence or apartment building, stating merely the name and occupation of an occupant.

(b) Billboards not exceeding thirty (30) square feet used solely to advertise the sale or rental of the premises on which such signs are located.

(c) Flat signs not exceeding a display surface of fifteen (15) square feet, composed of incombustible material, situated wholly upon private property and securely affixed to a building, fence, wall or other permanent structure on said premises and having a frame or trim of not more than three inches in width.

(d) Signs or markers used by a public utility holding a franchise from the City of San Antonio to designate bus stops, cab stands and the like.

(e) Temporary non-commercial banner signs authorized by the Building Inspector with the approval of the Board of Commissioners for not to exceed thirty (30) days.

SECTION 2503.2 Application for display sign permits shall be made upon forms provided by the Building Inspector and shall contain or be accompanied by such plans, drawings and specifications as are necessary to fully advise the Building Inspector of the type, size, shape, location, construction and materials of the preferred sign and the building, structure or premises upon which it is to be placed.

SECTION 2503.3 No permit for the erection or alteration of a display sign shall be issued to any person unless said person is licensed as provided in Sections 2504.1 - 2504.9.

SECTION 2503.4 No permit for the erection or alteration of any display sign on or over any sidewalk, alley or other public property or on or over any roof or building shall be issued to any person, except upon approval of the Board of Commissioners, and, if granted, shall be given with the understanding that it may be withdrawn at any time, in which case such sign shall be immediately removed by the owner thereof.

SECTION 2503.5. No permit shall be issued unless the applicant has first paid to the License and Dues Collector of the City of San Antonio the fee required therefor, as follows:

(a) For erection of all billboards classified as roof signs. $5.00

(b) For erection of billboards not classified as roof signs. 1.00

(c) For erection of all display signs, not billboards or electric signs: not exceeding 32 square feet. 25

over 32 square feet but not exceeding 50 square feet. 50

over 50 square feet. 1.00

(d) For erection of electric signs the fees required by the Electrical Ordinance of the City of San Antonio.

(e) No fee shall be required for a permit for alteration or repair unless the sign is to be altered or repaired to an extent of fifty per cent (50%) of its value or unless a change of location or in type of sign is involved, in which case the fee for said permit shall be in accordance with the schedule in paragraph (a) to (d) above. The changing of movable parts or the repainting of display matter shall not be deemed to be alterations.

(f) Display signs with a double face and V shaped signs which constitute single structures require only one permit.

SECTION 2503.6. Each permit issued shall bear a serial number and such serial number, name of the person erecting the display sign and the date of erection shall be painted or otherwise indicated in one of the lower corners or angles of such sign.

SECTION 2503.7. Any permit issued in violation of any provision of this ordinance shall be absolutely void and no right whatever shall accrue thereunder; provided, the Building Inspector may issue a special permit for the reconstruction or relocation of a sign existing in violation of the provisions of this ordinance whenever the City Attorney approves such reconstructed or relocated sign as being in substantial compliance with this ordinance and the proper fee is paid.

SECTION 2503.8. Annual Inspection Fee.

An annual inspection fee of one dollar ($1.00) for each projecting or roof sign shall be payable by the owner thereof immediately upon inspection of such sign by the Building Inspector or one of his deputies, who shall issue a receipt therefor upon forms furnished by the License and Dues Collector and pay over all such collected inspection fees to the License and Dues Collector. Failure to pay said annual inspection fee upon demand shall be gound for removal of such sign by the City.

SECTION 2504. Annual License and Bond.

SECTION 2504.1. Billposters License. No person, firm or corporation shall engage in the business of erecting, installing, servicing, or maintaining billboards for rental or leasing purposes until such person, firm or corporation shall have applied to the City Clerk of the City of San Antonio for a license to conduct such business and shall have deposited with the License and Dues Collector an annual license fee in the sum of One Hundred ($100.00) Dollars.

SECTION 2504.2. Billposters Bond. No such person, firm, corporation or association of persons shall erect, install or maintain any display sign within the corporate limits of the City of San Antonio wherever a permit is required, until such person, firm, corporation or association of persons shall have first filed with the City Clerk of the City of San Antonio, a bond or policy of insurance in the sum of Fifteen Thousand ($15,000.00) Dollars, such bond or policy of insurance to be conditional for the erection of such sign in accordance with the ordinances of the City of San Antonio and the laws of the State of Texas, and providing for the indemnification of the City of San Antonio for any and all damages or liabilities that may accrue to or against said City by reason of erection, maintenance, demolition, repair, removal or defects in or collapse of any display sign erected by or under the direction of such person, firm, corporation or association of persons, and further providing for the indemnification of any person, firm or corporation who shall, while upon public property of the City of San Antonio, incur damages for which the person, frim, corporation or association of persons erecting said sign is legally liable by reason of the erection, maintenance, demolition, repair, removal or defects in or collapse of any such sign.

SECTION 2504.3. Special Billposters License and Bond. Any person, firm or corporation operating a private business and erecting, servicing, or maintaining billboards advertising only their own business or products shall erect, service and maintain all such signs subject to all requirements of this ordinance, and such person, firm or corporation shall apply to the City Clerk for a Special Billposters License and shall pay to the City License and Dues Collector an annual License Fee in the sum of Twenty-five ($25.00) Dollars. A Special Billposters Bond shall also be furnished bearing even date with said license and shall be in the sum of Five Thousand ($5,000.00) Dollars and shall in all other respects conform to the requirements of the regular Billposters Bond.

SECTION 2504.4. Commercial Sign Erectors License. No person, firm or corporation shall engage in the business of erecting, painting, maintaining or servicing any display sign until such person, firm or corporation shall have applied to the City Clerk of the City of San Antonio for a license to conduct such business and shall have deposited with the License and Dues Collector an annual license fee in the sum of Ten ($10,00~~0~~) Dollars. For the purposes of this ordinance all such persons, firms or corporations shall be designated as "Commercial Sign Erectors".

SECTION 2504.5. Commercial Sign Erectors Bond. All such persons, firms or corporations shall give a bond in the sum of One Thousand ($1,000.00) Dollars, bearing even date with their license containing the same conditions as the Billposters Bond herein provided for except as to the amount.

SECTION 2504.6. All licenses shall be for the City Fiscal Year and shall expire at midnight on the last day of May, and shall be renewed upon application of the holder, payment of the required fee and filing of the required bond where such is required, at any time within thirty days before the date of such expiration, unless such license has been revoked or cancelled for cause as provided in this ordinance; provided, holders of licenses at the time this ordinance becomes effective shall be entitled to a credit equal to the unexpired portion of their license for the fiscal year beginning June 1, 1940.

SECTION 2504.7. No license shall be transferable, and no holder of any license issued under this ordinance shall allpw his or their name to be used by any other party, either for the purpose of doing work or obtaining a permit under the penalty of forfeiting his or their license, and shall be subject to a fine of not less than Ten ($10.00) Dollars nor more than Two Hundred ($200.00) Dollars and the Building Inspector is hereby authorized to refuse to issue permits to the holder of any license violating this provision.

SECTION 2504.8. Any person, firm or corporation having complied with the provisions of this ordinance as to the procuring of a license, and giving of bond, as in this ordinance provided, who shall violate any of the provisions of this ordinance relating to the erection, painting, servicing or maintaining of any display sign as provided in this ordinance shall in addition to other penalties herein provided be liable, together with his sureties, on the bond furnished, conditioned that such licensed person, firm or corporation comply in good faith with the terms and conditions and provisions of this ordinance, and such liability for such violation of the conditions of the provisions of this ordinance, the said licensed person, firm or corporation and sureties shall be liable to the City of San Antonio, Texas, in the sum of Twenty-five ($25.00) Dollars for each violation, and said bond shall be liable for successive recoveries for each offense committed by such person, firm or corporation.

SECTION 2504.9. Any license granted under the provisions of this ordinance may be revoked by the Board of Commissioners if the holder of said license violates any provision of this ordinance. When a license is revoked, a new license shall not be granted to the same person, firm or corporation for a period of at least thirty (30) days.

SECTION 2505. General Provisions.

SECTION 2505.1. No sign shall be erected on or over public property so as to interfere with any fire hydrant, traffic light, fire alarm box or street light, nor shall any sign be erected in any location where by reason of traffic conditions, fire or explosion hazards, it would imperil public safety or interfere with the functions of the Fire Department. No sign projecting over a sidewalk or path used by the public shall be erected with its lowest part nearer to sidewalk grade than eight and one-half (8½) feet.

SECTION 2505.2. No sign shall be attached to any door or window casing.

SECTION 2505.3. No swinging signs shall be erected over a street, alley, or public place, but may be erected over a sidewalk and in that space between the curb and the sidewalk which is not used either for ingress or egress, and is not designed for such use.

SECTION 2505.4. All sings shall be securely fastened or anchored to a building wall, structural framing or other foundation with a sufficient number of bolts or anchors to resist the stresses due to the dead weight of the sign and wind loads. Horizontal wind loads shall be taken at thirty (30) lbs. per square foot unless otherwise provided.

SECTION 2505.5. The us of staples, wires and wood plugs in erecting signs is prohibited.

SECTION 2505.6. Letters or figures painted directly on any wall of a building or lettering on a window, door or awning are not included in the provisions of this article.

SECTION 2505.7. Circus bills may be posted only on existing sign structures or billboards and must be removed within ten (10) days after the last performance advertised thereon.

SECTION 2505.8. Display signs illuminated by electricity or equipped in any way with electrical devices or appliances shall conform with respect to wiring and appliances, to the provisions of the Electrical Ordinance of the City of San Antonio, passed November 5th, 1936, and any amendments thereto, and the wiring shall be under the direction of the City Electrician.

SECTION 2505.9. All such signs, regardless of location, type of installation, even when entirely within private property, must be installed as to provide a high safety factor, and all reasonable precautions must be taken in their installation.

SECTION 2505.10. No person shall attach, place, paint, write, stamp or paste any sign, advertisement or other matter upon any lamp post, electric light, railway, telephone or telegraph pole, shade tree, fire hydrant, or boxing covering them; or on any bridge, pavement, sidewalk or cross-walk, public building, or any property or thing belonging to the City, or any article or thing within any park; provided, that this subsection shall not be construed to prevent any public officer from so doing for any public purpose.

SECTION 2505.11. No person shall place, attach, paint, write, stamp or paste any sign, advertisement or other matter upon any house, wall, fence, gate post or tree-box without first having obtained the written permission of the owner, agents or occupants of the premises and having complied with the provisions of this ordinance.

SECTION 2505.12. No display sign shall be so placed as to obstruct or interfere with a window, doorway or other means of egress, nor be supported on or hung to any fire escape.

SECTION 2505.13. All display signs and their supports and braces shall be made entirely of metal. Commercial signs may be made of prest wood.

SECTION 2506. Type 1 Temporary Signs.

SECTION 2506.1. The term "Temporary Sign" shall apply to any non-commercial sign use of which is limited to a period of thrity (30) consecutive days. Signs used for a longer period must conform to requirements for permanent type signs.

SECTION 2506.2. Temporary signs may be of cloth or may be of wall board at least one-quarter inch thick; frames may be of wood. Cloth banner signs, without frames, may project over a street, alley or public place subject to approval by the Building Inspector who shall certify that said sign will not interfere with the safety of the public; no part of such sign shall be closer to the street grate than fourteen and one-half (14½) feet. No other temporary signs may project over a street, alley or public place.

SECTION 2506.3. Standard sign hooks, lag screws or expansion bolts and shields shall be used where required in sufficient number to support the sign.

SECTION 2507. Type 2 Flat Signs.

SECTION 2507.1. The term "Flat Sign" shall apply to any sign attached to the wall of any building and approximately in the same plane or parallel to the face of such wall.

SECTION 2507.2. Materials of frame shall be of wood, metal or an equivalent material approved by the Building Inspector. The panel shall be of incombustible material.

SECTION 2507.3. Standard sign hooks, expansion bolts or through bolts with washers on the inside of the wall shall be used in erection, depending upon the weight and area of the sign and the condition of the wall to which it is attached.

SECTION 2507.4. Such signs shall project not more than twelve (12) inches from the face of the building, provided electric flat signs may extend not to exceed eighteen (18) inches.

SECTION 2507.5. Flat signs may be erected on commercial buildings non-conforming to zoning set-back requirements.

SECTION 2508. Type 3 Projecting Signs.

SECTION 2508.1. The term "Projecting Sign" shall mean a sign so constructed and erected as to be attached at one end to a building, metal pole or other structure and projecting out therefrom.

SECTION 2508.2. Projecting signs which are fastened to, suspended from or supported on a building or structure so as to project therefrom at any angle across a sidewalk or public thoroughfare, shall not project more than nine (9) feet from the face of the building or structure and shall not in any case extend beyond the line which is two (2) feet back of the outer face of curb or curb line. The closest edge of the sign shall not extend beyond three (3) feet from the property line.

SECTION 2508.3. Such projecting signs erected over sidewalks having a width of five (5) feet or less shall not extend beyond a line which is one (1) foot back of the outer face of curb or curb line.

SECTION 2508.4. A clear space of not less than eight and one-half (8½) feet shall be provided below all parts of such projecting signs.

SECTION 2508.5. In instances where the building is set back from the property line, projecting signs may be installed on a pipe overhanging the sidewalk, provided the following rules are complied with:

(a) Thepipe must be set inside of property line.

(b) Sign must comply with regulations as to clearance over sidewalk and distance from curb line.

(c) No wooden poles or timbers may be used. Only sound, straight, iron pipes in good conditon, free from all major flaws and defects and painted with weatherproof paint, can be used.

(d) All pipes must be set at least three (3) feet in the ground and in concrete.

(e) Cross arms of angle iron for side guys are to be bolted to pipes in a secure manner and side guys are to be of galvanized cable.

(f) Pipe must extend far enough above top of sign to provide space for suitable headlift which must be of galvanized cable.

(g) Pipes must be of sufficient diameter and strength to properly support the weight of the signs which are to be installed on them:

Signs weighing up to 175 lbs -- 3" pipe required

Signs weighing from 175 to 250 lbs --4" pipe required

Signs weighing from 250 to 325 lbs --5" pipe required

Signs weighing from 325 to 400 lbs --6" pipe required

(h) All pipes used must be well casing or equivalent, except in cases of signs weighing less than 100 lbs.,in which instance lighter weight pipe may be used when sign is entirely within the property line, although no pipes will be permitted less than three (3) inches in diameter.

SECTION 2508.6. All projecting signs erected under a permit issued by the Building Inspector in existence at the time this ordinance goes into effect shall be made to conform with all the provisions of this ordinance within ninety (90) days from such date, provided that projecting signs that are now supported by one or more poles or other supports situated on a public sidewalk, street, alley or other public property beyond the property line, may be rehung on a single metal pole or support securely attached to an existing building wherever such building will not adequately support such sign and there is not sufficient space for a pole between such building and the property line, provided a special permit therefor is secured from the Building Inspector and such projecting sign is rehung within such ninety (90) days.

SECTION 2509. Type 4 Pole Signs.

SECTION 2509.1. The term "Pole Sign" shall mean a projecting or flat sign supported and placed upon a single pole or standard.

SECTION 2509.2. No pole, post or standard used to support any sign or floodlight shall be set in or upon any sidewalk, street, alley or other public property.

SECTION 2509.3. All pole signs shall conform as to construction and design to the requirements of Section 2508.5.

SECTION 2510. Type 5 Roof Signs.

SECTION 2510.1. The term "Roof Sign" shall apply to any sign erected on or over the roof of a building.

SECTION 2510.2. All signs that are placed above and supported on top of a building or structure shall be constructed of incombustible material.

SECTION 2510.3. Roof signs shall not be more than thirty-two feet in total height above that part of the roof of the building or structure over which they are placed, except that open work or skeleton electric illuminating signs may be erected to a height greater than thirty-two feet when plans and specifications covering all the necessary details of construction and installation are approved by the Building Inspector, but all such sign signs shall in all other respects comply with all provisions of the electrical ordinance of the City of San Antonio.

SECTION 2510.4. Such signs shall be set back from the exterior of the building or structure so that the mid-point of the length of the sign shall not be less than seven feet back from the inside line of the exterior wall; distance to be measured at right angles to the line of the wall.

SECTION 2510.5. An open space of not less than six feet shall be maintained below the bottom of the sign, except for necessary vertical supports.

SECTION 2510.6. No display sign supported on or over the roof of a building shall hereafter be erected so as to extend over a sidewalk, street, alley or other public property.

SECTION 2510.7. Adequate provision shall be made for grounding metallic parts of all roof signs as a potection against lightning.

SECTION 2511. Type 6 Billboards.

SECTION 2511.1. The term "Billboard" shall apply to any sign erected on a free standing frame work and independent of a building and shall include poster boards and bulletin boards.

SECTION 2511.2. Every billboard shall be firmly and solidly constructed so as to be able to bear a wind pressure of at least thirty (30) pounds per square foot of area.

SECTION 2511.3. No "Billboard" or part thereof shall be located on or above any public property, nor shall any billboard be located on any private property without the written consent of the owner, holder, lessee, agent or trustee.

SECTION 2511.4. The following requirements shall govern the construction of billboards:

(a) Billboards shall not in any case exceed fifteen (15) feet in height from bottom of such sign to the top of the sign. The total height of such signs or billboards above the ground shall be governed by the opinion of the Building Inspector, taking into consideration the conditions existing at the locations where such signs or billboards are to be placed, but in every case there shall be an open space of at least three feet in height maintained between the bottom of such signs or billboards, and the ground, except that the necessary supports extending through such space and the filling of such space with lattice or slats leaving fifty per cent of the space open shall not be prohibited.

(b) Such signs or billboards shall be located entirely within the established building line, except electric light lamps and fixtures attached to and intended to illuminate the face of such signs or billboards may project beyond the building line for a distance of not more than six (6) feet, but in no instance beyond a line two (2) feet from the curb line.

(c) Any billboard having sixty (60) or more square feet of display surface erected within the city limits of the City of San Antonio shall be of incombustible materials and securely attached to a frame-work consisting of wooden posts or uprights, not less than four (4) by six (6) inches in dimensions and not more than ten (10) feet apart, and set not less than four (4) feet in the ground. Said posts or uprights shall be braced by wooden braces not less than two (2) by six (6) inches in dimensions, one brace to each post, said braces to be securely attached to the top, or within three (3) feet of the top, of the upright or post, the other end to be securely attahced to an anchor post of not less than six (6) by six (6) inches in dimensions, and set not less than four (4) feet in the ground, well tamped. There shall be wooden stringers not less than two (2) by four (4) inches in dimensions running the entire length of the billboard securely attached to each post or upright, to which shall be attached the surface of the billboard. There shall be not less than one stringer for each four (4) feet or fraction thereof of the surface of said billboard in its heights. Provided, that steel uprights and other materials for posts, uprights, braces and other parts of said structure may be used provided they are of equal strength as those provided for in wood. The surface of each billboard shall be of galvanized sheet iron, and all materials and fastenings shall be of the best quality, so as to make a thoroughly strong, workmanlike structure. All billboards having less than sixty (60) square feet of display surface must be approved by the Building Inspector as to construction.

(d) No billboard shall be erected or maintained within two hundred (200) feet of any steam railroad crossing or within thirty (30) feet of any street intersection.

(e) No billboard shall be erected or maintained at any place where the location of same or the manner of its construction will cause it to constitute a menace to persons lawfully using the streets or sidewalks, or to those living in the neighborhood, or the public generally, and it shall be the duty of the Building Inspector, prior to issuing a permit for

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the construction of a billboard, to inquire into such circumstances, and act as provided for in this ordinance.

(f) All billborads erected parallel to the building line shall be located back of the building line a distance equal to not less than the height of the sign above the ground.

(g) All billboards now in existence within the corporate limits of the City of San Antonio, or hereafter to be erected, shall be kept in a safe and sanitary condition, and all rotten or unsafe billboards shall be promptly made safe or replaced.

(h) No one billboard shall exceed five hundred and four (504) square feet, exclusive of trim, and there shall be an open space of four (4) feet between all billboards.

(i) Billboards placed against the exterior walls ob buildings or structures shall not extend more than nine (9) inches out from the wall surface.

SECTION 2511.5. The duty shall rest upon each person, firm, co-partnership or corporation to see that the ground immediately surrounding billborads or other ground signs owned, maintained, or cohtrolled by them is kept in a clean and sanitary conditon, and the failure to do this shall render them liable to punishment as hereinafter provided.

SECTION 2511.6. Any billboard which may now be or hereafter become rotten or unsafe, and any such signs which shall hereafter be erected, altered, refaced or reconstructed, contrary to the provisions of this ordinance, shall be removed or otherwise properly secured in accordance with the terms of this ordinance by the person owning or controlling the same, or by the owner of the ground on which such sign shall stand; and upon default in the removal or securing of any such sign as abovesaid, the City may after written notice of three days, remove such sign at the cost of any person using or controlling the same; and no such sign shall be re-erected or rebuilt except in accordance with the provisions of this ordinance, and upon a permit issued as for new construction.

SECTION 2512. Type 7 Portable Signs.

SECTION 2512.1. The term "Portable Sign" shall apply to any sign ordinarily but not necessarily supported on a base and in no way attached or affixed to the ground, a building or other structure or other object.

SECTION 2512.2. No portable sign shall be placed on any sidewalk, street, alley, or other public thoroughfare or public property and must be located at least two (2) feet inside of private property lines.

SECTION 2513. Type 8 Special Signs.

SECTION 2513.1. The term "Special Sign" shall apply to any sign not provided for in the regulations of Types 1 - 7 inclusive. The Building Inspector shall make and enforce such regulations pertaining to any special sign as may be necessary to insure a safe and secure structure, properly located, so as to safeguard life and property and to protect public interest, provided all permits for special signs must be approved by the Board of Commissioners.

SECTION 2513.2. The term "Special Sign" shall include marquise signs. Such signs not more than four (4) feet in height exclusive of top ornament supported directly by marquises or awnings may extend around three sides of marquise or awning. Horizontal signs may be suspended under marquise, provided that the lowest part of such sign is eight and one-half ($8\frac{1}{2}$) feet above sidewalk and at right angles to building line.

SECTION 2514. Type 9 Electric Signs.

SECTION 2514.1. The term "Electric Sign" shall be deemed to mean a sign whereon letters, figures or designs are formed or outlined by electric illuminant, or formed by a transparent or translucent medium which is illuminated from such lamps, tubes, or other elec-

tric illuminant contained within or on the sign and all outside building outlining, and shall be deemed to include interior decorative displays and gas tube window outlining. Signs which are illuminated by electric lights which are not attached to the sign or which are not an essential element of the sign proper, and signs which are lighted by flood lights or projectors, are not classified as electric signs within the meaning of this ordinance.

SECTION 2514.2. All regulations except as to permit fees applying to Types 1 and 8 inclusive and all provisions of the Electrical Ordinance passed by the Board of Commissioners of the City of San Antonio on November 5th, 1936, and any amendments thereto, shall apply to the erecting, altering, installation and maintenance of electric signs, and no permit for the installation, erection or alteration of any electric sign for whatever purpose used, shall be issued to any person, firm or corporation, unless such person, firm or corporation is the holder of a Master Sign Electrician's License as provided in said Electrical Ordinance, provided, however, that if such person, firm or corporation is the holder of a Master Electrician's License and has given the required Master Electrician's Bond shall cover all the requirements and conditions of this ordinance.

SECTION 2515. Penalties.

SECTION 2515.1. Any person, firm or corporation who shall fail to comply with any of the provisions of this ordinance shall upon conviction thereof, be punished by a fine of not less than Ten ($10.00) Dollars or more than Two Hundred ($200.00) Dollars for each offense together with the costs of prosecution and if such person, firm or corporation is the holder of a license, said license may be revoked. Each day's continuance of a violation of any provision of this ordinance shall be deemed a separate offense, punishable as stated in this section.

SECTION 2515.2. Any person, firm or corporation having complied with the provisions of this ordinance as to the procuring of a license, and giving of bond, as in this ordinance provided, who shall violate any of the provisions of this ordinance relating to the erection, painting, servicing, or maintaining of any display sign as provided in this ordinance, shall in addition to other penalties herein provided be liable, together with his sureties, on the bond furnished, conditioned that such licensed person, firm or corporation comply in good faith with the terms and conditions and provisions of this ordinance, and such liability for each violation of the conditions of the provisions of this ordinance, the said licensed person, firm or corporation and sureties shall be liable to the City of San Antonio, Texas, in the sum of Twenty-five ($25.00) Dollars for each violation, and said bond shall be liable for successive recoveries for each offense committed by such person, firm or corporation.

SECTION 2515.3. It shall be the duty of the Building Inspector to report each and every violation of the provisions of this City Ordinance to the City Attorney of the City of San Antonio, Texas, who shall immediately make demand upon the principal and sureties on said bond for the amount of liability for each offense, and in the event of default in the payment of said sum, it shall be the duty of the City Attorney of the City of San Antonio, Texas, to immediately file suit upon the said bond for the recovery of any amount due the City of San Antonio, Texas, by reason of the penalty or penalties incurred.

SECTION 2515.4. All sums of money so collected shall be immediately paid into the Treasury of the City of San Antonio, Texas, in like manner as taxes, licenses, and other funds are deposited on behalf of the City of San Antonio, Texas.

SECTION 2515.5. Any sign erected, altered, used or maintained in violation of this ordinance shall constitute a nuisance, and if the owner fails to remove the same within three (3) days after having been notified, it may be summarily removed by the city at the

expense of the person, firm or corporation erecting, altering, using or maintaining same.

SECTION 2516. Effective date of Ordinance.

SECTION 2516.1. All povisions of this ordinance shall be effective, and shall be applied to the entire area within the corporate limits of the City of San Antonio, Texas, and to any property owned by, or under the jurisdiction of the City of San Antonio outside of its corporate limits.

SECTION 2516.2. If any section, sub-section, sentence, clause or phrase of this ordinance shall for any reason be held to be unconstitutional or invalid, such holding or decision shall not effect the validity of the remaining portions of this ordinance.

SECTION 2516.3. All ordinances, or part of ordinances, of the City of San Antonio, Texas, conflicting with the provisions of this ordinance are hereby repealed.

SECTION 2516.4. WHEREAS, an emergency is apparent for the immediate preservation of order, good government and public safety that requires this ordinance to become effective at once; therefore, upon the passage of this ordinance by a vote of 4/5 of the Commissioners it shall be effective from and after the date of its passage as made and provided by the Charter of the City of San Antonio, Texas.

PASSED AND APPROVED this 11th day of January, A.D. 1940.

C. Ray Davis
Mayor Pro-Tem

ATTEST: J. J. Patterson
City Clerk

City of San Antonio, Texas

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary 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 Sign Ordinance hereto attacjed has been published in every issue of said newspaper on the following days, to-wit: January 13, 15, 16, 17, 18, 19, 20, 22, 23 and 24, 1940.

Thornton Hall

Sworn and subscribed to before me this 25th day of January, 1940.

Walter Kennaner
Notary Public, Bexar County,
Texas.

(SEAL)

AN ORDINANCE (1251) OJ-20

ACCEPTING THE ASSIGNMENT OF COPYRIGHT IN OLD VILLITA.

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

1. That the assignment of the copyright in the work entitled OLD VILLITA, which copyright is at present owned and held by Maury Maverick, Mayor of the City of San Antonio, be and the same is hereby accepted by the City of San Antonio.

2. That the Certificate of Copyright Registration issued by the Library of Congress Copyright Office of the United States of America to Maury Maverick, Mayor of San Antonio, Texas, covering the book entitled "Old Villita", be turned over to the City Clerk to be placed in the City Records, and also to be recorded in the La Villita Register.

PASSED AND APPROVED this 16th day of January, A.D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

* * * *

AN ORDINANCE (1252) OJ-21

CREATING CONTRACT WITH GEO. G. EHRENBORG CO., APPRAISAL ENGINEERS, FOR REVALUATION OF REAL PROPERTY IN THE CITY OF SAN ANTONIO.

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

1. That this ordinance creates and manifests a contract between the City of San Antonio, hereinafter called "CITY", and Geo. G. Ehrenborg Co., hereinafter called "CONTRACTOR", said contract being made under and by the authority of the Charter and Ordinances of the City of San Antonio, and performable in San Antonio, Bexar County, Texas, WITNESSETH:-

2. Contractor agrees to furnish the City the following services (including materials and supplies), in the methods of Realty valuations for taxation purposes of all lots and parcels of land and all improvements within the corporate limits of the City of San Antonio.

3. MAPS: Contractor agrees to bring to date the existing set of sectional maps and furnish the City with one set of white prints on which all land units are posted

4. LAND: Contractor agrees to furnish the services of experts in land valuation methods who will, with the help of a local board furnished by the City at no cost to City, ascertain the valuation of the lots and parcels of land fronting on each single street in the City. This having been done, Contractor will compute the valuation of all lots and parcels accurately and proportionately and truly according to such unit foot valuations, and take in consideration depreciation for bad location, creeks, overflow, etc.

5. BUILDINGS AND IMPROVEMENTS: Contractor agrees to furnish the services of experts in building valuation methods, who will measure and describe buildings and improvements upon lots and parcels in the City of San Antonio, applying factors of valuation and depreciation for each, based upon the fair market cost of new production, with specific depreciation

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if any, expressed in one percentage, for consideration of mechanical deterioration, obsolescence, age and lack of utility. Information and data for each building will be tabulated on a permanent card record, showing the size, class, kind, condition, number of stories, roof, etc., together with improvements, such as fixtures, water, bath, sewer and electric connections, with factors of valuation and depreciation as ascertained by local investigation.

6. EXEMPT LANDS: It is expressly understood that this service shall not apply to land and buildings within the City of San Antonio that are exempt from taxation.

7. PUBLIC UTILITIES AND RAILROADS: Contractor agrees to furnish the services of experts in the valuation of personal property and equipment commonly used for Public Utilities and Railroads, and to make an appraisal of all such property and equipment, setting out such appraisal in detail, showing major items, and setting out where possible original cost and specific depreciation, and in all such cases present value of same. Such report to be bound in substantial loose leaf binders.

8. GENERAL: Contractor agrees that it or its experts in methods of land and building valuation will instruct the City Tax Assessor in the present use of the methods of valuation and computation, so that the system installed may be continued and kept up to date in the future.

9. It is agreed and understood that the City will furnish Contractor a suitable place to work and the use of existing maps and other records of the City for use as far as they may be useful.

10. DELIVERY AND FEE: Contractor agrees to complete the services herein described within 180 days after the signing of this agreement, subject to the satisfaction of and acceptance by the City Commissioners of the City of San Antonio, in default of which it agrees to pay a penalty of $50.00 per day as and for liquidated damages for delay in performance.

11. For the services to be rendered, City agrees to pay Contractor the total sum of Forty Thousand Dollars ($40,000.00), payable at San Antonio, Texas, as follows:

$1500.00 15 days after starting work;
$1500.00 30 days after starting work;
$1500.00 45 days after starting work;
$1500.00 60 days after starting work;
$1500.00 75 days after starting work;
$1500.00 90 days after starting work;
$1500.00 105 days after starting work;
$1500.00 120 days after starting work;
$1500.00 135 days after starting work;
$1500.00 150 days after starting work;
$1500.00 165 days after starting work;
$1500.00 180 days after starting work;
$17000.00 payable on completion of the work and acceptance of the report by the City Commissioners of the City of San Antonio, this payment not to be due before July 1, 1940, and the final balance of $5,000.00 to be due upon conclusion of the hearings before the Board of Equalization.

12. Contractor agrees to sit on the Board of Equalization in an advisory capacity, to defend any values set under this contract, for sixty days without any extra charge.

13. Contractor shall begin work within 5 days from the date hereof, and shall furnish a performance bond of $10,000.00, payable to the City of San Antonio warranting completion of the work required under the terms hereof within the time required, and the payment of labor and material in accordance with Article 5160, R. S. of Texas.

14. All work is to be under the direct supervision of Contractor at its sole expense and no portion hereof shall be performed by sub-contract.

15. This writing constitutes the entire agreement between the parties hereto, there being no other written nor any parole agreement with any officer or employee of the City of San Antonio, it being understood that the Charter of the City of San Antonio requires all con-

tracts of the City to be in writing and adopted by ordinance.

16. PASSED AND APPROVED on this 16th day of January, A. D. 1940.

Maury Maverick
Mayor

ATTEST: J. J. Patterson
City Clerk.

17. This contract accepted as written.

GEO. G. EHRENBORG CO.

By Geo, G. Ehrenborg
Contractor.

* * * *

AN ORDINANCE (1275) OJ-22

AMENDING AN ORDINANCE ENTITLED "AN ORDINANCE DEFINING THE OFFENSE OF 'NEGLIGENT COLLISION' AND PRESCRIBING A PENALTY.

Repealed 4/19/51

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

1. That Section 2 of an ordinance entitled "AN ORDINANCE DEFINING THE OFFENSE OF 'NEGLIGENT COLLISION' AND PRESCRIBING A PENALTY", passed and approved by the Commissioners of the City of San Antonio on the 1st day of February, A. D. 1926, be and the same is hereby amended so that the same shall hereafter read as follows:-

"Section 2. If any person driving or operating or in charge of any motor vehicle, animal, railroad engine, railroad car, street car, wagon, cart, dray or any other vehicle, shall, by negligence, cause or suffer or permit the same to come in collision with any other vehicle of any nature whatever, or with any animal, person, street sign, street post, water plug, mail box, or any other obstacle or object whatever, in or on any public street, avenue, highway, or any public place whatever, in the City of San Antonio, Texas, such person shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding Two Hundred Dollars ($200.00) or imprisoned in the City Jail not exceeding ten days, or be punished by both such fine and imprisonment in jail."

2. Whereas, it is necessary for the immediate preservation of public peace, health or safety of the City in the exercise of its police power for the proper regulation of traffic and for the preservation of order, good government and public safety, an urgency is created that this ordinance take immediate effect upon its passage; therefore, upon the passage of this ordinance by a vote of four-fifths of the Commissioners, it shall be effective, as made and provided by the Charter of the City of San Antonio.

3. PASSED AND APPROVED this 19th day of January, A. D. 1940.

Maury Maverick
Mayor

ATTEST: J. J. Patterson
City Clerk.

* * * *

AN ORDINANCE (1276) OJ-23

AMENDING "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, AND REGULATING AND REDISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDING AND OTHER STRUCTURES, PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, LOCATION AND USES OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCES AND OTHER PURPOSES, AND DIVIDING THE CITY OF SAN ANTONIO INTO DISTRICTS AND REGULATING AND REDISTRICTING THE ERECTION, CONSTRUCTION RECONSTRUCTION, ALTERATION, REPAIR OR USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS, AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES OR KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE RESTRICTIVE DISTRICTS, AND ADOPTING A ZONING MAP DISCLOSING THE VARIOUS DISTRICTS AND USE AREAS AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS AND AREAS, AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF SUCH ORDINANCE, AND DECLARING AN EMERGENCY", passed and approved by the Commissioners of the City of San Antonio on the 3rd day of November, A. D. 1938.

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

That an ordinance entitled "AN ORDINANCE ESTABLISHING ZONING REGULATIONS AND DISTRICTS IN ACCORDANCE WITH A COMPREHENSIVE PLAN, AND REGULATING AND REDISTRICTING THE HEIGHT, NUMBER OF STORIES AND SIZE OF BUILDINGS AND OTHER STRUCTURES, PERCENTAGE OF LOT THAT MAY BE OCCUPIED, THE SIZE OF YARDS, COURTS AND OTHER OPEN SPACES, THE DENSITY OF POPULATION, LOCATION AND USES OF BUILDINGS, STRUCTURES AND LAND FOR TRADE, INDUSTRY, RESIDENCES AND OTHER PURPOSES, AND DIVIDING THE CITY OF SAN ANTONIO INTO DISTRICTS AND REGULATING AND REDISTRICTING THE ERECTION, CONSTRUCTION RE-CONSTRUCTION, ALTERATION, REPAIR OF USE OF BUILDINGS, STRUCTURES OR LAND WITHIN SUCH DISTRICTS, AND PROVIDING UNIFORM REGULATIONS FOR THE SEVERAL CLASSES OR KINDS OF BUILDINGS OR STRUCTURES AND USES WITHIN THE RESTRICTIVE DISTRICTS, AND ADOPTING A

ZONING MAP DISCLOSING THE VARIOUS DISTRICTS AND USE AREAS AND THE RESTRICTIONS AND LIMITATIONS AND PROVISIONS APPLICABLE TO SUCH DISTRICTS AND AREAS, AND PROVIDING FOR A BOARD OF ADJUSTMENT AND DEFINING THE POWERS OF SAME, AND PROVIDING PENALTIES FOR THE VIOLATION OF THE PROVISIONS OF SUCH ORDINANCE, AND DECLARING AN EMERGENCY", passed and approved by the Commissioners of the City of San Antonio on the 33d day of November, A. D. 1938, be and the same is hereby amended by adding paragraph 53-a to Section 21 thereof, as follows:-

"53-a. DISPLAY SIGNS. The Board of Commissioners may grant a permit to erect a display sign or flood light, or both, within the area included in the set-back provisions of this ordinance in all Districts except Districts A, B, C, D and E, provided such display signs or flood lights are erected and supported wholly within the property lines of such property; and provided further, that such display sign or flood light shall in all other respects comply with the requirements of the Sign and Billboard Ordinance of the City of San Antonio passed and approved the 11th day of January, A. D. 1940.

Whereas, on account of the congestion in the streets in the City of San Antonio and the danger from fire, panic, and the undue concentration and congestion of population, and the lack of adequate ordinances and provisions controlling the construction and use of buildings and other structures within the City of San Antonio, the lack of regulations restricting and regulating the use to which lands and buildings of the City of San Antonio may be devoted, creates an urgency and emergency in behalf of the public peace, health, safety and general welfare, necessitating that this ordinance become effective at once, and it is accordingly ordained that the same become effective immediately upon its passage, as the Charter of the City of San Antonio in such cases is made and provided.

PASSED AND APPROVED this 19th day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

GODFZ

Amended 7/10/57 Rec'd 9 and BK Ord #17835

See Ord. #110 - Nov. 2.25 - 06.5-292.

AN ORDINANCE (1291) 05-24

PROHIBITING DISCHARGING OF OIL, GREASE OR CERTAIN OTHER PRODUCTS INTO PUBLIC STREETS OR WATERS WITHIN THE CITY OF SAN ANTONIO.

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

1. That hereafter it shall be unlawful for any person, firm or corporation, or the manager, or any person connected with any corporation, to run or discharge any fluid or water containing either oil, grease, soap, lye, washing powder, mud or filth, on or into any of the public streets or alleys or public waters or streams within the City of San Antonio.

2. Any person, firm or corporation violating any provision of this ordinance shall be deemed guilty of a misdemeanor, and, upon conviction thereof, shall be fined in a sum not exceeding $200.00 for each offence; and each and every day there shall be a breach of this ordinance, shall constitute a separate offence.

3. This ordinance being of urgent importance to the public peace, health and safety of the City of San Antonio apparent therefrom, creates an urgency and an emergency which requires that this ordinance take effect immediately, and the same shall be in full force and effect from and after its passage by a four-fifths vote of the Commissioners, as made and provided by the Charter of the City of San Antonio.

4. PASSED AND APPROVED this 26th day of January, A. D. 1940.

Louis W. Lipscomb
Acting Mayor.

ATTEST: J. J. Patterson
City Clerk.

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AN ORDINANCE (1292) 05-25

CREATING CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND TOWN OF TERRELL HILLS TO FURNISH FIRE PROTECTION SERVICES.

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

1. That this ordinance creates and manifests a contract between the City of San Antonio, a municipality of the State of Texas, and the Town of Terrell Hills, in the State of Texas, WITNESSETH:-

2. WHEREAS, the City of San Antonio is under no obligation to furnish fire protection to other incorporated towns; NOW, THEREFORE:-

3. It is agreed by and between the City of San Antonio and the Town of Terrell Hills, that for and in consideration of the sum of $500.00 cash deposited with the City of San Antonio by the Town of Terrell Hills and not less than $500.00 cash always to be kept on deposit as aforesaid, the City of San Antonio shall furnish necessary fire apparatus to make necessary runs to the Town of Terrell Hills, for a period of time beginning this date and ending May 31st, 1940, and to be continued in force upon the same terms after the expiration of this period unless cancelled by either party on 60 days' notice.

4. Out of said cash on deposit the Town of Terrell Hills agrees to pay a $125.00 minimum fee for each fire run actually made when three or more fire trucks answer any alarm and it becomes necessary for such trucks to go to the near or remote sections of the Town of Terrell Hills, and a minimum of $50.00 for grass or brush fires, provided that if calls must be made to remote sections of the Town of Terrell Hills, such additional reasonable amount shall be added for each run as may be agreed upon by the parties.

5. At the expiration of said period of time, if said deposit is not used up, the remainder thereof shall be paid to the Town of Terrell Hills, and if for any reason this contract is cancelled by the City of San Antonio, any unused funds remaining on deposit shall be returned to the Town of Terrell Hills.

6. The City of San Antonio agrees to keep as available for said purpose three fire pieces and the service of one District Chief.

7. The Fire Marshal of the City of San Antonio shall cooperate in distributing and promulgating fire prevention methods.

8. It is also further agreed that the City of San Antonio shall furnish fire apparatus and firemen to the limit of its present ability only and subject to its right first to use all apparatus for all necessary purposes within the corporate limits of the City of San Antonio.

9. It is also agreed and understood that the City of San Antonio will be under no obligations whatever to provide any additional facilities for fighting fires, such as water supply, etc., than are already in existence in said areas, and shall be under no duty to make inspections.

10. The City shall be held harmless and indemnified for all damages and injuries to persons or property incurred in making said runs, or for failure to answer any call, unless said call is made to the Fire Department of said City and it refuses to answer the call.

11. PASSED AND APPROVED this 26th day of January, A. D. 1940.

Louis W. Lipscomb
Acting Mayor.

ATTEST: J. J. Patterson
City Clerk.

12. The contract hereinabove provided is hereby in all things accepted as written, this day of January, A. D. 1940, which acceptance is embodies in a Resolution of the said Town of Terrell Hills.

TOWN OF TERRELL HILLS

BY_____
Mayor.

ATTEST:_____
Clerk.

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amended 1/29/50 ord #1148 with T prof

AN ORDINANCE (1320) OJ-26

PROHIBITING PEDDLING AND HAWKING OF MERCHANDISE WITHIN CERTAIN LIMITS IN THE CITY OF SAN ANTONIO.

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

1. It shall hereafter be unlawful for any person to peddle or hawk any kind of merchandise on any of the hereinafter named public streets, alleys or highways, or the sidewalks thereof, within the corporate limits of the City of San Antonio, Texas, to-wit:

2. Beginning at the intersection of North Flores and Travis Streets, south on North Flores Street to the intersection with West Houston Street, west on West Houston Street to the intersection of Camaron Street, south on Camaron Street to the intersection with Dolorosa Street, east on Dolorosa Street to the intersection with South Flores Street, south on South Flores Street to the intersection with Nueva Street, east on Nueva Street to the intersection with South Alamo Street, north on South Alamo Street to the intersection with Market Street, east on Market Street to the intersection with Bonham Street, north on Bonham Street to Nacbgdoches Street, north on Nacogdoches Street to the intersection with Third Street, northwest on Third Street to the intersection with North Alamo Street, south on North Alamo Street to the intersection with Travis Street, and west on Travis Street to the intersection with North Flores Street, same being the place of beginning.

3. It shall hereafter be unlawful for any person to peddle or hawk any kind of merchandise on any public street, alley or highway, or the sidewalks thereof, within the corporate limits of the City of San Antonio, Texas, and in the area bounded by the public streets, alleys or highways set out in Section 2 hereof.

4. By "merchandise" is meant any tangible article or commodity other than newspapers, pamphlets, handbills or other written or printed matter sold or distributed for the purpose of disseminating news and information.

5. Any person who shall violate any provision of this ordinance shall be deemed guilty of a misdemeanor and,,upon conviction, be fined in any sum not to exceed $200.00.

6. If any part, phrase or sentence of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision or decisions shall not affect the remaining parts, sentences or phrases of this ordinance.

7. All ordinances or parts of ordinances in direct and irreconciliable conflict with the probisions of this ordinance are hereby expressly repealed.

8. This ordinance is hereby declared to be of urgent importance for reasons of public welfare apparent therefrom and shall take effect from the date of its passage by a four-fifths vote of the Board of Commissioners of the City of San Antonio, and it is so ordered.

9. PASSED by a four-fifths vote of the Board of Commissioners of the City of San Antonio, and APPROVED this 29th day of January, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

AFFIDAVIT OF PUBLISHER.

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

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sowrn, saya on oath that he is Secretary 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 Peddling Ordinance hereto attached has been published in every issue of said newspaper on the following days, to-wit: February 2, 3, 5, 6, 7, 8, 9, 10, 12 and 13, 1940.

Thornton Hall

Sworn to and subscribed before me this 26th day of Febryary, 1940.

Walter Kenaner
Notary Public in and for
Bexar County, Texas.

AN ORDINANCE (1321) OJ-27

MAKING A LEASE CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE SAN ANTONIO JUNIOR CHAMBER OF COMMERCE, LEASING THE OLMOS DRIVING RANGE.

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

1. That this ordinance creates and manifests a lease contract by and between the City of San Antonio, a municipality of the State of Texas, situated in the County of Bexar, hereinafter called "CITY", acting by and through its Mayor, and the San Antonio Junior Chamber of Commerce, a corporation domiciled in San Antonio, Texas, hereinafter called "LESSEE", acting by and through its duly authorized President, as follows:-

2. That the City grants and the Lessee accepts a lease on that certain tract of land known and designated as the Olmos Driving Range, in Bexar County, Texas, more particularly described as follows:-

3. Beginning at a point on the vertical face of the upstream side of Olmos Dam, said point being at Station 12 plus 40 as shown on construction plans of said Dam; thence in a northeasterly direction along said vertical face of the Olmos Dam 1000 feet to a point for a corner; thence angle left 90 degrees 00' a distance of 200 feet to a point for a corner; thence angle right 90° 00' a distance of 355.6 feet to a point for a corner; thence angle left 125° 50' a distance of 582.3 feet to a point for a corner; thence angle left 66° 10' a distance of 1037.4 feet to a point for a corner; thence angle left 78° 00' a distance of 456 feet to the place of beginning.

4. For the term beginning December 1st, 1939 and ending May 31st, 1941, for a total rental of $420.00, said rental to be paid in advance monthly installments on the first of each and every month, provided that the December, 1939, January 1940 and February 1940 installments shall be $15.00, and beginning March 1st, 1940 and each and every month thereafter during this lease the installment shall be $25.00 per month, and Lessee and sub-tenant shall pay all utility bills for the operation of said business.

5. All payments shall be made at the office of the License and Dues Collector of San Antonio, and this contract is performable exclusively in Bexar County, Texas.

6. Lessee has declared to the City that it wishes to sub-let said premises to Mr. Sol West, of San Antonio, Texas, for the purpose of operating the business or businesses described herein, and it is understood that Mr. West, herein called "Sub-tenant", is bound by all of the terms and conditions of this agreement, and he shall affix his signature to this instrument in order to show and express his assent and responsibility.

7. Lessee is leasing said premises for the purpose of operating a golf driving range, and agrees that it will conduct no other type or line of business on said premises, or allow same to be conducted, without first obtaining the written permission of the City, which permission may be revoked at any time; provided, that the Lessee and Sub-tenant are hereby given the right to sell merchandise, refreshments, sandwiches, confectionery, tobacco products, golf balls and clubs, and all items which may be legally sold.

60DEZ

8. Lessee and Sub-tenant acknowledge that they have examined the property leased and that it is suitable for all purposes for which it is leased, and that it is leased as it is, regardless of any defects which may exist, whether the same are apparent or otherwise.

9. Lessee and Sub-tenant agree that all statutes of the State of Texas which apply to them in the conduct of said business or any business conducted on said premises by them will be obeyed and observed by them, their agents, servants and employees; and Lessee and Sub-tenant further agree that they will not make, or suffer any unlawful, improper or offensive use of the premises to be made by them, nor any use which shall be injurious to any person or property.

10. Lessee and Sub-tenant shall not erect any new buildings on said premises except under written permission first obtained from the City. Lessee and Sub-tenant agree at their own expense to make such improvements and/or additions as are reasonably necessary to maintain the premises in a clean, modern and sanitary manner, provided that at the expiration of this lease or any renewal thereof, or upon cancellation thereof, Sub-tenant may remove any buildings erected thereon or now situated thereon which can be removed without substantial damage to the property or to the City. In the event of such removal, Lessee shall restore the premises in good condition. Any building which cannot be removed without substantial damage to the property shall become the property of the City without any cost or obligation on the part of the City.

11. The following is hereby declared to be a true and correct inventory of the property now belonging to the Sub-tenant, on said premises, which may be removed upon the expiration of this lease or any renewal thereof or upon cancellation hereof:

3 buildings
8 sheds
poles
posts
shrubs
trees
flowers
sight wiring
tees and all other improvements or trade fixtures
which have been or may in the future be installed
by Sub-tenant.
watermains and pipe and connections.

12. Lessee and Sub-tenant agree to keep the said premises in good repair and condition at all times during said term. Sub-tenant further garees that he will hold harmless, reimburse and indemnify the City from and against all loss, liabilities, claims, suits, debts and demands of any kind or nature whatsoever, inclusive of but not restricted to personal injury claims and property damage claims, contractural debts that may be incurred, or in any way growing out of the use, misuse or abuse of the premises herein demised. This agreement shall be binding on the Lessee, its successors and assigns, agents, servants and employees.

13. That all property of any kind that may be on the premises during the term of this lease, or any extension or renewal thereof, shall be at the risk of the Lessee and Sub-tenant and the City shall not be liable to the Lessee or any other person for any injury, loss or damage to any property of any person from any cause on said premises; this provision to be in addition to the provisions of the preceding paragraph and other parts of this lease, and shall not modify said other parts or provisions in any way or manner.

14. That no assent, expressed or implied, by the City of any breach of Lessee's covenants, promises and/or conditions shall be deemed to be a waiver thereof unless such assent is first given in writing by the City and signed by a duly authorized officer. Any written assent or consent to such a breach by Lessee shall not be deemed to be a waiver of any succeeding breach of the same or any other covenant, promise and/or condition of this lease contract.

15. Lessee and Sub-tenant agree that in the event of a sale of said premises by the City to any person, firm or corporation, or in the event the City desires to use said premises for any public purpose, other than driving range, the City may cancel this agreement by giving 60 days advance notice in writing to the Lessee and Sub-tenant; provided, that in time of public calamity or emergency in connection with any flood, the City may immediately take possession for such purposes of flood control as it may deem necessary, and the rental thereof shall be abated for such period.

16. If Lessee or Sub-tenant shall neglect or fail to pay the said rental or any installment thereof on the due date as provided for herein, the City may at its option, cancel this agreement and terminate this lease; further provided that if the Lessee, or its representatives, shall neglect or fail to perform and observe any covenant, promise, condition or obligation herein, which on the Lessee's part is to be performed and/or observed, or if its leasehold estate shall be taken on execution, or if Lessee shall be declared a bankrupt, or insolvent, according to law, or shall make an assignment for the benefit of his creditors; then in such case the City, or those handling its estate in the premises, may lawfully, immediately, or at any time thereafter, without notice or demand enter into and upon the demised premises or any part thereof, in the name of the whole and repossess the same as of its former estate, and expel the Lessee and those claiming under it and remove its effects, forcibly, if necessary, without being deemed guilty in any manner of trespass and thereupon this demise shall absolutely terminate, but without prejudice to any remedies which might otherwise be used by the City for any breach of the Lessee's covenants, promises and/or conditions herein contained, and without answer to the Lessee, or those holding under it, for damages of any nature resulting therefrom. All rights of the City repossession given under this paragraph shall also apply to the first provision of this paragraph, to-wit: the option of the City to terminate this lease and repossess said premises in event of Lessee's failure to pay the rental or any installment thereof.

17. The foregoing instrument in writing constitutes the entire agreement, any other written or parole agreement with the City being expressly waived by the Lessee, it being understood that the Charter of the City requires that all contracts with the City to be in writing and voted by ordinance.

18. This contract shall be accepted and binding upon the parties hereto by virtue of the signatures subscribed to this instrument.

19. PASSED AND APPROVED this 29th day of January, A. D. 1940.

C. Ray Davis
Mayor Pro Tem.

ATTEST: J. J. Patterson
City Clerk.

20. The foregoing ordinance, constituting a lease contract, between the City of San Antonio and the San Antonio Junior Chamber of Commerce, is accepted in all things by the undersigned this 29th day of January, A. D. 1940.

SAN ANTONIO JUNIOR CHAMBER OF COMMERCE,
By Theo Weiss, President.

ATTEST: George H. Tucker
Secretary.

21. Sol West signs this instrument for the purposes hereinabove described, and obligates himself for all purposes as the Sub-tenant.

Sol West, Jr.
Sub-tenant.

AN ORDINANCE (1324) OJ-28

AMENDING THE TRAFFIC ORDINANCE BY ADDING TO RULE 76 THEREOF, PROVIDING FOR ADDITIONAL SAFETY STOPS AT CERTAIN STREET INTERSECTIONS.

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

1. That an ordinance entitled "An Ordinance Regulating the Government of Traffic on the Streets, Plazas and Public Places of the City of San Antonio," passed and approved on the 8th day of December, 1921, as amended, be and the same is hereby amended by adding to Rule 76, as follows:

169. West Houston Street, at the intersection of Pecos Street.

170. Hedges Street, at the intersection of South Gevers Street.

171. South Pecos Street, at the intersection of Monterey Street.

172. West Woodlawn Avenue, at the intersection of Grant Avenue.

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

3. PASSED AND APPROVED, this 31st day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority, on this day personall appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary 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: February 3, 5, 6, 7, 8, 9, 10, 12, 13 and 14, 1940.

Thornton Hall

Sworn to and subscribed before me this 26th day of February, 1940.

Walter Kenaner
Notary Public, Bexar County,
Texas.

* * * *

AN ORDINANCE (1325) OJ-29

AMENDING THE TRAFFIC ORDINANCE OF THE CITY OF SAN ANTONIO BY ADDING TO RULE 38, FIXING ONE-HOUR PARKING ON CERTAIN STREETS.

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

1. That an ordinance entitled "An Ordinance Regulating the Government of Traffic on the Streets, Plazas and Public Places of the City of San Antonio," passed and approved on the 8th day of December, 1921, as amended on the 28th day of October, 1939, be and the same is hereby amended by adding to Rule 38, as follows:

Bonham Street, between Crockett Street and Blum Street.

Jefferson Street, between Pecan Street and Martin Street.

Buena Vista Street, between Santa Rosa Avenue and San Saba Street.

2. This ordinance is hereby declared to be of urgent importance for reasons of

public welfare apparent therefrom, and it shall take effect from the date of its passage.

3. PASSED AND APPROVED this 31st day of January, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority, on this day personall appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary 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: February 3, 5, 6, 7, 8, 9, 10, 12, 13 and 14, 1940.

Thornton Hall

Sworn to and subscribed before me this 26th day of February, 1940.

Walter Kenaner
Notary Public, Bexar County,
Texas.

* * * *

AN ORDINANCE (1326) OJ-30

PROHIBITING THE USE OF WOODEN SHINGLES WITHIN THE CITY OF SAN ANTONIO.

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

1. It shall hereafter be unlawful to use any wooden shingle roofing within the corporate limits of the City of San Antonio.

2. Any person who shall violate any provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in any sum not to exceed $200.00, and each and every day of violation shall be a separate offense.

3. If any part of this ordinance is for any reason held to be invalid or unconstitutional, such decision or decisions shall not effect the remaining parts, sentences or phrases of this ordinance.

4. All prior inconsistent ordinances in conflict herewith are hereby expressly repealed.

5. This ordinance is declared to be of urgent importance for reasons of public welfare apparent therefrom, and shall take effect from the date of its passage by a four-fifths vote of the Board of Commissioners of the City of San Antonio, and it is so ordered.

6. PASSED AND APPROVED this 31st day of January, A. D. 1940.

Maury Maverick
Mayor.

Attest: J. J. Patterson
City Clerk.

AFFIDAVIT OF PUBLISHER

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

Before me, the undersigned authority, on this day personally appeared Thornton Hall, who being by me duly sworn, says on oath that he is Secretary 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: February 3, 5, 6, 7, 8, 9, 10, 12, 13 and 14, 1940.

Thornton Hall

Sworn to,and subscribed before me this 26th day of February, 1940.

Walter Kenaner
Notary Public, Bexar County, Texas.

AN ORDINANCE (1337) OJ-31

AMENDING AN ORDINANCE MAKING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO, TEXAS, FOR ELIMINATION OF UNFIT DWELLINGS, FOR THE FURNISHING OR CERTAIN CITY SERVICES, ETC.

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

This ordinance creates and manifests an amendment to the contract entered into by and between the City of San Antonio (herein called the "City") and the Housing Authority of the City of San Antonio, Texas (herein called the "Authority") whose name is subscribed hereto in acceptance and ratification hereof and made a part hereof for all purposes, that is to say: that:

WHEREAS, on the 10th day of June, 1938, there was passed and approved by the Commissioners of the City of San Antonio

"AN ORDINANCE MAKING A CONTRACT BETWEEN THE CITY OF SAN ANTONIO AND THE HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO FOR THE ELIMINATION OF UNFIT DWELLINGS, FOR THE FURNISHING OF CERTAIN CITY SERVICES, ETC.,"

which Ordinance is recorded in Ordinance Book "I" of the Board of Commissioners of the City of San Antonio, Texas; and

WHEREAS, the Housing Authority of the City of San Antonio, Texas, proposes to develop an addition to the project mentioned in said ordinance; and

WHEREAS, it is the desire and intention of the Board of Commissioners of the City of San Antonio, Texas, that the agreement contained in said ordinance shall include and cover the said proposed addition known as "Project TEX-6-1A";

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of San Antonio that all of the conditions, covenants, agreements and understandings contained in the said ordinance passed and approved by this Commission on June 10th, 1938, shall stand and remain in full force and effect as to the project mentioned in said ordinance and in addition shall cover and include "Project TEX-6-1A" as the proposed addition to the project mentioned in said ordinance which is known as "Project TEX-6-1"; and

BE IT FURTHER ORDAINED by this Commission that the second paragraph of said ordinance passed and approved June 10th, 1938, be and the same is hereby amended to read as follows:

"WHEREAS, the Housing Authority of the City of San Antonio (herein called the "Authority") proposes to develop and administer a low-rent housing project known as "Project TEX-6-1" and an addition thereto known as "Project TEX-6-1A" (herein called the "Project") within the territorial limits of the City of San Antonio (herein called the "City") including approximately 1,350 dwelling units: and"

PASSED AND APPROVED this 1st day of February, A. D. 1940.

Maury Maverick
Mayor.

ATTEST: J. J. Patterson
City Clerk.

The Housing Authority of the City of San Antonio, Texas, hereby accepts and ratifies the above contract, and in witness whereof has caused this contract to be executed in its corporate name by its Chairman and its corporate seal to be affixed and attested by its Secretary.

HOUSING AUTHORITY OF THE CITY OF SAN ANTONIO, TEXAS.

ATTEST: Ray Mackey
Secretary. (SEAL)

Jesse N. Fletcher
Chairman.

APPROVED AS TO FORM: J. I. Kercheville
City Attorney