22.

ORDINANCE NO.

AN ORDINANCE AMENDING CITY CODE CHAPTER 2-10-32 (OFFENSES ADJUDICATED) RELATING TO OFFENSES AND VIOLATIONS THAT MAY BE ADJUDICATED BY THE DOWNTOWN AUSTIN COMMUNITY COURT.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

- **PART 1.** City Code Chapter 2-10-32 is amended to read as follows:
 - (A) The Downtown Austin Community Court <u>has concurrent jurisdiction with</u> the Austin Municipal Court in all may hear cases relating to Class C misdemeanor <u>cases</u> offenses and City Code violations that occur in the following area, including the outside curb line of a street or highway:
 - (1) beginning at the intersection of 29th Street (West) and Lamar Boulevard (North);
 - (2) south on Lamar Boulevard (North) to the north shore of Town Lake;
 - (3) east along the north shore of Town Lake to the point directly south of the curve at the intersection of Bergman Avenue and Robert Martinez, Jr. Street;
 - (4) north to the curve at the intersection of Bergman Avenue and Robert Martinez, Jr. Street;
 - (5) west along Bergman Avenue to the intersection of Chicon Street;
 - (6) north on Chicon Street to the intersection of Seventh Street (East);
 - (7) west on Seventh Street (East) to the IH-35 East Frontage Road;
 - (8) north on the IH-35 East Frontage Road to the intersection of Martin Luther King, Jr. Boulevard;
 - (9) west on Martin Luther King, Jr. Boulevard to the intersection of Guadalupe Street;
 - (10) north on Guadalupe Street to the intersection of 29th Street (West); and
 - (11) northwest on 29th Street (West) to the intersection of Lamar Boulevard (North), the place of beginning.

31 32	(B)	The Downtown Austin Community Court may adjudicate Class C misdemeanor offenses, including:
33		(1) Alcoholic Beverage Code Section 105.06 (Hours of Consumption);
34 35		(2) Code of Criminal Procedure Article 45.026 (Jury Trial; Failure to Appear);
36		(3) Government Code Section 28.031 (Failure to Appear);
37 38		(4) Health and Safety Code Section 481.125(a) (Offense: Possession or Delivery of Drug Paraphernalia);
39		(5) Penal Code Sections 22.01(a)(2) and (3) (Assault);
40		(6) Penal Code Section 28.03 (Criminal Mischief);
41		(7) Penal Code Section 30.02 (Failure to Identify);
42		(8) Penal Code Section 31.03 (Theft);
43		(9) Penal Code Section 31.04 (Theft of Service);
44		(10) Penal Code Section 38.10 (Bail Jumping and Failure to Appear);
45		(11) Penal Code Section 42.01 (Disorderly Conduct);
46		(12) Penal Code Section 49.02 (Public Intoxication);
47 48		(13) Penal Code Section 49.031 (Possession of Alcoholic Beverage in Motor Vehicle);
49 50		(14) Transportation Code Section 543.009. (Compliance With or Violation of Promise to Appear); and
51 52		(15) Transportation Code Section 552.009 (Ordinances Relating to Pedestrians).
53 54	(C)	The Downtown Austin Community Court may adjudicate violations of the City Code, including:
55		(1) Chapter 4-9 (Restrictions on Alcoholic Beverages);
56		(2) Chapter 9-2 (Noise and Amplified Sound);
57		(3) Chapter 9-3 (Non-Emergency Curfews);

58		(4) Section 9-4-11 (Camping in Public Area Prohibited);
59		(5) Section 9-4-12 (Glass Container Prohibited in Certain Areas);
60		(6) Section 9-4-13 (Solicitation Prohibited);
61		(7) Section 9-4-15 (Urinating or Defecating in Public Prohibited);
62 63		(8) Section 9-4-16 (Manifesting the Purpose of Engaging in Prostitution Prohibited);
64 65		(9) Section 9-4-17 (Damage to, Use of, or Bathing in Public Water Source Prohibited);
66		(10) Section 9-4-20 (Curfew at Water Utility Property);
67		(11) Section 9-4-22 (Solicitation Between Certain Hours Prohibited);
68		(12) Section 9-4-43 (Graffiti Prohibited);
69		(13) Section 9-4-52 (Fictitious or False Information Prohibited); and
70 71 72		(14) Article 5 (Manifesting the Purpose of Selling an Illegal Drug or Chemical) of Chapter 9-5 (Restrictions on Drugs, Chemicals, and Controlled Substances)
73 74 75 76	(B)	The Downtown Austin Community Court has concurrent jurisdiction with the Austin Municipal Court in the following Class C misdemeanor cases that occur within the city limits or on property owned by the City and located in the City's extraterritorial jurisdiction:
77 78	,	(1) <u>Health and Safety Code Section 481.125(a) (Offense: Possession or Delivery of Drug Paraphernalia);</u>
79		(2) Penal Code Sections 22.01(a)(2) and (3) (Assault);
80		(3) Penal Code Section 31.03 (Theft);
81		(4) <u>Penal Code Section 42.01 (Disorderly Conduct);</u>
82		(5) <u>Penal Code Section 48.05 (Camping);</u>
83		(6) <u>Penal Code Section 49.02 (Public Intoxication);</u>
84		(7) <u>City Code Chapter 4-9 (Restrictions on Alcoholic Beverages);</u>
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	(8)	City Code Chapter 9-4-15 (Urinating or Defecating in Public Prohibited);				
	(9)	City Code Chapter 9-4-14 (Sitting and Lying);				
	(10)	City Code Chapter 10-5-42 (Littering Prohibited); and				
	(11)	City Code Chapter 12-1-26 (Pedestrian in Certain Roadways).				
PART 2. This ordinance takes effect on						
APPROVI	E D:	Anne L. Morgan City Attorney	ATTEST: _	Myrna Rios City Clerk		