

ORDINANCE NO. 20231214-006

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 has concurrent jurisdiction with the Austin Municipal Court in all ~~may hear cases relating to~~ Class C misdemeanor cases ~~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.

~~(B) The Downtown Austin Community Court may adjudicate Class C misdemeanor offenses, including:~~

- ~~(1) Alcoholic Beverage Code Section 105.06 (Hours of Consumption);~~
- ~~(2) Code of Criminal Procedure Article 45.026 (Jury Trial; Failure to Appear);~~
- ~~(3) Government Code Section 28.031 (Failure to Appear);~~
- ~~(4) Health and Safety Code Section 481.125(a) (Offense: Possession or Delivery of Drug Paraphernalia);~~
- ~~(5) Penal Code Sections 22.01(a)(2) and (3) (Assault);~~
- ~~(6) Penal Code Section 28.03 (Criminal Mischief);~~
- ~~(7) Penal Code Section 30.02 (Failure to Identify);~~
- ~~(8) Penal Code Section 31.03 (Theft);~~
- ~~(9) Penal Code Section 31.04 (Theft of Service);~~
- ~~(10) Penal Code Section 38.10 (Bail Jumping and Failure to Appear);~~
- ~~(11) Penal Code Section 42.01 (Disorderly Conduct);~~
- ~~(12) Penal Code Section 49.02 (Public Intoxication);~~
- ~~(13) Penal Code Section 49.031 (Possession of Alcoholic Beverage in Motor Vehicle);~~
- ~~(14) Transportation Code Section 543.009. (Compliance With or Violation of Promise to Appear); and~~
- ~~(15) Transportation Code Section 552.009 (Ordinances Relating to Pedestrians).~~

~~(C) The Downtown Austin Community Court may adjudicate violations of the City Code, including:~~

- ~~(1) Chapter 4-9 (Restrictions on Alcoholic Beverages);~~
- ~~(2) Chapter 9-2 (Noise and Amplified Sound);~~
- ~~(3) Chapter 9-3 (Non-Emergency Curfews);~~

- ~~(4) Section 9-4-11 (Camping in Public Area Prohibited);~~
- ~~(5) Section 9-4-12 (Glass Container Prohibited in Certain Areas);~~
- ~~(6) Section 9-4-13 (Solicitation Prohibited);~~
- ~~(7) Section 9-4-15 (Urinating or Defecating in Public Prohibited);~~
- ~~(8) Section 9-4-16 (Manifesting the Purpose of Engaging in Prostitution Prohibited);~~
- ~~(9) Section 9-4-17 (Damage to, Use of, or Bathing in Public Water Source Prohibited);~~
- ~~(10) Section 9-4-20 (Curfew at Water Utility Property);~~
- ~~(11) Section 9-4-22 (Solicitation Between Certain Hours Prohibited);~~
- ~~(12) Section 9-4-43 (Graffiti Prohibited);~~
- ~~(13) Section 9-4-52 (Fictitious or False Information Prohibited); and~~
- ~~(14) Article 5 (Manifesting the Purpose of Selling an Illegal Drug or Chemical) of Chapter 9-5 (Restrictions on Drugs, Chemicals, and Controlled Substances)~~

(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:

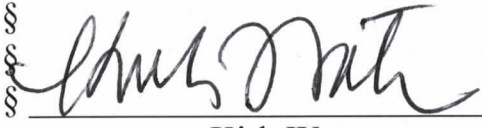
- (1) Health and Safety Code Section 481.125(a) (Offense: Possession or Delivery of Drug Paraphernalia);
- (2) Penal Code Sections 22.01(a)(2) and (3) (Assault);
- (3) Penal Code Section 31.03 (Theft);
- (4) Penal Code Section 42.01 (Disorderly Conduct);
- (5) Penal Code Section 48.05 (Camping);
- (6) Penal Code Section 49.02 (Public Intoxication);
- (7) City Code Chapter 4-9 (Restrictions on Alcoholic Beverages);


- (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 December 25, 2023.

PASSED AND APPROVED

December 14, 2023

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Kirk Watson
Mayor

APPROVED: 
Anne L. Morgan
City Attorney

ATTEST: 
Myrna Rios
City Clerk