

ORDINANCE NO. 09-04-13

AN ORDINANCE PROHIBITING THE PLACEMENT OF GRAFFITI ON ANY PUBLIC OR PRIVATE BUILDING OR OTHER STRUCTURE, OR OTHER REAL OR PERSONAL PROPERTY OWNED, OPERATED OR MAINTAINED BY THE CITY OF LYFORD AND PROHIBITING THE CARRYING OF GRAFFITI MAKING MATERIAL ONTO ANY PUBLIC BUILDING OR PUBLIC FACILITY AND ESTABLISHING A PENALTY FOR ANY VIOLATION OF THE ORDINANCE.

WHEREAS THE CITY COMMISSION OF THE CITY OF LYFORD FINDS THAT GRAFFITI IS DESTRUCTIVE OF THE RIGHTS AND VALUES OF THE PUBLIC AND WHEREAS, THE CITY COMMISSION IS ENACTING THIS ORDINANCE TO HELP PREVENT THE SPREAD OF GRAFFITI VANDALISM, A FORM OF CRIMINAL MISCHIEF.

THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LYFORD

a. No person shall write, paint or draw any inscription, figure or mark of any type on any public or private building or other structure or any other real or personal property owned, operated or maintained by, the city of Lyford, unless the express permission of the owner or operator of the property has been obtained.

b. No person shall carry an aerosol spray paint can, broad tipped indelible marker or etching acid into any public building or other public facility with the intent to violate the provisions of subdivision a of this section.

c. All personnel who sell or offer for sale aerosol spray paint cans, broad tipped indelible markers or etching acid shall not place such cans, markers or etching acid on display and may, display only facsimiles of such cans, markers or etching acid containing no paint, or etching acid.


d. For the purpose of this section, the term "broad tipped indelible marker" shall mean any felt tip marker or similar implement containing a fluid that is not water soluble and which has a flat or angled writing surface one-half inch or greater. For the purpose of this section, the term "etching acid" shall mean any liquid, cream, paste or similar chemical substance that can be used to etch, draw, carve, sketch, engrave, or otherwise alter, change or impair the physical integrity of glass or metal.

§2. This ordinance shall take effect immediately after its passage and publication according to law.

A person found guilty of violating this ordinance can be fined in an amount not to exceed \$100.00 plus restitution.

READ, CONSIDERED, PASSED AND APPROVED at a regular meeting of the City Council of the City of Lyford, Texas, on the 13<sup>th</sup> day of April, 2009.

CITY OF LYFORD



Rodolfo Saldana, Mayor