

## **ORDINANCE 21-**

**AN ORDINANCE AMENDING CHAPTER 19, PARKS AND RECREATION, ARTICLE II – PARK RULES AND CHAPTER 31, ARTICLE V-SUPPLEMENTAL REGULATIONS, DIVISION 4 - SIGNS AND OUTDOOR DISPLAYS, OF THE CODE OF ORDINANCES; REGULATING SIGNAGE WITHIN PARKS; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Killeen, Texas is a home-rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and,

**WHEREAS**, the addition of language referencing signage within parks will provide clarity and direction for future requests related to placing park signage within our park system;

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KILLEEN:**

**SECTION I.** That Article II of Chapter 19 of the Code of Ordinances of the City of Killeen is hereby amended to read as follows:

### **CHAPTER 19, PARKS AND RECREATION**

#### **ARTICLE II. - PARK RULES**

##### **Sec. 19-26. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Bicycle* shall mean every device propelled by human power upon which any person may ride, having two (2) tandem wheels, either of which is more than fourteen (14) inches in *diameter*.

*Park* shall mean a park, playground, baseball field, beach, hike and bike trail, dog park or recreation center within the city, if owned or used by the city.

*Signage* shall mean a sign that is posted or placed within a city park.

*Superintendent* shall mean the person immediately in charge of any park area and its activities, to whom all park attendants of such area are responsible.

*Vehicle* shall mean any wheeled conveyance, whether motor-powered, animal-drawn or self-propelled. This term shall include any trailer in tow of any size, kind or description. This term shall not include baby carriages and vehicles in the service of the city.

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**Sec. 19-37. – Signage.**

It shall be unlawful for any person to fasten, place, paint, or attach in any way any sign, handbill, poster, advertisement, flag, banner or notice, or cause the same to be done, in or on the premises of any park except as authorized by Recreation Services in conjunction with a league, program, event, or pavilion rental. Posted signs and banners must be removed at the conclusion of the pavilion reservation, league, program or event. This section does not prohibit official traffic-control signs or governmental signs placed by the City.

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**SECTION II.** That Division 4 of Article V of Chapter 31 of the Code of Ordinances of the City of Killeen is hereby amended to read as follows:

**CHAPTER 31- ZONING**

**ARTICLE V. SUPPLEMENTAL REGULATIONS**

**DIVISION 4. – SIGNS AND OUTDOOR DISPLAYS**

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**Sec. 31-503. - Allowed without permit.**

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**Sec. III.** That all ordinances or resolutions or parts of ordinances or resolutions in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

**Sec. IV.** That should any section or part of any section, paragraph or clause of this ordinance be declared invalid or unconstitutional for any reason, it shall not invalidate or impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

**Sec. V.** That the Code or Ordinances of the City of Killeen, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

**Sec. VI.** That this ordinance shall be effective after its passage.

**PASSED AND APPROVED** at a regular meeting of the city Council of the City of Killeen,

**Deleted:** (13) Signs located within or on the grounds of public facilities such as baseball fields, stadiums, community centers, and other public facilities.

Texas, this 13th day of July, 2021, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government code, §551.001 *et seq.*

**APPROVED:**

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**Jose L. Segarra, MAYOR**

**ATTEST:**

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**Lucy C. Aldrich, CITY SECRETARY**

**APPROVED AS TO FORM**

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**Traci S. Briggs, CITY ATTORNEY**  
Ord. #21-\_\_\_\_