

# CITY OF DALLAS, TEXAS

## CODE OF ORDINANCES

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## CHAPTER 7A

## ANTI-LITTER REGULATIONS

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**SEC. 7A-1. SHORT TITLE.**

This chapter shall be known and may be cited as the "City of Dallas Anti-Litter Ordinance". (Ord. 10371)

**SEC. 7A-2. DEFINITIONS.**

For the purposes of this chapter, the following terms, phrases, words and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

(1) AIRCRAFT. Any contrivance now known or hereafter invented, used or designated for navigation or for flight in the air. The word "aircraft" shall include helicopters and lighter-than-air dirigibles and balloons.

(2) AUTHORIZED PRIVATE RECEPTACLE. A litter storage and collection receptacle as required and authorized in Chapter 18.

(3) CITY. The city of Dallas, Texas.

(4) COMMERCIAL HANDBILL. Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, paper, booklet or any other printed or otherwise reproduced original or copies of any matter of literature:

(A) which advertises for sale any merchandise, product, commodity or thing; or

(B) which directs attention to any business or mercantile or commercial establishment, or other activity, for the purpose of either directly or indirectly promoting the interest thereof by sales; or

(C) which directs attention to or advertises any meeting, theatrical performance, exhibition or event of any kind, for which an admission fee is charged for the purpose of private gain or profit; but the terms of this clause shall not apply where an admission fee is charged or a collection is taken up for the purpose of defraying the expenses incident to such meeting, theatrical performance, exhibition or event of any kind, when either of the same is held, given or takes place in connection with the dissemination of information which is not restricted under the ordinary rules of decency, good morals, public peace, safety and good order. Nothing contained in this clause shall be deemed to authorize the holding, giving or taking place of any meeting, theatrical performance, exhibition or event of any kind without a license, where such license is or may be required by any law of this state, or under any ordinance of this city; or

(D) Which, while containing reading matter other than advertising matter, is predominantly and essentially an advertisement, and is distributed or circulated for advertising purposes, or for the private benefit and gain of any person so engaged as advertiser or distributor.

(5) GARBAGE. Putrescible animal and vegetable wastes resulting from the handling, preparation, cooking and consumption of food.

(6) LITTER. "Garbage", "refuse" and "rubbish" as defined herein and all other waste material which, if thrown or deposited as herein prohibited, tends to create a danger to public health, safety and welfare.

(7) NEWSPAPER. Any newspaper of general circulation as defined by general law, any newspaper duly entered with the Post Office Department of the United States, in accordance with federal statute or regulation and any newspaper filed and recorded with any recording officer as provided by general law; and, in addition thereto, any periodical or current magazine regularly published with not less than four issues per year, and sold to the public.

(8) NONCOMMERCIAL HANDBILL. Any printed or written matter, any sample or device, dodger, circular, leaflet, pamphlet, newspaper, magazine, paper, booklet or any other printed or otherwise reproduced original or copies of any matter of literature not included in the aforesaid definitions of a commercial handbill or newspaper.

(9) PARK. A park, reservation, playground, beach, recreation center or any other public area in the city, owned or used by the city and devoted to active or passive recreation.

(10) PERSON. Any person, firm, partnership, association, corporation, company or organization of any kind.

~~(11) PRIVATE PREMISES. Any dwelling, house, building or other structure designed or used either wholly or in part for private residential purposes, whether inhabited or temporarily or continuously uninhabited or vacant, including any yard, grounds, walk, driveway, porch, steps, vestibule or mailbox belonging or appurtenant to such dwelling, house, building or other structure.~~

(11) PRIVATE PREMISES. Any vacant land or dwelling, house, building, or other structure designed or used either wholly or in part for private residential, commercial, industrial, governmental, or non-profit purposes, whether inhabited or temporarily or continuously uninhabited or vacant, including any yard, grounds, walk, driveway, porch, steps, vestibule, parking lot, loading dock, or mailbox belonging or appurtenant to such dwelling, house, building, or other structure.

(12) PUBLIC PLACE. Any and all streets, sidewalks, boulevards, alleys, or other public ways and any and all public parks, squares, spaces, grounds and buildings.

animals, abandoned automobiles, and solid market and industrial wastes.

(14) RUBBISH. Nonputrescible solid wastes consisting of both combustible and noncombustible wastes, such as paper, wrappings, cigarettes, cardboard, tin cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

(14.1) SHOPPING CART. An object that has the same meaning as in Chapter 17 of the Texas Business and Commerce Code, as amended.

(15) VEHICLE. Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including devices used exclusively upon stationary rails or tracks. (Ord. Nos. 10371; 25371; 30136; 32655)

**SEC. 7A-3. THROWING OR DEPOSITING LITTER IN PUBLIC PLACES PROHIBITED; EXCEPTIONS.**

No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the city, except in public receptacles, in authorized private receptacles for collection or in official city dumps. (Ord. 10371)

**SEC. 7A-3.1. CITY REMOVAL OF SHOPPING CART FROM A PUBLIC PLACE.**

(a) A shopping cart found by the city in a public place shall be presumed lost or abandoned, unless the shopping cart has:

- (1) been reported as stolen to the Dallas Police Department within the last 30 days;
- (2) a legible name, address, and telephone number of the owner of the shopping cart; and
- (3) a legible unique identifier, such as a serial number.

(b) A shopping cart found by the city in a public place is hereby declared a public nuisance.

(c) A shopping cart found by the city in a public place shall be considered litter.

(d) Upon collection, the city may immediately dispose of the shopping cart, including by recycling it, or the city may temporarily store the shopping cart before disposing of it, whichever method the director, in the director's discretion, deems appropriate. For purposes of this section, DIRECTOR is the director of the department of street services of the city of Dallas. (Ord. 30136)

**SEC. 7A-4. MANNER OF PLACING LITTER IN RECEPTACLES.**

Persons placing litter in public receptacles or in authorized private receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place or upon private property. (Ord. 10371)

**SEC. 7A-4.1. UNATTENDED DROP BOXES.**

(a) Purpose. The purpose of this section is to eliminate nuisance, blight, and safety issues associated with unattended drop boxes by establishing operator and property owner accountability through a permitting and application process and time, place, and manner restrictions.

(b) Applicability. Except as provided in this section, the requirements of this section apply to all unattended drop boxes regardless of whether the unattended drop boxes were placed prior to the effective date of these regulations.

(c) Definitions. For purposes of this section,

(1) DEPARTMENT means the department of code compliance.

(2) DIRECTOR means the director of the department of code compliance or the director's representative.

(3) OPERATOR means a person who maintains an unattended drop box to solicit collections of salvageable personal property.

(4) PROPERTY means a lot, plot, or parcel of land, including any structures on the land.

(5) UNATTENDED DROP BOX (UDB) means any unattended or unstaffed outdoor container, box, receptacle, or similar device or facility, designed with a door, slot, or other opening that is used for soliciting and collecting donations of textiles, clothing, shoes, books, toys, dishes, and other salvageable items of personal property to be used by the operator for distribution, resale, or recycling. This term does not include unattended boxes intended for the collection of mail or parcels conveyed by the United States Postal Service or private shipping companies. A drop box is considered "unattended" for purposes of this section if a person dropping any of the above-listed items may do so while there is no representative or employee of the operator present to receive the items.

(d) Application.

(1) Applications for UDB permits must be made on a form provided by the department and must include the following information:

(A) The legal name, street address, mailing address, e-mail address, and telephone number of the operator and property owner who can be reached 24 hours a day, seven days a week, in the event of an emergency condition involving the UDB.

(B) A signed authorization from the property owner, property manager, or an authorized agent where the proposed unattended box is to be placed if the property owner is not the operator.

(C) A non-refundable application fee of \$248.

(D) A site plan showing:

(i) location and dimensions of property boundaries;

(ii) location of all buildings located on the property;

(iii) proposed UDB location; and

(iv) distance between the proposed

UDB and any structures located on adjacent properties.

(E) Elevations showing the appearance, graphics or designs, materials, and dimensions of the UDB.

(F) A description of the proposed locking mechanism for the UDB.

(G) A maintenance plan, including graffiti removal, weekly pick-up schedule, and litter and trash removal on and around the UDB, that is sufficient to prevent and eliminate blight-related conditions.

(H) Any other information regarding time, place, and manner of the UDB operation, placement, or maintenance that the director requires to evaluate the operator's application consistent with the requirements of this chapter.

(2) An applicant shall notify the director within 10 days after any change in the information provided to the director.

(3) Each UDB must comply with all applicable state and federal laws, including, but not limited to, Section 17.922 of the Texas Business and Commerce Code.

(e) Permit expiration and renewals.

(1) A permit for a UDB expires one year after the date of issuance.

(2) A permit may be renewed by making an application in accordance with Section 7A-4.1(d). An applicant shall apply for renewal at least 30 days before the expiration of the permit.

(f) Permit issuance.

(1) The director shall issue a permit for a UDB, along with a permit decal, within 60 calendar days of receipt of a complete application, if the director determines that:

(A) the applicant has complied with all of the application requirements for issuance of the permit and decal listed in subsection (d) and the proposed UDB is in compliance with all of the regulations listed in subsection (l); and

(B) the applicant has not made a false

statement as to a material matter in an application for a permit.

(2) Permits may not be transferred, conveyed, or assigned to another operator.

(3) The fee for issuing a replacement UDB permit decal for one that is lost, stolen, damaged, or destroyed is \$101.

(g) Application denial.

(1) The director shall deny, within 60 calendar days of receipt of a complete application, an application if the director determines:

(A) the operator has had a UDB permit revoked within the preceding 12-month period or the property owner has had a UDB permit revoked on the subject property within the preceding 12-month period;

(B) the applicant, property owner, or operator intentionally made a false statement as to a material fact in the application for a UDB permit; or

(C) the operation or location of the UDB would violate the regulations in paragraph (l) of this subsection.

(2) If the director determines that an applicant's application should be denied, the director shall issue by personal service or mailed via United States certified mail and first class mail to the operator's last known address that the application is denied and include in the notice the reason for denial and a statement informing the applicant of the right of appeal.

(h) Permit revocation.

(1) A permit issued under this section may be revoked by the director if the operator or property owner:

(A) has received one or more citations for a violation of this section within the preceding 12 months;

(B) intentionally made a false statement as to a material fact in the application for a UDB permit; or

(C) has failed to notify the director of any material change of information in the permit

application as required in Section 7A-4.1(d)(2).

(2) Before revoking a permit, the director shall deliver written notice to the permit holder that the permit is being considered for revocation. The notice must include the reason for the proposed revocation, action the permit holder must take to prevent the revocation, and a statement that the registrant has 10 days after the notice is mailed to comply with the notice. Notice must be mailed via United States certified mail and first class mail to the operator's address that is on file.

(3) If, after 10 days from the date the notice is mailed, the permit holder has not complied with the notice, the director shall revoke the permit and deliver written notice of the revocation to the permit holder via United States certified mail and first class mail. The notice must include the reason for the revocation, and a statement informing the permit holder of the right of appeal.

(i) Appeals. If the director denies issuance or renewal of a permit or revokes a permit, this action is final unless the applicant or operator files an appeal with the permit and license appeal board in accordance with Section 2-96 of this code.

(j) Removal of UDB. The operator or property owner must remove the UDB no more than 10 days after the revocation or 10 days after the final resolution of the appeal hearing. Failure to timely remove a UDB in compliance with this subsection is a violation of this section.

(k) One-year waiting period. If a permit is revoked, no additional permit must be issued to that operator or property owner within one year after the revocation date.

(l) UDB regulations.

(1) Violation. A person commits an offense if the person violates a provision of this section or places, maintains, or allows to be placed, or maintained, a UDB at any location without a valid permit issued in accordance with this section.

(2) Maximum number. Only two UDBs are allowed at any building site. A separate permit is required for each UDB.

(3) Location.

(A) UDBs are prohibited on a building site that has a residential use and the following areas:

(i) Within required zoning and building line setbacks.

(ii) Visibility triangles as defined in Section 51A-4.602.

(iii) Required parking areas.

(iv) Driveways.

(v) Sidewalks.

(vi) Easements.

(vii) Fire lanes.

(viii) Floodplains.

(ix) City rights-of-way.

(x) Vacant lots as defined in Chapter 48B.

(xi) City owned or controlled property.

(xii) Any location that will impede traffic; impair motor vehicle operation within a parking lot, driveway, street or alley; or block access to off-street parking spaces, access easements, fire lanes, fire hydrants, or dumpsters.

(B) UDBs may not be located within 1,100 feet of any other property where UDBs are located.

(C) UDBs may only be placed on concrete or asphalt surfaces.

(4) Permit decal display. Each permitted UDB must display a clearly visible decal on the outside of the UDB, adjacent to where goods are being placed in the box, that contains the following information:

(A) UDB permit number.

(B) Dates the permit is valid.

(C) Permit issuance date.

(D) ISO form number.

(E) Service request number.

(F) Revision number.

(5) Maximum dimensions. A UDB may not exceed 84 inches in height, 48 inches in depth, 48 inches in width, and a total volume of 112 cubic feet. This paragraph does not apply to UDBs placed prior to the effective date of this section.

(6) UDB construction material. Each UDB must be constructed of metal material.

(7) Operator name and contact information display. Each UDB must display the UDB operator's name and a current phone number at which the operator can be reached. The operator's name and phone number must be in reasonably visible font on one of the UDB's sides.

(8) Item removal. The operator and property owner must remove all items placed within the UDB at least one time per week.

(9) Operation and maintenance.

(A) The operator and property owner are responsible for the maintenance, upkeep, and servicing of the UDB and cleanup and removal of any graffiti, items left outside of the UDB, and any other detractors.

(B) The city is authorized to abate any property in violation of this section that is deemed a public nuisance under the procedures in Section 31-10.

(C) The structural integrity of the UDB must be maintained at all times.

(D) The operator and property owner shall keep the property within 25 feet of the location of a UDB clean and free of trash, debris, broken glass, coat hangers, clothes, clothing accessories, or other items.

(E) UDBs must have a collection opening with a tamper resistant locking mechanism.

(F) UDBs may not be electronically or hydraulically powered or otherwise mechanized.

(G) UDBs may not be a fixture to the site or considered an improvement to real property. (Ord. 32608)

foodborne disease by a food employee who has a disease or medical condition that may cause foodborne disease;

(3) describing the symptoms associated with the diseases that are transmissible through food;

(4) explaining the significance of the relationship between maintaining the time and temperature of time/temperature control for safety food and the prevention of foodborne illness;

(5) explaining the hazards involved in the consumption of raw or undercooked meat, poultry, eggs, and fish;

(6) stating the required food temperatures and times for safe cooking of time/temperature control for safety food including meat, poultry, eggs, and fish;

(7) stating the required temperatures and times for safe refrigerated storage, hot holding, cooling, and reheating of time/temperature control for safety food;

(8) describing the relationship between the prevention of foodborne illness and the management and control of the following:

- (A) cross-contamination;
- (B) hand contact with ready-to-eat foods;
- (C) handwashing; and
- (D) maintaining the food establishment in a clean condition and in good repair;

(9) explaining the relationship between food safety and providing equipment that is:

- (A) sufficient in number and capacity; and
- (B) properly designed, constructed, located, installed, operated, maintained, and cleaned;

(10) explaining correct procedures for cleaning and sanitizing utensils and food-contact surfaces of equipment;

(11) identifying the source of water used and measures taken to ensure that it remains protected from contamination such as providing protection from backflow and precluding the creation of cross connections;

(12) identifying poisonous and toxic material in the food establishment and the procedures necessary to ensure that they are safely stored, dispensed, used, and disposed of according to law;

(13) identifying critical control points in the operation from purchasing through sale or service that when not controlled may contribute to the transmission of foodborne illness and explaining steps taken to ensure that the points are controlled in accordance with the requirements of this chapter;

(14) explaining the details of how the person in charge and food employees comply with the Hazard Analysis Critical Point (HACCP) plan (if a plan is required by the law), the Texas Food Establishment Rules, and this chapter; and

(15) explaining the responsibilities, rights, and authorities assigned by this chapter to:

- (A) the food employee;
- (B) the person in charge; and
- (C) the director.

~~(c) Registered food service managers.~~

~~(1) Registered food service managers required.~~

~~(A) A food establishment shall employ at least one person who:~~



~~\_\_\_\_\_ (i) is a full-time, on-site supervisory employee of that food establishment responsible for food preparation and service; and~~

~~\_\_\_\_\_ (ii) has a valid and current food service manager registration issued by the director.~~

~~\_\_\_\_\_ (B) A food establishment must comply with the requirements of Section 17-2.2(c) before being issued an operating permit.~~

~~\_\_\_\_\_ (C) One registered food service manager in a supervisory capacity may serve up to four food establishments contained within the same building and under the same ownership and same management.~~

~~\_\_\_\_\_ (D) A food establishment shall have one registered food service manager employed and present in the establishment during all hours of operation, except that a registered food service manager serving multiple food establishments as authorized by Section 17-2.2(c)(1)(C) must only be present in the building in which the food establishment is located during all hours of operation.~~

~~\_\_\_\_\_ (E) A food establishment that serves, sells, or distributes only prepackaged foods and non-time/temperature control for safety beverages, and a temporary food service establishment that is in operation fewer than four consecutive calendar days, are exempt from Section 17-2.2(c)(1):~~

~~\_\_\_\_\_ (2) Registered food service manager replacement. If a food establishment cannot meet the requirements of Section 17-2.2(c)(1) because of the termination or permanent transfer of a registered food service manager, the food establishment shall:~~

~~\_\_\_\_\_ (A) notify the director, in writing, within 10 days after the effective date of the termination or permanent transfer of the registered food service manager; and~~

~~\_\_\_\_\_ (B) employ another registered food service manager within 45 days after the effective date~~

~~of the termination or permanent transfer of the previous registered food service manager.~~

~~\_\_\_\_\_ (3) Registration of food service managers:~~

~~\_\_\_\_\_ (A) The director shall issue a food service manager registration to any person who submits the required application on a form provided by the director, pays to the city the fee required by Section 17-2.2(c)(6), and provides proof of holding a current, valid registered food manager certification issued by the Texas Department of State Health Services or by a provider approved by that state department.~~

~~\_\_\_\_\_ (B) During those times a registered food service manager is on duty at a food establishment, the registered food service manager must possess evidence of registration.~~

~~\_\_\_\_\_ (C) A food service manager registration is not transferable from one person to another.~~

~~\_\_\_\_\_ (D) Unless sooner revoked by the director, a food service manager registration issued under this article expires five years after the date of issuance. The expiration date on the city-issued food service manager registration may not be later than the expiration date on the food manager certificate issued by the state or by an approved provider organization.~~

~~\_\_\_\_\_ (4) Renewal of food service manager registration. The director shall renew a food service manager registration if the applicant:~~

~~\_\_\_\_\_ (A) submits an application for renewal within 30 days before expiration of the current food service manager registration;~~

~~\_\_\_\_\_ (B) pays to the city the fee required by Section 17-2.2(c)(6);~~

~~\_\_\_\_\_ (C) provides proof of holding a current, valid registered food manager certification issued by the Texas Department of State Health~~

Services or by a provider approved by that state department; and

~~\_\_\_\_\_ (D) provides evidence that within the six months prior to submitting the application for renewal the applicant has:~~

~~\_\_\_\_\_ (i) attended a food service manager refresher training course approved by the director; or~~

~~\_\_\_\_\_ (ii) received a passing score on a national examination for certification of food service managers that meets requirements of the United States Food and Drug Administration.~~

~~\_\_\_\_\_ (5) Denial or revocation of food service manager registration.~~

~~\_\_\_\_\_ (A) The director may refuse to issue or renew a food service manager registration or may revoke a food service manager registration if the applicant or holder:~~

~~\_\_\_\_\_ (i) has been convicted of interfering with the lawful inspection of a food establishment;~~

~~\_\_\_\_\_ (ii) makes a false statement of material fact in the application for registration or renewal of registration; or~~

~~\_\_\_\_\_ (iii) fails to show proof of holding a current, valid registered food manager certification issued by the Texas Department of State Health Services or by a provider approved by that state department.~~

~~\_\_\_\_\_ (B) An applicant for or a holder of a food service manager registration may, in accordance with Section 17-10.2(q), appeal the director's decision to deny issuance or renewal of a registration or to revoke a registration.~~

~~\_\_\_\_\_ (6) Food service manager registration fees. An applicant shall pay a nonrefundable fee of \$63 per year for a food service manager registration.~~

~~\_\_\_\_\_ (7) Display of certificate of registered food service manager. A food service establishment shall display the original certificate of each primary registered food service manager employed by the establishment. Each certificate must be displayed in a glass-covered frame at a location where it is easily visible to the public.~~

~~\_\_\_\_\_ (c) Registered food service managers.~~

~~\_\_\_\_\_ (1) Registered food service manager required.~~

~~\_\_\_\_\_ (A) A food establishment shall employ at least one person who:~~

~~\_\_\_\_\_ (i) is a full-time, on-site supervisory employee of that food establishment responsible for food preparation and service; and~~

~~\_\_\_\_\_ (ii) has a valid and current food manager certificate issued by the Texas Department of State Health Services.~~

~~\_\_\_\_\_ (B) A food establishment must comply with the requirements of Section 17-2.2(c) before being issued an operating permit.~~

~~\_\_\_\_\_ (C) One registered food service manager in a supervisory capacity may serve up to four food establishments contained within the same building and under the same ownership and same management.~~

~~\_\_\_\_\_ (D) A food establishment shall have one registered food service manager employed and present in the establishment during all hours of operation, except that a registered food service manager serving multiple food establishments as authorized by Section 17-2.2(c)(1)(C) must only be present in the building in which the food establishment is located during all hours of operation.~~

~~\_\_\_\_\_ (E) A food establishment that serves, sells, or distributes only prepackaged foods and non-time/temperature control for safety beverages, and a temporary food service establishment that is in operation fewer than four consecutive calendar days, are exempt from Section 17-2.2(c)(1).~~

~~\_\_\_\_\_ (2) Registered food service manager replacement. If a food establishment cannot meet the~~

requirements of Section 17-2.2(c)(1) because of the termination or permanent transfer of a registered food service manager, the food establishment shall:

(A) notify the director, in writing, within 10 days after the effective date of the termination or permanent transfer of the registered food service manager; and

(B) employ another registered food service manager within 45 days after the effective date of the termination or permanent transfer of the previous registered food service manager.

(3) Display of certificate of registered food service manager. A food service establishment shall display the original certificate of each primary registered food service manager employed by the establishment. Each certificate must be displayed in a glass-covered frame at a location where it is easily visible to the public. (Ord. Nos. 26023; 26598; 27353; 27695; 28488; 29177; 30134; 30653; 32003; 32673)

### ARTICLE III.

#### FOOD.

##### SEC. 17-3.1. ADOPTION OF SUBCHAPTER C, TEXAS FOOD ESTABLISHMENT RULES.

Subchapter C [including Figure 1: 25 TAC § 228.71(a)(1)(B), Figure 2: 25 TAC § 228.71(a)(2)(A), and Figure 3: 25 TAC § 228.71(a)(2)(B)] of the Texas Food Establishment Rules is hereby adopted and made a part of this chapter by reference, except that Section 228.65(a) is not adopted. (Ord. Nos. 26023; 30134)

##### SEC. 17-3.2. ADDITIONAL REQUIREMENTS.

(a) In addition to the requirements adopted in Section 17-3.1 of this chapter, the requirements contained in this section govern food at food establishments.

(b) Preventing contamination by employees.

(1) Preventing contamination from hands.

(A) Food employees shall wash their hands as specified under Section 228.38(a) of the Texas

Food Establishment Rules (relating to management and personnel).

(B) Except when washing fruits and vegetables as specified in Section 228.66(e) of the Texas Food Establishment Rules, food employees shall avoid contact of exposed ready-to-eat food with their bare

<u>STREET</u>	<u>EXTENT</u>	<u>SPEED (MPH)</u>	<u>STREET</u>	<u>EXTENT</u>	<u>SPEED (MPH)</u>
Interstate Highway 35E Managed Lanes	All portions within the city limits	Set by Texas Transportation Commission Minute Order No. 114058, as amended	Lyndon B. Johnson Freeway (IH 635)	N. Central Expressway (US 75) to Kingsley Road	Set by Texas Transportation Commission Minute Order No. 114203
Interstate Highway 635 Managed Lanes	All portions within the city limits	Set by Texas Transportation Commission Minute Order No. 114554, as amended	Lyndon B. Johnson Freeway (IH 635)	Stemmons Freeway (IH 35E) to N. Central Expressway (US 75)	Set by Texas Transportation Commission Minute Order No. 114203
John W. Carpenter Freeway (SH 183)	All portions within the city limits	Set by Texas Transportation Commission Minute Order No. 106769, as amended	<del>Marvin D. Love Freeway (US 67)</del>	<del>S. R. L. Thornton Freeway (IH 35E) to Dallas south city limits</del>	<del>Set by Texas Transportation Commission Minute Order No. 114203</del>
Julius Schepps Freeway (IH 45)	E. R. L. Thornton Freeway (IH 30) to Hutchins north city limits	Set by Texas Transportation Commission Minute Order No. 114203	Marvin D. Love Freeway (US 67)	S. R. L. Thornton Freeway (IH 35E) to Dallas south city limits	Set by Texas Transportation Commission Minute Order No. 116424
Lyndon B. Johnson Freeway (IH 20)	Grand Prairie east city limits to Duncanville west city limits	Set by Texas Transportation Commission Minute Order No. 114203	Mountain Creek Lake Bridge	From the Grand Prairie city limits to Mountain Creek Parkway	Set by North Texas Tollway Authority Resolution No. 97-31, as amended
Lyndon B. Johnson Freeway (IH 20)	Duncanville east city limits to Lancaster west city limits	Set by Texas Transportation Commission Minute Order No. 114203	N. Central Expressway (IH 345)	Woodall Rodgers Freeway (Spur 366) to E. R. L. Thorton Freeway (IH 30)	Set by Texas Transportation Commission Minute Order No. 114203
Lyndon B. Johnson Freeway (IH 20)	Lancaster east city limits to Hutchins west city limits	Set by Texas Transportation Commission Minute Order No. 114203	N. Central Expressway (US 75)	Richardson south city limits to Woodall Rodgers Freeway (Spur 366)	Set by Texas Transportation Commission Minute Order No. 114203
Lyndon B. Johnson Freeway (IH 20)	Hutchins east city limits to Balch Springs west city limits	Set by Texas Transportation Commission Minute Order No. 114203	President George Bush Turnpike	All portions within the city limits	Set by North Texas Tollway Authority Resolution No. 01-40, as amended
Lyndon B. Johnson Freeway (IH 635)	Farmers Branch city limits to Stemmons Freeway (IH 35E)	Set by Texas Transportation Commission Minute Order No. 114203	R. L. Thornton Freeway (IH 30)	Stemmons Freeway to First Avenue	55
			S. R. L. Thorton Freeway (IH 35E)	E. R. L. Thorton Freeway (IH 30) to Dallas south city limits	Set by Texas Transportation Commission Minute Order No. 114203
			Spur 408	Walton Walker Boulevard (Loop 12) to Lyndon B. Johnson Freeway (IH 20)	Set by Texas Transportation Commission Minute Order No. 114229

<u>STREET</u>	<u>EXTENT</u>	<u>SPEED (MPH)</u>
Stemmons Freeway West Service Road	Regal Row to Mockingbird Lane	40
Stemmons Freeway West Service Road	Commonwealth Drive to Industrial Boulevard	40
Stemmons Freeway West Service Road	Industrial Boulevard to Commerce Street	35
Stemmons Freeway East Service Road	Industrial Boulevard to Regal Row	40
Walton Walker Boulevard East Service Road	Illinois Avenue to 2300 feet north of Davis Street	40
Walton Walker Boulevard East Service Road	2300 feet north of Davis Street to 900 feet north of the Interstate Highway 30 bridge	35
Walton Walker Boulevard East Service Road	900 feet north of the Interstate Highway 30 bridge to Singleton Boulevard	40
Walton Walker Boulevard West Service Road	Illinois Avenue to 2300 feet north of Davis Street	40
Walton Walker Boulevard West Service Road	2300 feet north of Davis Street to 50 feet north of Richey Street	35
Walton Walker Boulevard West Service Road	50 feet north of Richey Street to Singleton Boulevard	40
Woodall Rodgers Freeway North Service Road	Central Expressway to Routh Street	35

(Ord. Nos. 14584; 14922; 14974; 15194; 15455; 16018; 16166; 16411; 16501; 17345; 18265; 18283; 19749; 19814; 20196; 22643; 22731; 25833; 27294; 27700; 28583; 28871; 29613; 30022; 31770; 32597)

**SEC. 28-46. STREETS IN PARK AREAS.**

A person commits an offense if he operates or drives a vehicle on a street, roadway, path, or parking area open to the public, whether dedicated or not, contained within the following designated city parks, at a speed greater than the speed designated, and any

speed in excess of the limit provided in this section shall be prima facie evidence that the speed is not reasonable nor prudent and is unlawful.

<u>PARK</u>	<u>MAXIMUM SPEED (MPH)</u>
Arcadia Park	20
Arcadia Heights Park	20
Bachman Park	20
Barnes Bridge Road (from Lake Ray Hubbard Generator Plant to the edge of Lake Ray Hubbard)	15
Crawford Park	15
Fair Oaks Park (excluding Merriman Parkway)	15
Fair Oaks Park (Merriman Parkway)	30
Fair Park	20
Kiest Park (excluding picnic area)	20
Kiest Park (picnic area)	10
L. B. Houston (gun range)	15
L. B. Houston (golf course)	20
Mountain Creek Lake Park	20
Norbuck Park	25
North Lake Park	20
Reverchon Park	15
Robertson Park, North	20
Robertson Park, South	20
Rochester Park	20
Samuell, East Park	20
Samuell-Grand Park	25
Samuell-Hobby Park	10
Tenison Park (picnic area)	10
White Rock Park	25

(Ord. Nos. 14584; 14818; 15455)

<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>	<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>
Altman Drive	3000-3100	110'W. to 340'E. of Goodyear Drive	Barnes Bridge Road	3300-3500	230' N. of Ruidosa Avenue to 30' N. of Pepperidge Circle
Amity Lane	1800-1900	250'N. of Cradlerock Drive to 15'N. of Checota Drive	S. Barry Avenue	1000-1200	75'S. of Gurley Avenue to 200'S. of E. Grand Avenue
Ann Arbor Avenue	100-300	200' W. of Sun Valley Drive to 360' E. of Southern Hills Drive	Bayside Street	1900-2000	150'W. of Puget Street to 230'E. of Darien Street
Ann Arbor Avenue	800-1000	150'E. of Maryland Avenue to 350'E. of Neptune Road	Beacon Street	500-700	180'N. of Junius Street to 160'N. of Tremont Street
Ann Arbor Avenue	1700-1900	200'E. of Lancaster Road to 800'W. of Denley Drive	Beckley Avenue	200N-200S	Melba Street to Sunset Avenue
Ann Arbor Avenue	2100	175'N. of Veterans Drive to Veterans Drive	N. Beckley Avenue	1100-1300	280' N. of Colorado Boulevard to 250'S. of Madison Avenue
Ann Arbor Avenue	2200-2300	175'W. to 175'E. of Garrison Street	S. Beckley Avenue	2800-3600	150'S. of Overton Road to 50'S. of Mitscher Street
Anson Road	2400-2700	1000'W. of Denton Drive to 200'W. of Thurston Avenue	Bedford Street	2800	Kingbridge Street to 160' E. of Kingbridge Street
Appleridge Drive	17900	405' N. of Frankford Road to Frankford Road	Bellcrest Drive	5600-5700	300'S. of Persimmon Road to 300'S. of Golden Hills Drive
Arapaho Road	6200-6600	200' W. of Golden Creek Road to 340' E. of Nedra Way	Bellewood Drive	9600	Chiswell Road to 75' E. of Broken Bow Road
Arapaho Road	7400-7800	Terrace Lawn Circle (W. Leg) to 160'W. of El Estado Drive	S. Belt Line Road	1400-1500	20'E. of Indian Wells Road to 40'W. of Biggs Street
Arborside Drive	8000-8600	110'S. of Canter Drive to 200'N. of Moss Farm Lane	Bernal Drive	4400-4600	100' W. of Peoria Avenue to 60' E. of Schoefield Drive
Ashbrook Road	4900-5100	100' S. of Hovenkamp Drive to 335' N. of Everglade Road	Bernal Drive	5400-5500	300' W. of Clymer Drive to Kenesaw Drive
Aspen Street	2300-2500	260'N. of Highfield Drive to 120'S. of Bluff Creek Drive	Berridge Lane	5000-5100	100' N. of Chariot Drive to 155' N. of St. Francis Avenue
Audelia Road	8400	350' S. to 450' N. of Trevor Road	<b>Berryhill Street</b>	<b>6100-6200</b>	<b>0' N. of Town North Drive to 200' N. of Freemont Street</b>
Audelia Road	9900-10100	30'N. of Dartridge Drive to 280'N. of Church Road	Bethurum Avenue	2700	60' E. to 620' E. of Bexar Street
Audelia Road	11700-11800	220' N. to 180' S. of Forest Lane	Bexar Street	5600-5800	45' S. of C.F. Hawn Service Road to 160' E. of Dyson Street
Audelia Road	12100-12400	250'N. of Applecreek Drive to 320'N. of Chimney Hill Lane	Bickers Street	1900-2000	100'E. of Darien Street to 260'W. of Puget Street
Audelia Road	13000-13180	100'N. of Lawler Road to 85'N. of Claymore Drive	Bickers Street	2500-2900	200' W. of Holystone Street to 180' E. of Vine Maple Place
Bainbridge Drive	3000-3300	155'N. of Meadow Stone Lane to 200'S. of Kirnwood Drive			
Barnes Bridge Road	1900-2300	290'W. of Desdemona Drive to 130'E. of Joaquin Drive			

<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>	<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>
N. Masters Drive	2500-2600	365'S. to 355'N. of N. Masters Drive	Meandering Way	13400-13700	Purple Sage Road to 180'N. of Peyton Drive
S. Masters Drive	300-400	225' N. of Old Seagoville Road to 850' N. of Old Seagoville Road	Meandering Way	14400-14700	50'S. of Village Trail Drive to 40'S. of Larchview Drive
Mather Court	4000	265'E. of Randolph Drive to Albrook Street	Meandering Way	15100-15200	180'S. to 250'N. of Round Rock Road
Matilda Street	2800-3000	150' N. of Vickery Boulevard to 200'S. of Marquita Avenue	Meandering Way	15400-15700	290'S. of La Cosa Drive to 280'N. of Arapaho Road
Matilda Street	3900-4200	Ellsworth Avenue to 135'N. of Mockingbird Lane	Meandering Way	16000-16100	250'S. to 190'N. of La Manga Drive
Maylee Boulevard	10200-10300	80'S. of RuthAnn Drive to the east city limits	Mercer Drive	9500	300'E. of Ash Creek Drive to 175'S. of Mariposa Street
Maylee Boulevard	10600	125'W. of Cassandra Way to Ferguson Road			
McCree Road	11000-11200	20' E. of Fern Hollow Lane to 140' E. of Flicker Lane			
McKim Drive	2200-2300	50'N. of Barclay Street to McKim Circle			
McKinney Avenue	2900-3100	Clyde Lane to 150' N. of Sneed Street			
McKinney Avenue	3700-3900	165'S. of Blackburn Street to 120'N. of Haskell Avenue			
McKinney Avenue	4100-4200	440'N. to 140'S. of Fitzhugh Avenue			
McVey Avenue	700-1000	225'E. of Ewing Avenue to 210'W. of Maryland Avenue			
Meaders Lane	5600-5800	30'E. of Dallas North Tollway to 260'E. of Meaders Circle			
Meadow Road	6800-7000	200' W. of Hillcrest Road to 200' E. of Shadow Bend Drive			
Meadow Road	8200-8300	335' E. to 195' W. of Rambler Road			
Meadowcreek Drive	4200-4400	290'N. of Windy Ridge Drive to 20'N. of Vista Willow Drive			
Meadowcreek Drive	5400-5600	35'S. of Fireflake Drive to 100'S. of Winterwood Lane			
Meadowknoll Drive	9100-9300	Millridge Drive to 100'N. of Robin Meadow Drive			

<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>	<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>
Northaven Road	3800-3900	150'W. of Rosser Road to 140'W. of Snow White Drive	Patterson Street	1400-1500	50'W of Akard Street to Ervay Street
Northaven Road	7000-7100	250'E. to 250'W. of St. Judes Drive	Patton Avenue	100-300	100'N. of Tenth Street to 50'S. of Eighth Street
Northcliff Drive	9600-9800	200'E. of Brookhurst Drive to 150'W. of Peavy Road	Paulus Avenue	100-300	50' N. of Covington Lane to 100' N. of Reiger Street
Northwest Parkway	7200-7300	100' E. of Airline Road to Durham Street	Peavy Road	600-700	180' N. of Waterview Road to 70' S. of Northcliff Drive
Nuestra Drive	12500-12600	300'N. of Charlestown Drive to Montford Drive	Peavy Road	2600-2800	320' N. of Ferguson Road to 160' S. of Gross Road
Oak Lawn Avenue	3700-3900	100'S of Gilbert Avenue to 150'N of Irving Avenue	Pelican Drive	11200	15' E. of Flicker Lane to 20' W. of McCree Road
Oak Trail	4900-5100	215'N. of Green Cove Lane to 240'S. of Town Creek Drive	Pennsylvania Avenue	1500-2300	180' W. of Holmes Street to 300' W. of Edgewood Street
Odom Drive	8500-8600	60'E. of Holcomb Road to 150'W. of Odeneal Street	Pennsylvania Avenue	2900-3000	20'S. of Meadow Street to 100'S. of Jeffries Street
Old Gate Lane	1400-1500	80' S. of Forest Hills Boulevard to Diceman Drive	Philip Avenue	4800-5000	50'W. of Fitzhugh Avenue to 50'E. of S. Barry Avenue
Old Ox Road	5900-6100	5'S. of Caravan Trail to 100'N. of Indian Summer Trail	Piedmont Drive	7500-7600	150'S. to 200'N. of Hume Drive
Old Seagoville Road	9600-9900	St. Augustine Drive to 400'W. of September Lane	Piedmont Drive	7700	200' N. to 180' S. of Ravehill Lane
Orlando Court	4000-4100	220'W. to 175'E. of Randolph Drive	Pine Street	2300-2500	50'E. of Leland Avenue to 175'E. of Latimer Street
Osage Plaza Parkway	7700	450' S. of Maribeth Drive to 60' N. of Bromwich Drive	Plano Road	9600-9700	370'S. to 300'N. of Kingsley Road
Overton Road	100 W.-100 E.	165'W. to 185'E. of Beckley Avenue	Pleasant Drive	1200-1300	180'S. to 500'N. of Lake June Road
Overton Road	800-900	Maryland Avenue to 300'E. of Idaho Avenue	Pleasant Valley Drive	12300-12400	75'S. of Glen Canyon Drive to 175'N. of Chimney Hill Lane
Overton Road	2100-2400	220'W. of Easter Avenue to 360'E. of Garrison Street	Pleasant Vista Drive	300	165'N. of Hamlin Drive to 165'S. of Wessex Drive
<b>E. Overton Road</b>	<b>400-700</b>	<b>120' E. of S. Marsalis Avenue to 510' W. of Michigan Avenue</b>	Plymouth Road	600-700	215'N. to 215'S. of Avon Street
E. Overton Road	3400-3600	180'N. to 395'S. of Southern Oaks Boulevard	S. Polk Street	3100-3200	50'S. of O'Bannon Drive to 100'S. of Kiest Boulevard
Palisade Drive	8900-9100	140'E. of Greendale Drive to 270'W. of Prairie Creek Road	S. Polk Street	5400-5500	400'N. of Drury Drive to 100'S. of Clear Fork Drive
Park Lane	3100-3200	60'W. of Harwell Drive to 125'W. of Dale Crest Drive	S. Polk Street	5700-5800	300'N. to 300'S. of Reynoldston Lane
Park Lane	8300-8400	250' W. to 245' E. of Ridgecrest Road	S. Polk Street	9200-9400	200' N. of Wardmont Avenue to 185' S. of Brogdon Lane
Parkview Avenue	900-1000	150'N. to 220'S. of Gurley Avenue	Pomona Road	4500	Cherokee Trail to Catawba Road



<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>	<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>
Walmsley Avenue	1300-1500	75'E. of Neal Street to 150'W. of N. Edgefield Avenue	Wendover Road	3200-3400	220'W. of Alexander Drive to 120'N. of Meadow Lake Avenue
Walnut Hill Lane	2900-3000	210'W. of Monroe Drive to 60'E. of Goodyear Drive	Wentwood Drive	7200-7400	250' E. of Durham Street to 120' E. of Airline Road
Walnut Hill Lane	3300-3400	180' W. to 825' E. of Webb Chapel Road	Westmoreland Road	100 S-100 N	210' S. to 270' N. of West Jefferson Boulevard
Walnut Hill Lane	3800-4100	80' W. of Dresden Drive to 230' W. of Midway Road	S. Westmoreland Road	500-600	40'S. of Arnoldell Street to 300'S. of Irwindell Boulevard
<del>Walnut Hill Lane</del>	<del>4100</del>	<del>160' W. of Ontario Lane to 230' W. of Midway Road</del>	S. Westmoreland Road	1400-1500	60'N. of Glen Haven Boulevard to 150'S. of Shelly Boulevard
Walnut Hill Lane	4900-5000	300' E. of Surrey Oaks Drive to 40' W. of Strait Lane	S. Westmoreland Road	3400-3900	50' N. of Kimballdale Road to 50' N. of Mapleleaf Lane
Walnut Hill Lane	6300-6500	270'W. of Tibbs Street to 240'E. of Edgemere Road	N. Westmoreland Road	3400-3600	450'S. of Morris Street to 250'N. of Bickers Street
Walnut Hill Lane	8700-8900	10'W. of Claybrook Drive to 150'W. of Abrams Road	Wheatland Road	1700-2000	300'E. of McKissick Lane to 50'E. of Fellowship Drive
Walnut Hill Lane	9400-9500	5 0 0 ' W . to 2 0 0 ' E . of Meadowhill Drive	Wheatland Road	7100-7200	325'E. to 500'W. of County View Road
Walnut Hill Lane	10100-10400	270' W. of Ferndale Road to 120' W. of Livenshire Drive	W. Wheatland Road	400-500	6 2 0 ' E . to 4 2 0 ' W . of Willoughby Boulevard
Walnut Street	10200-10400	280'W. to 220'E. of Hornbean Drive	Whispering Hills Drive	12700-12900	125'N. of Laingtree Drive to Sunridge Trail
Walton Walker Boulevard northbound service road	800-900	320'S. to 105'N. of Keeneland Parkway	Whitehurst Drive	9200	320'W. to 300'E. of Club Meadows Drive
Walton Walker Boulevard southbound service road	800-900	275'N. to 115'S. of Keeneland Parkway	Whitehurst Drive	9300-9400	660'W. of Echo Valley Drive to 55'E. of Spring Hollow Drive
Wandt Drive	6700-7000	425' N. of Camp Wisdom Road to Ridge Center Drive	Whitehurst Drive	9400-9600	75'W. of Branch Hollow Drive to 60'E. of Glen Springs Drive
N. Washington Avenue	1900-2300	110' N. of Munger Avenue to 285' S. of Thomas Avenue	Whitehurst Drive	9700-9800	275' E. of Arbor Park Drive to 120' E. of Ferris Branch Boulevard
Waterfall Way	13600-13700	130'N. of Brookgreen Drive to 200'N. of Rolling Hill Lane	White Rock Trail	9400-9700	70' S. of Crestedge Drive to 550' N. of Kingsley Road
Wayne Street	900-1000	120'N. to 220'S. of Gurley Avenue	White Rock Trail	9900-10000	350'S. of White Rock Place to 330'S. of Church Road
Webb Chapel Road	9800	30'S. of Park Lane (North Leg) to 20'N. of Manana Drive	Whitewing Lane	8800-8900	25' S. of Quail Run to Pelican Drive
Webb Chapel Road	9900-10000	50' N. of Lockmoor Lane to 245' N. of Walnut Hill Lane	Willoughby Boulevard	8500-8700	40' S. to 650' N. of Adjective Street
Welch Road	11600-11800	230'S. of Hockaday Drive to 100'S. of Allencrest Lane			
Welch Road	12200-12300	115'S. of Ridgeside Drive to 200'S. of Rickover Drive			
Welch Road	12600-12700	160'S. of Mill Creek Road to 110'N. of Harvest Hill Road			

<u>STREET</u>	<u>BLOCK(s)</u>	<u>EXTENT</u>
Willowdell Drive	12200	250'W. of Schroeder Road to Schroeder Road
Winedale Drive	7100	Abrams Road to Kingsley Road
N. Winnetka Avenue	3100-3300	50'S. of McBroom Street to 200'S. of Pueblo Street
Woodall Rodgers (South Service Road)	2400-2600	50' W. of Jack Evans Street to 100' E. of Routh Street
E. Woodin Boulevard	500-600	150'W. of Alaska Avenue to 90'W. of S. Marsalis Avenue
Woody Road	900-1000	610'S. of Seagoville Road to Seagoville Road
Worth Street	4500	N. Carroll Avenue to 670' E. of N. Carroll Avenue
Worth Street	5700-5900	300'W. of Lowell Street to 400'E. of Ridgeway Street
Wozencraft Drive	5700	45'E of Nuestra Drive to 300'W of Jamestown Road
Wright Street	2800-2900	150'W. to 220'E. of Ravinia Drive
Wycliff Avenue	2100-2300	260'S. to 360'N. of Rosewood Avenue
Wycliff Avenue	2500-2800	75'W. of Hartford Street to 350'E. of Maple Avenue

(Ord. Nos. 14584; 18409; 18483; 18983; 19749; 20196; 21237; 21564; 22763; 22926; 23078; 23158; 23294; 23556; 23917; 24492; 25833; 26500; 27294; 27700; 28871; 28940; 29071; 29246; 29395; 29613; 30022; 30217; 31552; 31770; 32069; 32291; 32488; 32597)

**SEC. 28-51. SPEED IN PARKING LOT OF DALLAS CONVENTION CENTER.**

A person commits an offense if he drives or operates a vehicle upon a parking lot of the Dallas Convention Center at a speed in excess of 10 miles per hour. Any speed in excess of 10 miles per hour shall be prima facie evidence that the speed is not reasonable nor prudent and is unlawful. (Ord. 14584)

**SEC. 28-52. SPEED IN THE DALLAS CITY HALL PARKING GARAGE.**

A person commits an offense if he drives or operates a vehicle in the parking garage, as designated in Section 28-128.1 of this chapter, at a speed in excess of 10 miles per hour. Any speed in excess of 10 miles per hour is prima facie evidence that the speed is not reasonable nor prudent and is unlawful. (Ord. 14911)

**SEC. 28-52.1. SPEED IN THE BULLINGTON STREET TRUCK TERMINAL.**

A person commits an offense if he drives or operates a vehicle in the terminal, as designated in Section 28-128.8 of this chapter, at a speed in excess of 10 miles per hour. Any speed in excess of 10 miles per hour is prima facie evidence that the speed is not reasonable nor prudent and is unlawful. (Ord. 18408)

**Division 3. Turning Movements.**

**SEC. 28-53. OBEDIENCE TO NO-TURN SIGNS.**

Whenever authorized signs are erected indicating that no right, left, or U turn is permitted, the driver of a vehicle shall obey the directions of the sign. (Ord. 14584)

**SEC. 28-54. LIMITATION ON U TURNS.**

A person commits an offense, if as the operator of a vehicle, he turns the vehicle so as to proceed in the opposite direction upon any street in a business district unless a U turn sign permitting such a turn has been installed in the area, or in any other district unless the movement can be made in safety and without interfering with other traffic. (Ord. 14584)

# CITY OF DALLAS, TEXAS

## CODE OF ORDINANCES

### VOLUME II

Contains ~~9/23~~ 4/24 Supplement, current through  
Ordinance ~~32557~~ 32673, passed ~~9-20-2023~~ 3-27-2024

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**SEC. 31-25. PROHIBITING RELEASE OF RATS; DEFENSES.**

- (a) A person commits an offense if he:
  - (1) possesses a live rat in captivity; or
  - (2) releases a live rat from captivity.

(b) It is a defense to prosecution under Subsection (a)(1) that:

- (1) the actor possessed the live rat for the purpose of bona fide scientific experimentation; or
- (2) the rat is trained and kept as a pet. (Ord. 15234)

**SEC. 31-26. RESERVED.**

(Repealed by Ord. 19196)

**SEC. 31-27. MANIFESTING THE PURPOSE OF ENGAGING IN PROSTITUTION.**

~~— (a) A person commits an offense if he loiters in a public place in a manner and under circumstances manifesting the purpose of inducing, enticing, soliciting, or procuring another to commit an act of prostitution. Among the circumstances which may be considered in determining whether such purpose is manifested: that such person is a known prostitute or panderer, repeatedly beckons to, stops or attempts to stop, or engages passers-by in conversation, or repeatedly stops or attempts to stop motor vehicle operators by hailing, waving of arms, or any other bodily gesture. No arrest shall be made for a violation of this subsection unless the arresting officer first affords such person an opportunity to explain such conduct, and no one shall be convicted of violating this subsection if it appears at trial that the explanation given was true and disclosed a lawful purpose.~~

~~— (b) For the purpose of this section, a “known prostitute or panderer” is a person who, within one year previous to the date of arrest for violation of this section, has within the knowledge of the arresting officer been convicted of prostitution, promotion of prostitution, aggravated promotion of prostitution, or compelling prostitution.~~

~~— (c) The definition of prostitution in the Texas Penal Code shall apply to this section.~~

(a) In this section:

(1) **KNOWN PROSTITUTE OR PANDERER** means a person who, within one year previous to the date of arrest for violation of this section, has, within the knowledge of the arresting officer, been convicted of prostitution, promotion of prostitution, or compelling prostitution, or declared himself or herself to be a prostitute or panderer or available for the act of prostitution.

(2) **PROSTITUTION** has the meaning given that term in the Texas Penal Code.

(3) **PUBLIC PLACE** has the meaning given that term in the Texas Penal Code.

(4) **A LOCATION FREQUENTED BY PERSONS WHO ENGAGE IN PROSTITUTION OR SOLICITATION OF PROSTITUTION** means a geographic area identified by the Dallas Police Department as having an elevated risk for prostitution-related activity.

(b) A person commits an offense if the person, while in a public place, manifests the purpose and intent of inducing, enticing, soliciting, or procuring another to commit an act of prostitution.

(c) The following factors must be considered when determining whether a person has manifested the purpose and intent of inducing, enticing, soliciting, or procuring another to commit an act of prostitution:

(1) that the person is a known prostitute or panderer or is in a location frequented by persons who engage in prostitution or solicitation of prostitution; and

(2) either:

(A) repeatedly beckons to, stops or attempts to stop, or engages passers-by in conversation;

(B) repeatedly stops or attempts to stop motor vehicle operators by hailing, waving of arms, or any other bodily gesture; or

(C) repeatedly interferes with the free passage of other persons.

(d) A peace officer may not arrest a person for a violation of this section unless the officer has given the person an opportunity to explain the person's conduct.

(e) It is an affirmative defense to prosecution under this section if the explanation given the arresting officer under Subsection (d) is true and discloses a lawful purpose. (Ord. Nos. 15247; 32574)

#### **SEC. 31-28. FAILURE TO DISCLOSE REPRESENTATION.**

(a) A person commits an offense if, for compensation, he represents the interest of another by personal appearance before the city council or any board or commission of the city, and fails to disclose the fact of such representation and the name or names of the person or persons so represented.

(b) In this section:

(1) PERSON means an individual, committee, club, or other organization, or a group of persons who are voluntarily acting in concert.

(2) COMPENSATION means money, service, facility, or thing of value or financial benefit which is received or to be received in return for or in connection with services rendered or to be rendered. (Ord. 15597)

#### **SEC. 31-29. DIALING 9-1-1 WHEN NO EMERGENCY EXISTS.**

(a) A person commits an offense if he knowingly dials a 9-1-1 emergency telephone number when no emergency exists.

(b) A person is presumed to have dialed a 9-1-1 emergency telephone number if the telephone from

(4) AUTHORIZED POSITION means an individual position described by a specific classification title and approved by the city council. Any change to an authorized position requires city council approval.

(5) BASE HOURLY RATE OF PAY means the hourly rate of an employee's base salary as established in the salary and classification schedule for nonexempt employees.

(6) BENEFIT means an employer-sponsored program that includes, but is not limited to, paid leave and health and life insurance benefits, but does not include wages, merit increases, service credit, or seniority.

(7) BREAK IN SERVICE means termination for one or more work days as a result of:

(A) administrative termination, resignation, reduction in force, or discharge, followed by reappointment; or

(B) leave of absence without pay for more than six consecutive calendar weeks, except to the extent that the leave without pay is authorized by federal or state law.

(8) CITY means the city of Dallas, Texas.

(9) CIVIL SERVICE BOARD means the civil service board of the city.

(10) CLASSIFICATION means all positions, regardless of departmental location, that are sufficiently alike in duties and responsibilities to:

(A) be called by the same descriptive title;

(B) be accorded the same pay scale under like conditions; and

(C) require substantially the same education, experience, and skills.

(11) CLASSIFICATION CHANGE means revision of a position title that may include an adjustment of pay range.

(12) CLASSIFIED POSITION means a position that is subject to civil service rules and regulations as designated by the city charter.

(13) DEMOTION means a demotion as defined in Section 34-12(a) of this chapter.

(14) DISCHARGE means involuntary termination.

(15) EMPLOYEE means a person employed and paid a salary or wages by the city, whether under civil service or not, and includes a person on a part-time basis, but does not include an independent contractor or city council member.

(16) EMPLOYEES' RETIREMENT FUND BOARD means the board of trustees of the employees' retirement fund of the city of Dallas.

(17) EXEMPT EMPLOYEE means an exempt employee as defined by the Fair Labor Standards Act, as amended.

(18) FAMILY AND MEDICAL LEAVE ACT means the Family and Medical Leave Act of 1993 (29 U.S.C.A. §§ 2601 et seq.), as amended.

(19) FAMILY LEAVE means authorized leave as provided for in the Family and Medical Leave Act.

(20) FIRE DEPARTMENT means the fire-rescue department of the city.

(21) ~~FLEX TIME means a balancing time entry process that provides exempt employees with the opportunity to substitute additional hours worked outside of his or her normal work schedule for time not worked during the same pay period in order to meet the total 80 hours required in a pay period. Flex time is a balancing entry only and is not paid leave.~~ Reserved.

(22) FURLOUGH LEAVE means time off from work when employees are placed in a temporary non-duty, non-pay status for required budgetary reasons.

(23) GENDER IDENTITY AND EXPRESSION means an individual's real or perceived gender identity as male, female, both, or neither.

(24) GRADE means a division of a salary and classification schedule with specified rates or ranges of pay.

(25) GRIEVANCE means an employee's formal, written complaint regarding work conditions that the employee claims have been adversely affected by a violation, misinterpretation, or misapplication of a specific law, ordinance, resolution, policy, rule, or regulation.

(26) IMMEDIATE FAMILY MEMBER means:

(A) a husband, wife, father, mother, father-in-law, mother-in-law, son, daughter, foster child, brother, or sister of an employee; or

(B) any person related to an employee by blood or marriage and who resides in the same household as the employee.

(27) INTERNAL APPEAL means an administrative appeal to which an employee may be entitled under this chapter, this code, the city charter, or departmental regulations.

(28) LEAVE WITHOUT PAY means an authorized temporary absence without pay.

(29) MANDATORY CITY LEAVE means paid leave that is provided to employees by the city as a result of budget-related pay reductions.

(30) MERIT INCREASE means a discretionary increase in salary based on performance.

(31) MILITARY LEAVE means authorized leave to perform duties in the military service as provided for in:

(A) the Uniformed Services Employment and Reemployment Rights Act;

(B) Chapter 431 of the Texas Government Code, as amended; and

(C) Chapter 613 of the Texas Government Code, as amended.

(32) MILITARY SERVICE means:

(A) the uniformed services, as defined in the Uniformed Services Employment and Reemployment Rights Act;

(B) the state militia, as defined in Chapter 431 of the Texas Government Code, as amended; and

(C) the military service, as defined in Chapter 613 of the Texas Government Code, as amended.

(33) NON-CIVIL SERVICE EMPLOYEE means an employee who fills a position that is exempt from the provisions applicable to the civil service, as designated by the city charter. Non-civil service employees include:

(A) employees of the legal department, the city manager's office, the city auditor's office, the city secretary's office, the library department, the park and recreation department, and the radio department (WRR);

(B) municipal court judges; and

(C) city council office staff.

(34) NONEXEMPT EMPLOYEE means a nonexempt employee as defined by the Fair Labor Standards Act, as amended.

~~(35) PAID LEAVE means sick leave, vacation leave, holiday leave, court leave, death-in-family leave, no more than 21 days of military leave each fiscal year as required by state law, parental leave, quarantine leave, mental health leave for peace officers, compassionate leave, and mandatory city leave.~~

(35) PAID LEAVE means sick leave, vacation leave, holiday leave, court leave, death-in-family leave, no more than 21 days of military leave each fiscal year as required by state law, parental leave, quarantine leave, mental health leave, compassionate leave, and

mandatory city leave.



individual’s sexuality. Heterosexual, homosexual, and bisexual are examples of sexual orientation.

(48) SHIFT DIFFERENTIAL PAY means additional compensation for regularly scheduled work hours outside of the city’s normal business hours, as specifically described in administrative directives of the city.

(49) STEP means one salary increment within a grade for a sworn police or fire department employee.

(50) SUSPENSION means unpaid disciplinary leave for a specified period of time.

(51) SWORN EMPLOYEES OF THE POLICE DEPARTMENT means:

(A) police officers and all related classifications, including trainee police officers; and

(B) park rangers and all classifications above park ranger in the same classification family.

(52) TASKING means release from duty upon completion of assigned work before the scheduled end of the work day.

(52.1) TEMPORARY EMPLOYEE means an employee who has been designated as temporary pursuant to Section 34-8.

(53) TERMINATION means cessation of employment with the city.

(54) TRANSFER means the change of an employee from a position in one department to an equivalent position (same grade) in another department, but that does not result in either promotion or demotion.

(55) UNCLASSIFIED POSITION means an unclassified civil service position as designated by Section 3, Chapter XVI of the city charter.

(56) UNIFORMED SERVICES EMPLOYMENT AND REEMPLOYMENT RIGHTS ACT means the

Uniformed Services Employment and Reemployment Rights Act of 1994 (38 U.S.C.A. §§ 4301 et seq.), as amended.

(57) WORK WEEK means the seven-day period from Wednesday through Tuesday.

(58) WORKING DAYS means Monday through Friday, excluding official holidays observed by the city of Dallas as set forth in Section 34-25 of this chapter. (Ord. Nos. 19340; 19473; 19679; 22195; 22296; 22318; 24873; 28024; 28794; 29480; 30216; 31745; 32035; 32604)

**SEC. 34-5. CONDITIONS OF EMPLOYMENT.**

(a) Compliance with rules and laws. Every city employee shall comply with:

(1) the provisions of the city charter and ordinances; and

(2) instructions and regulations promulgated by the city council or by any person in whom authority is vested by the city council.

(b) Retirement fund membership. Every permanent employee must be a member of the employees’ retirement fund except a sworn employee of the police or fire department, who shall be a member of the police and fire pension system.

(c) Subrogation. Every employee of the city accepts employment upon the condition that, if in the course of employment the employee sustains injury attributable in whole or in part, directly or indirectly, through the negligence or wrongdoing of a third person, firm, or corporation, the city shall be subrogated to the employee’s rights, remedies, and claims against the third party to the extent of the amounts expended by the city for and on behalf of the employee, including wage supplementation during absence from work, workers’ compensation, and medical costs arising out of or in any manner connected with the injury.

(d) Nepotism.

(1) An employee may not work under the line of supervision of a relative or the employee’s domestic partner.

(2) An employee shall not make, or attempt to influence, any determination concerning the employment status or eligibility for employment of a relative or the employee’s domestic partner.

(3) For purposes of this subsection:

(A) DOMESTIC PARTNER has the meaning given that term in Section 12A-2 of the Dallas City Code.

(B) RELATIVE means the employee's spouse, mother, father, stepmother, stepfather, mother-in-law, father-in-law, son, daughter, foster child, stepson, stepdaughter, son-in-law, daughter-in-law, brother, sister, stepbrother, stepsister, brother-in-law, or sister-in-law, or any grandparent, aunt, uncle, niece, nephew, or cousin related to the employee by blood or marriage.

(e) Notification of arrest. Within one business day after returning to work, an employee who has been arrested in the United States or any other country shall notify the human resources representative for the employee’s department of the arrest and the reason for the arrest. An arrested employee who gives notice under this subsection is still required to comply with the notice of absence or tardiness requirements set forth in Section 34-36(b)(1)(B) of this chapter. (Ord. Nos. 19340; 22296; 22318; 24873; 28024; 31745)

**SEC. 34-6. REQUIREMENTS FOR INDUCTION.**

~~—————To obtain employment with the city, an applicant must:~~

~~—————(1) be at least 16 years of age, unless otherwise approved under a federally-sponsored program;~~

~~—————(2) be eligible to work in the United States in accordance with the federal Immigration Reform and Control Act, as amended;~~

~~—————(3) have a social security number;~~

~~—————(4) agree to be fingerprinted, if requested;~~

~~—————(5) take a polygraph examination related specifically to job performance, for positions designated by the director of human resources; and~~

~~—————(6) pass a medical, physical agility, drug and alcohol, and/or mental examination after an employment offer has been extended, appropriate for the position as designated by the director of human resources.~~

To obtain employment with the city, an applicant must:

(1) be at least 16 years of age, unless otherwise approved under a federally-sponsored program, or be at least 15 years of age for employment in a seasonal position as a summer lifeguard in the Park and Recreation Department, in accordance with state and federal laws governing employment of persons age 15 years;

(2) be eligible to work in the United States in accordance with the federal Immigration Reform and Control Act, as amended;

(3) have a social security number;

(4) agree to be fingerprinted, if requested;

(5) take a polygraph examination related specifically to job performance, for positions designated by the director of human resources; and

(6) pass a medical, physical agility, drug and alcohol, and/or mental examination after an employment offer has been extended, appropriate for the position as designated by the director of human resources. (Ord. Nos. 19340; 22026; 22195; 24873; 31745; 32604)

**SEC. 34-7. APPLICATION FOR EMPLOYMENT.**

adopted by city council resolution, may be selected and implemented for a department, with prior written approval from the director of human resources and the city manager.

SCHEDULE	HOURS PER WEEK	HOURS PER 24 HOUR PERIOD BEGINNING AT MIDNIGHT
(1) Four 10-hour days a week.	40	Maximum of 10.
(2) 12-hour days on Monday and Tuesday and 8-hour days on Thursday and Friday. Tasking is allowed.	40	Varies from a minimum of 8 to a maximum of 12.
(3) Five 8-hour days a week. Tasking is allowed.	40	Maximum of 8.
(4) Four 9-hour days and one 4-hour day a week.	40	Varies from a minimum of 4 to a maximum of 9.
(5) Three 11-1/2 hour days one week of a pay period and four 11-1/2 hour days the other week of a pay period.	Varies from 34.5 to 46.	Maximum of 11-1/2.
(6) Three 12-hour days one week of a pay period and four 12-hour days the other week of a pay period.	Varies from 36 to 48	Maximum of 12
(7) Three 12-hour days one week of a pay period and three 12-hour days and one 8-hour day the other week of a pay period.	Varies from 36 to 44	Varies from a minimum of 8 to a maximum of 12
(8) Two 13-hour days and one 14-hour day a week	40	Varies from a minimum of 13 to a maximum of 14.
(9) Any combination of hours, ranging from a minimum of 4 to a maximum of 12, in a day. A work week consists of a minimum of 3-1/2 days and a maximum of 7 days. Tasking is allowed.	Varies from 32 to 48	Varies from a minimum of 4 to a maximum of 12.

(d) 24-hour staffing. For jobs requiring 24-hour staffing, meals may be eaten while on duty. An employee is considered on duty during all meal breaks and is expected to be readily available to perform required duties.

(e) Take-home vehicles. The work day for an employee who travels to and from a regular jobsite in city equipment begins at the time and location at which the employee is initially required to report for duty. The work day ends when the employee is relieved of duty.

~~(f) Flex time. Rules regarding the use and application of flex time are addressed in the administrative directives of the city. (Ord. Nos. 19340; 19473; 22296; 22318; 24052; 24873; 28024; 32604)~~

**SEC. 34-17. OVERTIME AND PAID LEAVE FOR CIVILIAN EMPLOYEES.**

(a) Weekly overtime. Any nonexempt employee will be paid an overtime hourly rate of 1-1/2 times the employee's regular rate of pay for all hours worked over 40 in any work week.

~~(b) Paid leave. An employee is charged with paid leave only on days the employee would otherwise have been scheduled to work. If the employee is assigned to a standard work week, no more than 40 hours paid leave may be charged in one work week. If the employee is assigned to an approved alternate work schedule, the hours charged in one work week as paid leave may not exceed the maximum hours contained in the alternate work week during which the leave was taken. Except for holiday leave, mandatory city leave, and court leave pursuant to Section 34-26, paid leave will not be counted as work time for purposes of computing overtime or compensatory leave.~~

(b) Paid leave. An employee is charged with paid leave only on days the employee would otherwise have been scheduled to work. If the employee is assigned to a standard work week, no more than 40 hours paid leave may be charged in one work week. If the employee is assigned to an approved alternate work schedule, the hours charged in one work week as paid leave may not exceed the maximum hours contained in the alternate work week during which the leave was taken. Except for holiday leave, mental health leave, compassionate leave, injury leave, quarantine leave, mandatory city leave, and court leave pursuant to Section 34-26, paid leave will not be counted as work time for purposes of computing overtime or compensatory leave.

(c) Call backs. A nonexempt employee who is called back to work and reports back to work outside of the employee's scheduled work hours must be paid a minimum of two hours worked, if the call back does not merge with the employee's scheduled start time.

(d) Exception. This section does not apply to a sworn employee of the police department or the fire department. (Ord. Nos. 19340; 19473; 22296; 22318; 24052; 24873; 25389; 28024; 30216; 32604)

**SEC. 34-18. PAY FOR VACATION LEAVE.**

(a) Rate of pay. When pay in lieu of vacation leave is approved as provided by Section 34-23(o), the employee will receive the employee's base hourly rate of pay for nonexempt employees or the employee's prorated salary rate for exempt employees. This pay is not considered in determining eligibility for overtime pay under Section 34-17.

(b) Exception. This section does not apply to a sworn employee of the police department or the fire department. (Ord. Nos. 19340; 22296; 22318; 24873; 31745)

**SEC. 34-19. WORK HOURS, PAID LEAVE, AND OVERTIME FOR PUBLIC SAFETY EMPLOYEES.**

(a) Police department. The work period and work hours for sworn employees of the police department are as follows:

(1) For purposes of the Fair Labor Standards Act, as amended, the work period for a nonexempt sworn employee of the police department is 28 days.

(2) Weekly overtime. A nonexempt sworn employee of the police department will be paid an overtime hourly rate of 1-1/2 times the employee's regular rate of pay for all hours worked over 40 in any work week, or be granted compensatory leave for all hours in excess of 40.

~~(3) Paid leave. Any sworn employee of the police department is charged with paid leave only on days the employee would otherwise have been scheduled to work. If the employee is assigned to a standard work week, no more than 40 hours paid leave may be charged in one work week. If the employee is assigned to an approved alternate work schedule, the hours charged in one work week as paid leave may not exceed the maximum hours contained in the alternate work week during which the leave was taken. Authorized attendance incentive leave, vacation leave,~~

~~holiday leave, leave with pay as defined by Section 34-29, compensatory leave, court leave pursuant to Section 34-26, mandatory city leave, military leave, and death-in-family leave will be counted as work time for purposes of computing overtime or compensatory leave.~~

(3) Paid leave. Any sworn employee of the police department is charged with paid leave only on days the employee would otherwise have been scheduled to work. If the employee is assigned to a standard work week, no more than 40 hours paid leave may be charged in one work week. If the employee is assigned to an approved alternate work schedule, the hours charged in one work week as paid leave may not exceed the maximum hours contained in the alternate work week during which the leave was taken. Authorized attendance incentive leave, vacation leave, holiday leave, leave with pay as defined by Section 34-29, compensatory leave, court leave pursuant to Section 34-26, mandatory city leave, military leave, death-in-family leave, compassionate leave, injury leave, mental health leave, and quarantine leave will be counted as work time for purposes of computing overtime or compensatory leave. Paid parental leave and sick leave will not be counted as work time for purposes of computing overtime or compensatory leave.

(4) Call backs. A nonexempt sworn employee of the police department who is called back to work and reports back to work outside of the employee's scheduled work hours must be paid a minimum of two hours worked, if the call back does not merge with the employee's scheduled start time.

(5) Compensatory leave in lieu of overtime pay may be granted a nonexempt sworn employee of the police department at the request of the employee, subject to supervisory approval. Compensatory leave is earned at the rate of 1-1/2 hours for each hour worked, to a maximum of 480 hours accrued. Compensatory leave will be granted within a reasonable time after being requested if the use of the compensatory leave does not unduly disrupt the operations of the department. Compensatory leave may be taken in hourly increments. The accrual and use of compensatory leave is governed by the Fair Labor Standards Act, as amended, and Section 142.0016 of the Texas Local Government Code, as amended. Compensatory leave not taken during the

employee and does not earn overtime or compensatory leave.

(b) Fire department. The work period and work hours for sworn employees of the fire department are as follows:

(1) The work period for a sworn employee of the fire department is, depending upon assignment, 28 days (pursuant to Fair Labor Standards Act, as amended,) or a standard 40-hour work week.

(2) The standard work day or shift for a sworn employee of the fire department may consist of the following, depending upon assignment:

(A) 8 hours a day;

(B) 12 hours a day; or

(C) 24 hours a day.

(3) A sworn employee of the fire department assigned to special training is subject to the eight-hour work day.

(4) A sworn employee of the fire department with the rank of assistant chief or above is an exempt employee and does not earn overtime. A civilian employee of the fire department with a classification equivalent to assistant chief or above is an exempt employee and does not earn overtime.

(5) A nonexempt sworn employee of the fire department who works more than 212 hours in a 28-day work period or 40 hours in a standard work week, depending upon assignment, will be paid at 1-1/2 times the employee's regular rate of pay for hours worked beyond the scheduled work period.

(6) A nonexempt sworn employee of the fire department may, subject to departmental approval, choose to receive compensatory leave in lieu of overtime pay at the rate of 1-1/2 hours for each hour worked beyond each scheduled work period, to a maximum of 480 hours accrued.

(7) Compensatory leave may be earned by a sworn employee of the fire department other than an exempt employee above the ranks of fire battalion/section chief and fire prevention section chief. Compensatory leave will be granted within a reasonable time after being requested if the use of the compensatory leave does not unduly disrupt the operations of the department. Compensatory leave may be taken in hourly increments. The accrual and use of compensatory leave is governed by the Fair Labor Standards Act, as amended, and Section 142.0016 of the Texas Local Government Code, as amended. Compensatory leave not taken during the payroll quarter in which it is accrued or during the following two payroll quarters will be paid at the employee's regular rate of pay earned at the time of payment or at the time of forfeiture of the compensatory leave, whichever rate is higher. Compensatory leave will be paid upon termination at the higher of:

(A) the average regular rate of pay received by the employee during the last three years of the employee's employment with the city; or

(B) the final regular rate of pay received by the employee.

(8) A sworn employee of the fire department must use or be paid for all accrued compensatory leave before transferring to or from the emergency response bureau of the fire department or whenever the employee's full-time regular work schedule is increased or reduced.

~~(9) Authorized attendance incentive leave, vacation leave, holiday leave, leave with pay as defined by Section 34-29, compensatory leave, court leave pursuant to Section 34-26, mandatory city leave, military leave, and death-in-family leave will be counted as work time for purposes of computing overtime or compensatory leave.~~

(9) Authorized attendance incentive leave, vacation leave, holiday leave, leave with pay as defined by Section 34-29, compensatory leave, court leave pursuant to Section 34-26, mandatory city leave, military leave, death-in-family leave, compassionate leave, injury leave, mental health leave, and quarantine leave will be counted as work time for purposes of computing overtime or compensatory leave. Paid

parental leave and sick leave will not be counted as work time for purposes of computing overtime or compensatory leave.

(10) Call backs. A nonexempt sworn employee of the fire department who is called back to work and reports back to work outside of the employee's scheduled work hours must be paid a

minimum of two hours worked, if the call back does not merge with the employee’s scheduled start time.

(11) A sworn employee of the fire department may, with prior approval from the fire chief or a designated representative, trade time with another sworn employee. Trade time is not considered as work time in determining overtime, but trading time is subject to the Fair Labor Standards Act, as amended. (Ord. Nos. 19340; 22195; 24873; 24930; 25142; 25389; 28024; 30216; 32604)

**SEC. 34-20. EXEMPT EMPLOYEES.**

(a) Pay. An exempt employee is paid on a weekly salary basis regardless of the number of hours worked, unless an absence is taken when the employee has no remaining paid leave balances or when the employee is on furlough leave. In rare instances, and with the approval of the city manager, an exempt employee may receive additional compensation for overtime worked.

(b) Absence. Pursuant to the principles of public accountability and depending upon the reason for the absence, an absence of an exempt employee may be charged to administrative leave, sick leave, vacation leave, compensatory leave, furlough leave, mandatory city leave, family leave, court leave, death-in-family leave, military leave, or leave without pay.

(c) Prorated salary. If part of a week is taken as leave without pay, a proportionate part of the weekly salary will be paid to an exempt employee for the hours worked or charged to paid leave. A proportionate part of the weekly salary will be paid to an exempt employee for the part of the week worked in the initial or terminal week of employment.

(d) Emergency work. As appropriate, during emergencies, such as a declaration of local state of disaster, and subject to the approval of the department director, an employee may be temporarily required to perform work outside of the employee's normal job

duties. In such situations, the employee will not lose their exempt status. (Ord. Nos. 19340; 19473; 20075; 22195; 24873; 26182; 28024; 31745)

**SEC. 34-21. DISTRIBUTION OF PAY CHECKS.**

(a) Administration. The city controller is responsible for proper distribution of pay checks. Any discrepancy in a pay check resulting in overpayment or otherwise should be brought to the attention of the employee's supervisor. The employee shall also report the discrepancy to the city controller payroll section.

(b) Payday. Friday is the official payday of the city.

(c) Pay information for the appropriate payroll will be made available electronically to employees immediately after payroll processing is completed. This electronic information is provided in lieu of paper pay stubs and may be accessed from any computer with internet access. If necessary, signature pay checks will be released on or about 2:00 p.m. Friday by the city controller to authorized departmental personnel or directly to payee employees. (Ord. Nos. 19340; 22296; 22318; 24873; 28024; 31745)

**ARTICLE III.**

**LEAVE POLICIES.**

**SEC. 34-21.1. GENERAL.**

The provisions of this article may be modified by a city council ordinance or resolution adopting a meet and confer or collective bargaining agreement. If any provision of this article conflicts with a provision of a meet and confer or collective bargaining agreement adopted by the city council, the provision of the meet and confer or collective bargaining agreement will prevail. (Ord. 28024)



(d) Effect on leave balances. The city will not reduce an eligible employee's sick leave balance, vacation leave balance, holiday leave balance, or other paid leave balance in connection with paid quarantine leave taken in accordance with this section.

(e) Reimbursements. An employee may be required to provide receipts or proof of payment with a request for reimbursement of expenses and may be denied reimbursement for any expenses that the city deems unreasonable or unrelated to quarantine. (Ord. 32035)

**SEC. 34-22.3. MENTAL HEALTH LEAVE.**

(a) Eligibility.

~~———— (1) An employee who experiences a traumatic event while on duty is eligible to receive paid mental health leave if the need for mental health leave is verified by a licensed psychiatrist or psychologist. Paid mental health leave is allowed as follows:~~

(1) An employee who experiences a traumatic event while on duty is eligible to receive paid mental health leave if the need for mental health leave is verified by a licensed psychiatrist, licensed psychologist, or licensed mental health professional.

(A) up to 60 hours for sworn employees in the emergency response bureau of the fire department; and

(B) up to 40 hours for all other employees.

(2) In this section, TRAUMATIC EVENT means actual or threatened death, serious injury, or physical abuse, either of one's self or of another, during the employee's scope of employment that is outside the typical experiences of the employee's routine work environment and causes the employee to experience unusually strong emotional reactions or feelings that have the potential to cause lasting adverse effects on their functioning and mental, physical, social, or emotional well-being. A traumatic event does not include routine work-related events or incidents, personality conflicts, or disagreements between or among supervisors or co-workers.

(3) City departments may develop additional departmental rules to carry out the provisions of this policy, subject to the approval of the director of the human resources department and the city attorney's office.

(b) Confidentiality. The city will keep requests for mental health leave and any medical information related to mental health leave in accordance with this section confidential to the extent allowed by law and separate from the employee's personnel or departmental file. The city cannot guarantee confidentiality of information that is otherwise public or necessary to carry out the city's obligations under the law.

(c) Effect on leave balances. The city will not reduce an eligible employee's sick leave, vacation leave, holiday, or other paid leave balance for mental health leave taken in accordance with this section. (Ord. Nos. 32035; 32158; 32604)

**SEC. 34-22.4. COMPASSIONATE LEAVE.**

~~———— (a) Purpose. Compassionate leave is intended for employees with a serious medical condition or injury that prevents the employee from performing any type of work and, due to the employee's medical condition, it is anticipated that the employee will not be able to return to work.~~

(a) Purpose. Compassionate leave is intended for employees with a serious medical condition or injury that prevents the employee from performing any type of work and, due to the employee's medical condition, it is anticipated that the employee will not be able to return to work for an extended period of time or indefinitely.

(b) Eligibility. An employee who has exhausted all accrued leave balances, has completed a minimum of one year of city employment, and accumulated a minimum of 40 hours of sick leave at any time prior to the occurrence of the condition for which the compassionate leave is requested.

(c) Maximum leave allowed. For employees who are approved for compassionate leave, the maximum amount of compassionate leave that may be awarded is 348 hours for a sworn employee in the

emergency response bureau of the fire department, and 232 hours for any other employee. An employee may only be awarded compassionate leave once.

(d) Required approval. An employee's request for compassionate leave must be approved by the employee's department director and the director of human resources. Specific procedures and requirements for the administration of compassionate leave are outlined in the administrative directives of the city. (Ord. Nos. 32035; 32604)

#### **SEC. 34-23. VACATION LEAVE.**

(a) Eligibility. Every permanent employee accrues vacation leave during the initial six months of city employment. Except for a newly hired third-tier executive and above who has been granted discretionary vacation leave pursuant to Subsection (r) of this section, vacation leave may not be used until the initial six months of employment are completed. All vacation leave is forfeited if the employee terminates employment before completing the initial six months of employment.

(b) Reappointments. A person reappointed under conditions described in Section 34-10(a)(1) or (a)(2) accrues vacation leave at a rate determined by the number of years of continuous full-time service retrieved and may both accrue and use vacation leave during the initial six months of employment after reappointment.

(B) for the placement of a son or daughter with the employee for adoption or foster care or to care for the child after placement;

(C) to care for a spouse, son, daughter, or parent of the employee, if the spouse, son, daughter, or parent has a serious health condition;

(D) for a serious health condition that makes the employee unable to perform the functions of the employee's position;

(E) for any qualifying exigency arising out of the fact that the employee's spouse, son, daughter, or parent is a covered military member who is on active duty or has been notified of an impending call or order to active duty in support of a contingency operation; or

(F) to care for a covered service member with a serious injury or illness if the employee is the spouse, son, daughter, parent, or next of kin of the service member.

(d) Administration of family and medical leave. Specific procedures and requirements for the administration of the Family and Medical Leave Act are outlined in the administrative directives of the city. No procedure or requirement adopted by administrative directive may conflict with the Family and Medical Leave Act or Part 825, Title 29 of the Code of Federal Regulations, as amended.

(e) Disciplinary action. Disciplinary action, up to and including discharge from city employment, may be taken against an employee who:

(1) falsifies or misrepresents any facts in order to obtain family and medical leave; or

(2) shares confidential medical information relating to a request for family and medical leave with any person not authorized to receive the information. (Ord. Nos. 22195; 24873; 28024; 29320; 31745)

**SEC. 34-24.2. PAID PARENTAL LEAVE.**

~~— On or after January 1, 2022, a maximum of six weeks of paid parental leave is available to employees following the birth of the employee's child or to care for the child after birth, or for the placement of a child with the employee for adoption or foster care or to care for the child after placement. Specific procedures and requirements for the administration of paid parental leave are outlined in the administrative directives of the city.~~

On or after October 1, 2021, a maximum of six weeks of paid parental leave is available to employees following the birth of the employee's child or to care for the child after birth, or for the placement of a child with the employee for adoption or foster care or to care for the child after placement. Specific procedures and requirements for the administration of paid parental leave are outlined in the administrative directives of the city. (Ord. Nos. 32035; 32604)

**SEC. 34-25. HOLIDAYS.**

(a) Days designated.

(1) The following official holidays will be observed:

(A) New Year's Day (January 1);

(B) Martin Luther King's Birthday (third Monday in January);

(C) President's Day (third Monday in February);

(D) Memorial Day (last Monday in May);

(E) Juneteenth (June 19th);

(F) Independence Day (July 4);

(G) Labor Day/Cesar E. Chavez Day (first Monday in September);

(H) Indigenous People's Day (second Monday in October);

~~of pension benefits in order to enroll in the city's retiree health benefit plan. A retiree who enrolls in the city's post-65 plan under the come-back option and subsequently terminates coverage will not be eligible to reenroll thereafter. The come-back option is available beginning with the 2022 calendar year benefits enrollment period to retirees who meet the eligibility criteria on or after the enrollment period begins.~~

~~(A) A retiree's legally-recognized spouse may be enrolled in the post-65 plan under the come-back option at the same time as the retiree's enrollment, but no spousal enrollment independent of the retiree is permitted.~~

~~(B) Only the spouse to whom the retiree was legally married at the time of separation of employment will be eligible for enrollment under the come-back option.~~

(5) A retiree who is age 65 may enroll in the city's post-65 plan after separating from employment under the "come-back option" if, within 30 days of timely enrolling in the Medicare program, the retiree submits an enrollment request to the city, is eligible to receive an immediately-distributable pension benefit under the Employees' Retirement Fund or Dallas Police and Fire Pension System, and provides satisfactory evidence of continuous comprehensive health plan coverage for the 36-month period immediately preceding the enrollment request. An employee is not required to have commenced receipt of pension benefits in order to enroll in the city's retiree health benefit plan. A retiree who enrolls in the city's post-65 plan under the come-back option and subsequently terminates coverage will not be eligible to reenroll thereafter. The come-back option is available beginning with the 2022 calendar year benefits enrollment period to retirees who meet the eligibility criteria on or after the enrollment period begins. A retiree's legally-recognized spouse may be enrolled in the post-65 plan under the come-back option at the same time as the retiree's enrollment, but no spousal enrollment independent of the retiree is permitted.

(6) All costs of participation in the city's retiree health benefits will be paid solely by individual enrollees based on the coverage elected except that the city will subsidize 50 percent of the costs of coverage for a retiree (but not coverage for a spouse or any dependents) enrolled in the pre-65 plan who was first

hired by the city prior to January 1, 2010 until the earlier of:

(A) the date on which the retiree voluntarily terminates coverage under the pre-65 plan;

(B) the date on which the retiree enrolls in the city's post-65 plan; or

(C) the date in which the retiree's eligibility to participate in the city's pre-65 plan otherwise ends.

(D) No city-paid premium subsidy will be provided for any spousal or dependent coverage elected under the city's retiree health benefit plans. The employee's most recent date of hire or rehire with the city will be used for purposes of determining eligibility for the foregoing city subsidy.

(7) The city will not subsidize any premium or cost associated with enrollment or participation in the Medicare program (including any premiums for Medicare Advantage coverage) by current or retired city employees or their dependents except that the city will pay the monthly premiums for coverage under Part A of the Medicare program for city employees:

(A) whose original date of hire with the city was prior to April 1, 1986;

(B) who are continuously enrolled in the Medicare program from their initial eligibility date;

(C) for whom insufficient Medicare taxes were withheld during city employment to qualify for cost-free Part A coverage; and

(D) who have been continuously enrolled in the city's health benefits plan for active employees, the pre-65 plan, or the post-65 plan, as applicable during city employment and following separation from employment.

(8) The city will not subsidize any premium or cost under the city's retiree health benefit plans for:

(A) any employee who is hired or rehired on or after January 1, 2010;

(B) any dental or vision coverage;

(C) any spousal or dependent coverage;

(D) the come-back option;

(E) enrollment in Part B of the Medicare program; or

(F) any retiree aged 65 or older enrolled in a pre-65 plan. (Ord. Nos. 19340; 20088; 22026; 22296; 22318; 24873; 28024; 29883; 31745; 32004; 32604)

individual of employment opportunities or otherwise adversely affect an employee’s status because of the individual’s race, color, age, religion, sex, marital status, sexual orientation, gender identity and expression, genetic characteristics, national origin, disability, military or veteran status, political opinions, or affiliations. (Ord. Nos. 19340; 22195; 22296; 22318; 24873; 29480; 31745)

SEC. 34-36. RULES OF CONDUCT.

(a) Performance standards.

(1) Every employee is expected to consistently maintain satisfactory performance standards. Continuing performance deficiencies, unlike the isolated rule violations noted in Subsections (b) and (c) of this section, should first be addressed by the mutually cooperative efforts of the supervisor and the employee.

(2) If performance standards are not met, the employee is subject to a formal disciplinary action of reprimand, suspension, demotion, or discharge. The specific action taken determines what, if any, appeal rights are available to the employee.

(b) Unacceptable conduct. The following types of conduct are unacceptable and may be cause for corrective discipline in the form of reprimand, suspension, demotion, or discharge depending upon the facts and circumstances of each case. The examples given are typical but not all-inclusive.

~~(1) Unsatisfactory attendance is exemplified by, but is not limited to, the following violations:~~

~~(A) unexcused absence or tardiness;~~

~~(B) failure to give notice of an absence or tardiness to the supervisor from within two hours before to within 30 minutes after starting time, as prescribed by departmental procedure;~~

~~(C) excessive separate absences or tardiness;~~

~~(D) absence or tardiness that causes service reduction or disruption; or~~

~~(E) excessive amounts of time off the job, regardless of the reason.~~

(1) Unsatisfactory attendance is exemplified by, but is not limited to, the following violations:

(A) unexcused absence or tardiness, including during telework;

(B) failure to give notice of an absence or tardiness to the supervisor from within two hours before to within 30 minutes after starting time, as prescribed by departmental procedure;

(C) excessive separate absences or tardiness;

(D) absence or tardiness that causes service reduction or disruption; or

(E) excessive amounts of time off the job, regardless of the reason.

(2) Position abandonment occurs when an employee is absent from a position for three consecutive work days without authorization, or refuses an order to report to work. The employee is deemed to have abandoned the position and may be discharged.

(3) Inability to come to work occurs when an employee is absent due to an extended illness or injury after sick leave and/or wage supplementation have been exhausted.

(4) Inability or unwillingness to perform assigned work satisfactorily is exemplified by, but is not limited to, the following violations:

(A) failure to follow written or verbal instructions;

(B) arguing over assignments or instructions; or

(C) other deficiencies indicating the employee’s failure to adequately perform the responsibilities of the position.

this subsection within 10 working days after obtaining knowledge of the violation.

(c) Conflict of interest and undue political influence.

(1) Conflict of interest rules. Conflict of interest rules prohibit activities that tend to compromise an employee’s allegiance to the city. These rules are set forth in Chapter 12A, “Code of Ethics,” of this code and in Section 11, Chapter XXII of the city charter.

(2) Undue political influence in a city council election. To avoid undue influence of a city employee on the outcome of a Dallas city council election, and to avoid undue influence of city council members or candidates on a city employee, an employee or employee association shall comply with the regulations set forth in Chapter 12A, “Code of Ethics,” of this code, Section 16(b), Chapter XVI of the city charter, and any applicable court decisions.

(3) Non-city council elections. In an election other than a Dallas city council election, an employee shall comply with the regulations set forth in Chapter 12A, “Code of Ethics,” of this code, Section 16(c), Chapter XVI of the city charter, and any applicable court decisions.

(d) Disciplinary and legal actions. Where the evidence supports a violation of this section, disciplinary action may be taken independently of and prior to any legal action or conviction. (Ord. Nos. 19340; 20251; 22296; 22318; 24873; 28024; 28425; 28794; 31745; 32604)

ARTICLE VI.

DISCIPLINE, GRIEVANCE, AND APPEAL PROCEDURES.

SEC. 34-37. DISCIPLINE PROCEDURES.

(a) Guidelines. The director of human resources is authorized and directed to promulgate guidelines and procedures, consistent with the city charter, ordinances, and civil service rules and regulations, as are reasonably necessary and appropriate to implement the rules of employee conduct and discipline contained in this chapter.

(b) Departmental rules. Because of the variety of services performed by the city, it may be necessary for departments to establish codes of conduct, rules, orders, directives, and procedures to accomplish departmental responsibilities. An employee who violates a departmental code of conduct, rule, order, directive, or procedure is subject to disciplinary action. Departments may designate the level of supervisory or departmental authority at which disciplinary action may be taken or recommended. The provisions of this chapter and the procedures set forth in the administrative directives of the city take precedence over departmental rules.

(c) Pending investigations. When an employee is suspected of a violation of a city, state, or federal law, rule, order, directive, procedure, or regulation that, if proven, would justify disciplinary action, an investigation may be conducted to determine the exact nature and extent of the alleged violation, and the employee may be placed on administrative leave with pay pending the outcome of the investigation and the imposition of disciplinary action.

(d) Disciplinary action; procedures and notices.

(1) Formal disciplinary action includes reprimand, suspension, demotion, or discharge. Removal from a position as a result of a reorganization or reduction in force is not a disciplinary action.

(6) The disposition of a suspension appeal by the assistant city manager, the employees' retirement fund board, or the police and fire pension board, whichever is applicable, is nonappealable.

(i) Final decision.

(1) The disposition of a grievance or an appeal by the assistant city manager, city manager, employees' retirement fund board, secretary of the civil service board, city auditor, or city secretary is nonappealable, except when the grievance or appeal involved a:

(A) claim of discrimination because of an employee's race, color, age, religion, sex, sexual orientation, gender identity and expression, genetic characteristics, national origin, disability, or military or veteran status as it affects the employee's training, promotion, advancement, or transfer, which may be appealed to the civil service board;

(B) civil service rule challenge, which may be appealed to the civil service board; or

(C) demotion or discharge, which may be appealed to the trial board or an administrative law judge, unless provided otherwise in the city charter.

(2) The disposition of a grievance or an appeal by the police and fire pension board is nonappealable, except when the grievance or appeal involved:

(A) a claim of discrimination because of an employee's race, color, age, religion, sex, sexual orientation, gender identity and expression, genetic characteristics, national origin, disability, or military or veteran status as it affects the employee's training, promotion, advancement, or transfer, which may be appealed to the civil service board; or

(B) a civil service rule challenge, which may be appealed to the civil service board.

(j) Nothing in this section conveys upon, implies, or intends to imply that an employee has a

property interest in continued employment or a contract of employment with the city based on any right to grieve or appeal provided by this section or on the nondiscrimination policy stated in Section 34-35 of this chapter. Nothing in this section or in the nondiscrimination policy creates any right or remedy under any law or limits any existing right or remedy provided under any law.

~~—(k) For purposes of this section only, a reference to an assistant city manager also refers to a non-sworn managerial chief designated by the city manager, including, without limitation, chief of economic development and housing, chief of community services, and chief of staff to the city manager.~~

(k) For purposes of this section only, a reference to an assistant city manager also refers to a non-sworn managerial chief designated by the city manager, including, without limitation, deputy city manager, chief of economic development and housing, chief of community services, chief financial officer, and chief of staff to the city manager. (Ord. Nos. 19340; 19562; 21674; 22026; 22195; 22296; 22318; 24873; 24930; 25389; 26182; 26693; 28024; 29480; 30657; 31745; 32604)

**SEC. 34-39. APPEALS TO THE CIVIL SERVICE BOARD.**

(a) General provisions, applicability, jurisdiction, and quorum.

(1) To the extent that a rule adopted by the civil service board and approved by the city council conflicts with a provision of this chapter, this chapter prevails.

(2) In this section:

(A) BOARD means the civil service board of the city.

(B) SECRETARY means the secretary of the civil service board.

(3) This section does not apply to:

(A) a department director, an assistant department director, or other managerial personnel designated by the city council in accordance with



(C) the establishment of a trust, gift, or other similar legal device that transfers the ownership or control of the business, except for transfer by bequest or other operation of law upon the death of the person possessing the ownership or control.

(37) VIP ROOM means any separate area, room, booth, cubicle, or other portion of the interior of an adult cabaret (excluding a restroom and excluding an area of which the entire interior is clearly and completely visible from the exterior of the area) to which one or more customers are allowed access or occupancy and other customers are excluded. (Ord. Nos. 19196; 19377; 20291; 20552; 21838; 23137; 24440; 24699; 25296; 27139)

**SEC. 41A-3. CLASSIFICATION.**

Sexually oriented businesses are classified as follows:

- (1) adult arcades;
- (2) adult bookstores or adult video stores;
- (3) adult cabarets;
- (4) adult motels;
- (5) adult motion picture theaters;
- (6) escort agencies; and
- (7) nude model studios. (Ord. Nos. 19196; 24440; 24699; 25296; 27139)

**SEC. 41A-4. LICENSE AND DESIGNATED OPERATOR REQUIRED.**

(a) A person commits an offense if he operates a sexually oriented business without a valid license issued by the city for the particular type of business.

(b) An application for a license must be made on a form provided by the chief of police. The application must be accompanied by a sketch or diagram showing the configuration of the premises, including a statement of total floor space occupied by the business. The sketch or diagram need not be professionally prepared but must be drawn to a designated scale or drawn with marked dimensions of the interior of the premises to an accuracy of plus or minus six inches. Applicants who must comply with Section 41A-19 of this chapter shall submit a diagram meeting the requirements of Section 41A-19.

(c) Only a person who is an officer of or who has an ownership interest in a sexually oriented business may apply for a license for the business. Each applicant must be qualified according to the provisions of this chapter.

(d) If a person who wishes to operate a sexually oriented business is an individual, he must sign the application for a license as the applicant. If a person who wishes to operate a sexually oriented business is other than an individual, each individual who is an officer of the business or who has a 20 percent or greater ownership interest in the business must sign the application for a license as an applicant. The application must be sworn to be true and correct by each applicant. Each applicant must be qualified under Section 41A-5, and each applicant shall be considered a licensee if a license is granted.

~~—(e) The fact that a person possesses a valid dance hall license does not exempt the person from the requirement of obtaining a sexually oriented business license. A person who operates a sexually oriented business and possesses a dance hall license shall comply with the requirements and provisions of this chapter as well as the requirements and provisions of Chapter 14 of this code when applicable.~~

(e) The fact that a person possesses a valid dance hall license does not exempt the person from the requirement of obtaining a sexually oriented business license. A person who operates a sexually oriented business and possesses a dance hall license shall comply with the requirements and provisions of this chapter as well as the requirements and provisions of Chapter 14 of this code when applicable. The possession of a late hours permit issued under Dallas City Code Section 14-3.1 does not exempt the person from the provisions of Section 41A-14.3(a) of this

chapter.

(f) In addition to identifying those persons required to sign an application under Subsection (b), the application must identify all parent and related

corporations or entities of any person who will own or operate the sexually oriented business and include the names of the officers of each parent or related corporation or entity.

(g) The application must also include the name, address, and telephone number of one or more designated operators who will be present on the premises of the sexually oriented business during all hours of operation. The applicant or licensee shall maintain a current list of designated operators with the chief of police. Before a person may serve as a designated operator of the sexually oriented business, the person must be named in the license application, or a supplement or amendment to the license application, and not be disqualified to operate a sexually oriented business under this chapter.

(h) A licensee commits an offense if he fails to maintain at least one designated operator present on the premises of the sexually oriented business during all hours of operation.

(i) The application must include a current official Texas criminal history report with a fingerprint card (issued within the preceding 12 months) for the applicant, the applicant’s spouse, and each designated operator showing that they are not disqualified to operate a sexually oriented business under this chapter. (Ord. Nos. 19196; 20552; 21838; 24440; 24699; 27139; 32607)

**SEC. 41A-5. ISSUANCE OF LICENSE.**

(a) The chief of police shall approve the issuance of a license by the special collections division of the water utilities department to an applicant within 30 days after receipt of an application unless the chief of police finds one or more of the following to be true:

- (1) An applicant is a minor.
- (2) An applicant or an applicant’s spouse is overdue in payment to the city of taxes, fees, fines, or

penalties assessed against or imposed upon the applicant or the applicant’s spouse in relation to a sexually oriented business.

(3) An applicant has failed to provide information reasonably necessary for issuance of the license or has falsely answered a question or request for information on the application form.

(4) An applicant, an applicant’s spouse, or a designated operator has been convicted of a violation of a provision of this chapter within two years immediately preceding the application.

(5) Any fee required by this chapter has not been paid.

(6) Reserved.

(7) An applicant or the proposed establishment is in violation of or is not in compliance with Section 41A-7, 41A-7.1, 41A-12, 41A-13, 41A-14.1, 41A-14.2, 41A-15, 41A-16, 41A-17, 41A-18, 41A-18.1, 41A-19, 41A-20, or 41A-20.1(a).

(8) An applicant, an applicant’s spouse, or a designated operator has been convicted of a crime:

(A) involving:

(i) any of the following offenses as described in Chapter 43 of the Texas Penal Code:

- (aa) prostitution;
- (bb) p r o m o t i o n o f prostitution;
- (cc) aggravated promotion of prostitution;
- (dd) compelling prostitution;
- (ee) obscenity;

### Code Comparative Table

<u>Ordinance Number</u>	<u>Specified Passage Date</u>	<u>Effective Date</u>	<u>Ordinance Section</u>	<u>City Code Section</u>			
32556 (Cont'd)			18	Amends 18-11			
			19	Amends 18-57			
			20	Amends 27-31(e)			
			21	Amends 27-42(d)			
			22	Amends 27-42(f)			
			23	Amends 42B-5			
			24	Amends 43A-18(b)			
			25	Amends 48B-21			
			26	Amends 49-18.1(c)			
			27	Amends 49-18.1(f)(1)			
			28	Amends 49-18.1(g)			
			29	Amends 49-18.1(i)			
			30	Amends 49-18.2(c)			
			31	Amends 49-18.2(f)			
			32	Amends 49-18.4(b)			
			33	Amends 49-18.4(e)			
			34	Amends 49-18.4(f)			
			35	Amends 49-18.5(a)			
			36	Amends 49-18.5(b)			
			37	Amends 49-18.7(a)			
			38	Amends 49-18.7(b)			
			39	Amends 49-18.9			
			40	Amends 50-82			
			41	Amends 50-101			
			42	Amends 50-116			
			43	Amends 50-137			
			44	Amends 50-149(a)			
			32557	9-20-23		1	Amends 2-53
						2	Adds ch. 2, art. XXXI, 2-175 thru 2-177
						3	Amends 9B-6
						4	Amends 9B-7
						5	Amends 13-7
						6	Amends 13-8(a)
						7	Amends 13-9
						8	Amends 13-10
						9	Amends 13-11
						10	Amends 28-130(a)
						11	Amends 28-130.7(e)
						12	Amends 28-130.12(a)
			32574	10-21-23		1	Amends 31-27
			32597	11-8-23		1	Amends 28-45(a)
						2	Amends 28-50(c)

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			2	Amends 34-4(35)
			3	Amends 34-6
			4	Deletes 34-16(f)
			5	Amends 34-17(b)
			6	Amends 34-19(a)(3)
			7	Amends 34-19(b)(9)
			8	Amends 34-22.3(a)(1)
			9	Amends 34-22.4(a)
			10	Amends 34-24.2
			11	Amends 34-32(c)(5)
			12	Amends 34-36(b)(1)
			13	Amends 34-38(k)
32607	12-13-23		1	Amends 41A-4(e)
32608	12-13-23		1	Adds 7A-4.1
32655	2-14-24		1	Amends 7A-2
32673	3-27-24		1	Amends 17-2.2(c)

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# CITY OF DALLAS, TEXAS

## CODE OF ORDINANCES

### VOLUME III

Contains ~~9/23~~ 4/24 Supplement, current through  
Ordinance ~~32557~~ 32673, passed ~~9-20-2023~~ 3-27-2024

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| <p><del>(1.2) Placement of fill material.</del></p> <p><del>(2) Temporary construction or sales office.</del></p> <p>(1) Attached non-premise sign.</p> <p>(2) Carnival or circus (temporary).</p> <p>(3) Detached non-premise sign.</p> <p>(4) Hazardous waste management facility.</p> <p>(5) Placement of fill material.</p> <p>(6) Temporary construction or sales office.</p> <p>Sec. 51A-4.207. Office uses.</p> <p>(1) Alternative financial establishment.</p> <p>(2) Financial institution without drive-in window.</p> <p>(3) Financial institution with drive-in window.</p> <p>(4) Medical clinic or ambulatory surgical center.</p> <p>(5) Office.</p> <p>Sec. 51A-4.208. Recreation uses.</p> <p>(1) Country club with private membership.</p> <p>(2) Private recreation center, club or area.</p> <p>(3) Public park, playground, or golf course.</p> <p>Sec. 51A-4.209. Residential uses.</p> <p>(1) College dormitory, fraternity or sorority house.</p> <p>(2) Duplex.</p> <p>(3) Group residential facility.</p> <p>(3.1) Handicapped group dwelling unit.</p> <p>(4) Manufactured home park, manufactured home subdivision, or campground.</p> <p>(5) Multifamily.</p> <p>(5.1) Residential hotel.</p> <p>(5.2) Retirement housing.</p> <p>(6) Single family.</p> <p>Sec. 51A-4.210. Retail and personal service uses.</p> <p>(1) Ambulance service.</p> <p>(2) Animal shelter or clinic.</p> <p>(3) Auto service center.</p> <p>(4) Alcoholic beverage establishments.</p> <p>(5) Business school.</p> <p>(6) Car wash.</p> | <p>(7) Commercial amusement (inside).</p> <p>(8) Commercial amusement (outside).</p> <p>(8.1) Commercial motor vehicle parking.</p> <p>(9) Commercial parking lot or garage.</p> <p>(9.1) Convenience store with drive-through.</p> <p>(10) Drive-in theater.</p> <p>(11) Dry cleaning or laundry store.</p> <p>(12) Furniture store.</p> <p>(13) General merchandise or food store 3,500 square feet or less.</p> <p>(14) General merchandise or food store greater than 3,500 square feet.</p> <p>(14.1) General merchandise or food store 100,000 square feet or more.</p> <p>(15) Home improvement center, lumber, brick or building materials sales yard.</p> <p>(16) Household equipment and appliance repair.</p> <p>(16.1) Liquefied natural gas fueling station.</p> <p>(17) Liquor store.</p> <p>(18) Mortuary, funeral home, or commercial wedding chapel.</p> <p>(19) Motor vehicle fueling station.</p> <p>(20) Nursery, garden shop, or plant sales.</p> <p>(21) Outside sales.</p> <p>(21.1) Paraphernalia shop.</p> <p>(22) Pawn shop.</p> <p>(23) Personal service use.</p> <p>(24) Restaurant without drive-in or drive-through service.</p> <p>(25) Restaurant with drive-in or drive-through service.</p> <p>(26) Surface parking.</p> <p>(27) Swap or buy shop.</p> <p>(28) Taxidermist.</p> <p>(29) Temporary retail use.</p> <p>(30) Theater.</p> |
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