

ORDINANCE NO. 20220203-050

AN ORDINANCE AMENDING ORDINANCE NO. 20220118-002 ORDERING A SPECIAL MUNICIPAL ELECTION REGARDING MEASURES TO ELIMINATE LOW-LEVEL MARIJUANA ENFORCEMENT AND BAN NO-KNOCK WARRANTS TO REVISE SECTION 16-1-1 TO REFLECT THE CORRECT SECTION LETTERING AS SET FORTH IN THE CITIZEN-INITIATED ORDINANCE; TO SET THE HOURS OF VOTING ON ELECTION DAY AND ADD EXHIBIT A REGARDING EARLY VOTING DATES, TIMES, AND LOCATIONS; AND DECLARING AN EMERGENCY.

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

PART 1. Ordinance No. 20220118-002 ordering a special municipal election regarding measures to eliminate low-level marijuana enforcement and ban no knock warrants is amended to correct lettering in Section 16-1-1 of the citizen-initiated ordinance so that it accurately reflects the petitioners' ordinance, as follows:

§ 16-1-1 ENDING CITATIONS AND ARRESTS FOR MISDEMEANOR POSSESSION OF MARIJUANA.

(A) Austin police officers shall not issue citations or make arrests for Class A or Class B misdemeanor possession of marijuana offenses, except in the limited circumstances described in §16-1-1(B).

(AB) The only circumstances in which Austin police officers are permitted to issue citations or make arrests for Class A or Class B misdemeanor possession of marijuana are when such citations or arrests are part of:

- (1) the investigation of a felony level narcotics case that has been designated as a high priority investigation by an Austin police commander, assistant chief of police, or chief of police; and/or
- (2) the investigation of a violent felony.

(BC) In every instance other than those described in §16-1-1(B), if an Austin police officer has probable cause to believe that a substance is marijuana, an officer may seize the marijuana. If the officer seizes the marijuana, they must write a detailed report and release the individual if possession of marijuana is the sole charge.

(€D) Austin police officers shall not issue any charge for possession of marijuana unless it meets one or both of the factors described in § 16-1-1(B).


PART 2. Ordinance No. 20220118-002 ordering a special municipal election regarding measures to eliminate low-level marijuana enforcement and ban no- knock warrants is further amended to provide that the hours of voting on election day will be between the hours of 7:00 a.m. and 7:00 p.m. and to add Exhibit A, attached herein, regarding the location of the main early voting polling place, the dates and hours for early voting, and the early voting clerk's official mailing address.

PART 3. The Council finds that the need to immediately begin required preparations for this election constitutes an emergency. Because of this emergency, this ordinance takes effect immediately on its passage for the immediate preservation of the public peace, health, and safety.

PASSED AND APPROVED

February 3, 2022

APPROVED:


Anne L. Morgan
City Attorney

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ATTEST:

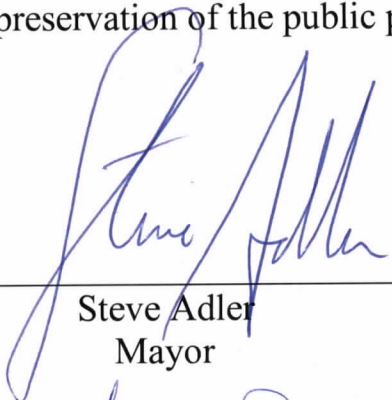
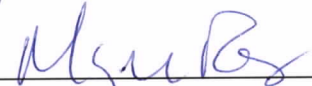

Steve Adler
Mayor

Myrna Rios
City Clerk

EXHIBIT A

Main Early Voting Locations, Early Voting Dates, and Early Voting Clerk Mailing Address May 7, 2022

Main Early Voting Locations:

Travis County: City of Austin Planning and Development Center, 6310
Wilhelmina Dr., Austin, TX

Hays County: Government Center Conference Room, 712 S. Stagecoach Trail, San
Marcos, TX

Williamson County: Williamson County Inner Loop Annex, 301 SE Inner Loop,
Suite 104, Georgetown, TX

Early Voting Dates:

Monday, April 25, 2022 – Tuesday, May 3, 2022; times vary

Designated 12-Hour Days of Early Voting:

Travis County – every Early Voting Day except Sunday, May 1, 2022

Hays County – Monday, May 2, 2022 and Tuesday, May 3, 2022

Williamson County – Monday, May 2, 2022 and Tuesday, May 3, 2022

Early Voting Clerk Mailing Addresses:

Ballots by Mail – Travis County

By Mail voters: P.O. 149325, Austin, Texas 78714-9325

By Contract Carriers/ Fedex: 5501 Airport Blvd., Austin, Texas 78751

Ballots by Mail - Hays County

By Mail Voters: P.O. Box 907, San Marcos, TX 78666

Ballots by Mail – Williamson County

By Mail voters: P.O Box 209, Georgetown, TX 78627