

PETITION TO ALLOW RESIDENTS TO FORCE THE CITY OF DALLAS TO FOLLOW ITS OWN ORDINANCES, ITS OWN CHARTER AND TEXAS STATE LAW

To the Mayor and City Council of the City of Dallas, Texas (“City”): We, the undersigned qualified voters of the City of Dallas, Texas, under Dallas City Charter Ch. II, Sec. 3 and Texas Local Government Code §9.004 hereby petition for an election to amend the City Charter of the City of Dallas, Texas, by adding Ch. XXV. Citizen Enforcement, fully printed on the back page of this petition.

ONLY REGISTERED VOTERS IN THE CITY OF DALLAS, TEXAS, MAY SIGN THIS PETITION. Please fill in ALL blanks that are NOT optional.

Date Signed	Signature	Printed Name	Residence Address	City/State/Zip	Voter Registration Number or Date of Birth	Email (optional)
				DALLAS, TX		
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AFFIDAVIT OF CIRCULATOR

STATE OF TEXAS, COUNTY OF DALLAS, BEFORE ME, the undersigned, on this ___ / ___ / ___ (date) personally appeared _____, (name of person who circulated petition,) who being duly sworn, deposes and says: “I circulated this petition. I called each signer’s attention to the full text of the proposed city charter amendment printed on the back of this petition before the signer affixed their signature to the petition. I witnessed the affixing of each signature. Each signer freely provided all information required on this petition. The correct date of signing is shown on the petition. I verified each signer’s registration status and believe that each signature is the genuine signature of the person whose name is signed and that the corresponding information for each signer is true and correct.” SWORN TO AND SUBSCRIBED BEFORE ME THIS DATE

(SEAL)

X _____

X _____

Signature of circulator

Signature of officer administering oath

 Title of officer administering oath

PROPOSED DALLAS CITY CHARTER AMENDMENT

That the Dallas City Charter is hereby amended by adding Chapter XXV. "CITIZEN ENFORCEMENT" as follows:

SEC 1. RESIDENT ENFORCEMENT.

Any resident of Dallas has standing and may bring an action against the City of Dallas to require the City to comply with any of the provisions of this City Charter, any City ordinance or any law of the State of Texas.

- A. A claimant is entitled to recover in an action brought under this Chapter::
 - 1. declaratory and injunctive relief against the City; and
 - 2. costs and reasonable attorney's fees, if the court orders injunctive or declaratory relief [See Texas Citizens Participation Act and Uniform Declaratory Judgements Act].
 - B. The City's governmental immunity to suit and from liability is waived to the extent of liability created by the Charter, City Ordinance and/or Texas state law.
 - C. Claimants shall notify the City of their claim not later than sixty days before the date such claimant files an action under this Chapter. The notice must reasonably describe the charter provision, ordinance, or state law that the Claimant believes has been or may be violated.
 - D. "resident" shall mean any person who resides in the City of Dallas, and any firm, corporation, limited liability company, joint venture, trust, estate, nonprofit, or association which is physically located in or otherwise conducts business in the City of Dallas.
 - E. If any section, paragraph, clause, or provision of this Section is for any reason held to be invalid or unenforceable, the invalidity or unenforceability of that section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Section, and to this end, the provisions of this Section are declared to be severable. This Section shall supersede the Dallas City Code to the extent there are any conflicts.
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PROPOSED BALLOT LANGUAGE

FOR	}	SHALL THE CITY CHARTER BE AMENDED TO ALLOW CITIZENS TO FORCE THE
		CITY OF DALLAS TO FOLLOW ITS OWN ORDINANCES, ITS OWN CHARTER AND
AGAINST	}	TEXAS STATE LAW?