

**ORDINANCE NO. 2022-17-O**

**AN ORDINANCE OF THE CITY OF PALMVIEW, TEXAS  
AMENDING THE PALMVIEW CODE OF ORDINANCES  
CHAPTER 33. ELECTIONS**

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**ELECTIONEERING**

**§ 33.01 INTRODUCTION.**

In an effort to comply with the state's Election Code, as recently amended by the 83rd Legislative Session, the city has established the following policy to regulate the time, place and manner of electioneering city-owned property.

(Ord. 2014-08, passed 3-18-2014)

**§ 33.02 DEFINITIONS.**

For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

**EARLY VOTING PERIOD.** The period described by Tex. Election Code § 85.001.

**ELECTIONEERING.** The posting, use or distribution of political signs or literature.

**VOTING PERIOD.** The period beginning when the polls open for voting and ending when the polls close or the last voter has voted, whichever is later.

(Ord. 2014-08, passed 3-18-2014)

**§ 33.03 PROHIBITED CONDUCT.**

(A) Except as provided herein, electioneering is prohibited at all times on city-owned property not designated as a polling location.

(B) Electioneering will not be allowed at any time within 100 feet of the polling location when that location is a city-owned property in accordance with the state's Election Code.

(C) Electioneering will be allowed outside the 100-foot marker at polling locations owned by the city, but only during the early voting period and the voting period and at no time before, during or after. This means electioneering on city-owned property can only

take place during the early voting period and voting period. Signage and literature can only be left over night during the early voting period or voting period, but not later than one hour after the early voting period or voting period ends.

(D) The city will not allow tractors, trailer, tents, use of loudspeakers, microphones, megaphone, amplified devices or any other activity not defined as “electioneering” on city-owned property any at time before, during or after the early voting period and the voting period. The use of any type of incendiary equipment such as, but not limited to, barbeque pits or any flammable or combustible equipment or supplies are strictly prohibited on city-owned property.

(E) The city will allow prepared food and beverages such as water or drink that does not contain alcohol. The consumption or distribution of alcoholic beverages or illegal drugs on city property at any time before, during or after the early voting period and the voting period is strictly prohibited.

(F) Threatening or harassing conduct and the use of inappropriate language will not be allowed and may result in the removal of any candidate, measure or political party.

(G) The city will allow the placement of one political sign per candidate, regardless of whether the candidate is on a slate, no larger than four feet by eight feet on designated city-owned property during the early voting period and the voting period. The distribution of literature or other political materials will not be allowed within the 100-foot marker. (Amended Ord. 2022-17-O, passed 9-29-2022)

(H) The city parking lots are for public use and to conduct official city business; therefore, use of handicapped or designated parking spaces will not be allowed for electioneering purposes. All others parking spaces or available area will be limited to one parking space or the equivalent of one parking space per candidate, measure or political party.

(I) Persons with political signs, literature or other political material (i.e., to conduct electioneering) may enter city-owned property no earlier than 12:00 p.m. of the day before the first day of early voting, and shall remove all signage, literature or materials no later than one day after election day. If there is no early voting on city-owned property, then persons with political signs, literature or other political material (i.e., to conduct electioneering) may enter city-owned property no earlier than 12:00 p.m. of the day before the election day, and shall remove all signage, literature or materials no later than one day after election day. This section applies to general elections, special elections, and run-off elections. (Amended Ord. 2022-17-O, passed 9-29-2022)

(J) Electioneering will occur in the designated areas only. Spots will be allocated for each local candidate via lottery system. This will occur at the same time as the candidate draws for their spot on the ballot. These spots shall be designated for the entire voting period,

including early vote, election day, and run-off election period. (Amended Ord. 2022-17-0, passed 9-29-2022)

(K) Electioneering spots will be no larger than a standard 10x10 tent if space permits, but may be reduced to accommodate more candidates if needed.

(L) Caravans of any sort will not be allowed in any of the parking lots or streets leading up to the polling sites.

(M) To ensure compliance with this section, candidates will receive a copy of all rules and regulations and will sign for them to acknowledge such.

(Ord. 2014-08, passed 3-18-2014; Ord. 2021-18-0, passed 9-7-2021) Penalty, see § 10.99

**APPROVED BY**

**PALMVIEW CITY COUNCIL**

ON: 09-29-2022