

ORDINANCE NO. 2003- 01

AN ORDINANCE AMENDING ORDINANCE 1997-01, HEREIN REFERRED TO AS WEEDY LOT-STAGNANT WATERS ORDINANCE; PROVIDING FOR RESPONSIBILITIES AND PENALTIES FOR VIOLATION OF SAID ORDINANCE AND ORDAINING OTHER PROVISIONS RELATING TO THE SUBJECT MATTER THEREOF.

WHEREAS, the City of Penitas operates under the General Laws of the State of Texas;

WHEREAS, the City of Penitas in enacting this amendment to the Weedy Lot Ordinance intends to protect the welfare, health, peace and public safety of its citizens;

WHEREAS, on the 22<sup>nd</sup> day of October 19, 1996 the City of Penitas enacted Ordinance 1997-01, and

WHEREAS, the Board of Aldermen wish to amend said ordinance relating to subsequent violations of said Weedy Lot Ordinance,

THEREFORE Be it Resolved And Ordained by The Board of Aldermen of the City of Penitas, to wit

1. The Board of Aldermen find that all requirements of law have been met in the passing of this Ordinance;
2. The following language is hereby added and amended to Ordinance 1997-01, to wit:

Subsequent violations of the same kind or nature as provided herein, occurring on or before the anniversary date of the written notice will cause the city to post a notice of violation on a placard attached to a stake driven into the ground on the property which in violation relates. Such notice shall require the abatement of such nuisance by mowing and removing of such weeds, rubbish, brush or any other unsightly, objectionable or unsanitary matter of whatever nature as a cause may be, within forty-eight (48) hours from the date of service of such notice. Such notice shall further state that in default of the performance of the above condition, at once, cause such abatement to be done and charge the cost expenses incurred in doing or having such work done or improvements made, to the owner of such property. Any person violating this section of the Ordinance shall be guilty of misdemeanor and shall be punishable by fine not to exceed \$500.00.

Shall any phrase, word, sentence, paragraph or portion of this Ordinance be found void or voidable or unconstitutional, the remaining portion shall remain in full force and effect.

Should any word, phrase, sentence, paragraph contained herein conflict with Ordinance 1997-01, this Ordinance shall supercede said Ordinance 1997-01.

PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF PEÑITAS, TEXAS on this 5<sup>th</sup> Day of March, 2003, at a Regular and Duly Called Meeting of the Board of Aldermen of the City of Peñitas at which a Quorum was present, in which was held in accordance with Chapter 551, of the Texas Government Code.

SIGNED ON THIS THE 5<sup>TH</sup> DAY OF MARCH, 2003

City of Peñitas

Mayor Servando Ramirez

ATTEST:

Alma Vargas, City Secretary

APPROVED AS TO FORM

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