

ORDINANCE NO. 525-17

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF SANSOM PARK, TEXAS, ZONING ORDINANCE BY AMENDING SECTION 4.12- PERMITTED USE TABLE BY AMENDING FURNITURE, FIXTURE AND APPLIANCE STORE TO A PERMITTED USE IN THE COMMERCIAL DISTRICT AND THAT NO OUTSIDE STORAGE IS ALLOWED AND OUTSIDE DISPLAY IS ALLOWED ONLY DURING BUSINESS HOURS; PROVIDING A CUMULATIVE CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Sansom Park, Texas, is a Type A General-Law municipality; and

WHEREAS, Section 51.001 of the Texas Local Government Code authorizes municipalities to adopt any ordinance, act, law or regulations, not inconsistent with State law, that is necessary for the government, interest, welfare or good order of the City; and

WHEREAS, the City Council of the City of Sansom Park provided notice as required by law and conducted a public hearing on June 1, 2017, in accordance with Texas Local Government Code 211.007 and finds and determines that the Code of Ordinances of the City of Sansom Park, Texas, Zoning Ordinance, , Ordinance No. 480-14, as amended, (Zoning Ordinance) should be amended by amending Section 4.12 – Permitted Use Table by amending Furniture, Fixture and Appliance Store to a permitted use in the commercial district and that no outside storage is allowed and outside display is allowed only during business hours as shown in Attachment “A”.

WHEREAS, the City Council of the City of Sansom Park, Texas, has found that the following amendments to the City’s zoning ordinance will promote the public health, safety and welfare of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANSOM PARK, TEXAS, THAT:

**SECTION I
FINDINGS OF FACT**

The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

**SECTION II
PERMITTED USE TABLE**

Exhibit “A” of the Code of Ordinances of the City of Sansom Park, Texas, Zoning Ordinance, is hereby amended by amending Section 4.12 –Permitted Use Table by amending Furniture, Fixture and Appliance Store to a permitted use in the commercial district and that no outside storage is allowed and outside display is allowed only during business hours as shown in Attachment “A”.

**SECTION III
CUMULATIVE CLAUSE**

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Sansom Park, Texas, as amended, except where the provisions are in direct conflict with the provisions of other ordinances, in which event the conflicting provisions of the other ordinances are hereby repealed.

**SECTION IV
SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION V
PENALTY CLAUSE**

Any person, firm or corporation, violating any of the provisions or terms of this Ordinance, or the Zoning Ordinance, as amended hereby, shall be deemed guilty of a misdemeanor and upon conviction, shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense and each and every day such violation shall continue shall constitute a separate offense.

**SECTION VI
PUBLICATION CLAUSE**

The City Secretary of the City of Sansom Park is hereby directed to publish the caption, the penalty clause and effective date clause in the official newspaper at least once within ten (10) days after the passage of this Ordinance.

**SECTION VII
EFFECTIVE DATE**

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

PASSED AND APPROVED this the 1st day of June, 2017.

ATTEST:

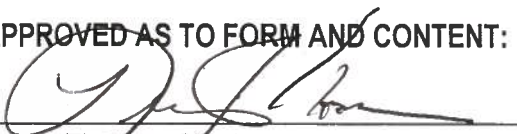


Wendy Blocker, City Secretary



Crystal Harris, Mayor Pro-Tem

APPROVED AS TO FORM AND CONTENT:



D. Lee Thomas, City Attorney



