

Ordinance No. 2000-1

AN ORDINANCE PROVIDING FOR THE ORDERLY, SAFE AND HEALTHFUL DEVELOPMENT OF THE AREA WITHIN THE TERRITORIAL JURISDICTION OF THE TOWN OF ANNETTA NORTH, TEXAS; REGULATING THE TYPE OF FENCES THAT MAY BE CONSTRUCTED ADJACENT TO QUAIL RIDGE ROAD; STIPULATING THE CONDITIONS UNDER WHICH PERMITS AND AUTHORIZATIONS SHALL BE WITHHELD; STIPULATING SUBMITTAL PROCEDURES; AND DECLARING EMERGENCY

PREAMBLE

Whereas, the City has had under consideration the matter of fencing regulations for an extended period of time; and

Whereas, the City has issued public notice of a hearing to be held on a proposed ordinance considering the regulation of fences adjacent to public roads; and

Whereas, said hearing was held and all present were given full opportunity to express their views for and against the passage of said ordinance; and

Whereas, the Board of Alderman deems it in the best of interest of the people who are now, and who will be, living within the jurisdiction of the City, that an ordinance be passed to ensure an orderly, economical development of the City, to provide adequate Municipal facilities and services, and to protect and promote the general welfare, health, and safety of the community;

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COMMISSION OF THE TOWN OF ANNETTA NORTH, PARKER COUNTY, TEXAS;

ARTICLE I

PURPOSE

I. I. The purpose of this ordinance is to provide for the orderly, safe and healthful development of the area within the City and to promote the health, safety, and general welfare of the community. Accordingly, all fences erected adjacent to public roads must be constructed in accordance with prescribed standards and approved by the City Commission.

ARTICLE II

Definitions

II. 1. The following words and phrases when used in this ordinance shall for the purpose of this ordinance have meanings respectively ascribed to them in this section, unless a different meaning is plainly required by context.

II. 2. City: The TOWN OF ANNETTA NORTH, Texas

II. 3. Commission: The governing body of the City.

II. 4. Person: Any individual, association, firm, corporation, governmental agency, or political subdivision. Any office referred to in this ordinance by title means the person employed or appointed by the city in that position and / or his duly authorized representative.

II. 5. Road: A public right-of-way, however designated, which is intended primarily to serve traffic within the city, which provides vehicular access to adjacent land, and which is not necessarily continuous through several subdivisions.

II. 6. Adjacent to Road: This denotes an area within 75 feet of the edge of the right-of-way.

ARTICLE III

Requirements

III. 1. Fencing Material: Any durable material suitable for fence construction is acceptable. The choice of materials will be left to the property owner.

III.2. Fence Design: Overall appearance will be neat and attractive. The choice of material to use and the design of the fence should not detract from a feeling and sense of openness along the roads. No solid fences greater than three feet in height will be permitted without specific approval of the commission.

ARTICLE IV

Approvals

IV. 1. Specific approval of each fence will not be required. However, any fence found to be in violation of this ordinance is subject to removal by the owner, at the owner's expense, within 30 days of such notification of violation from the commission. Failure to remove the fence will result in a \$500.00 (five hundred dollar) fine and possible removal by the city. Any expenses incurred by the city will be billed back to the owner.

IV. 2. If a property owner wishes to deviate from the requirements of this ordinance, a written request must be submitted to the commission. The request must specify the material and design of the fence and include a scale drawing of the same.

IV. 3. The Board of Aldermen will vote to approve or deny any requests for deviation submitted at each regular meeting.

PASSED AND ADOPTED by the Board of Aldermen of the TOWN OF ANNETTA NORTH, Parker County, State of Texas, this _____ day of _____ 2000.

APPROVED:

Mayor

ATTEST:

By: _____
City Secretary