

ORDINANCE NO. 21-289

CITY OF WOODCREEK, TEXAS

AMENDMENT TO CHAPTER 50 OF THE CODE OF ORDINANCES

WATER QUALITY ORDINANCE

AN ORDINANCE AMENDING THE CITY OF WOODCREEK CODE OF ORDINANCES AT TITLE V ("PUBLIC WORKS"), CHAPTER 50 ("WATER QUALITY"), SECTION 50.37 ("IMPERVIOUS COVER"); PROVIDING FOR ENACTMENT, REPEALER, SEVERABILITY, CODIFICATION, AND EFFECTIVE DATE, AND FINDING PROPER NOTICE AND MEETING.

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City has general authority to amend an ordinance that is for good government and order of the City; and

WHEREAS, the City Council finds that addressing non-point source pollution control management policies which shall govern the planning, design, construction, operation and maintenance of drainage, erosion and water quality control facilities within city's jurisdiction is for good government and order of the City; and

WHEREAS, the City Council further finds that amending the City Code to provide for additional measures to control and manage the quality of storm water runoff from points and surfaces within subdivisions is for good government and order of the City; and

WHEREAS, the City Council finds that inground swimming pools can act as a rainwater and stormwater detention area, and that setting a limit as to the surface area of a swimming pool that may serve as impervious cover is for good government and order of the City

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Woodcreek:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

Chapter 50 ("Water Quality") of the Code of Ordinances of the City of Woodcreek is amended at Section 50.37 so as to read in accordance with *Attachment A*, which are attached hereto and incorporated into this Ordinance for all intents and purposes.

3. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. CODIFICATION

The City Secretary is hereby authorized and directed to record and publish the language of Chapter 50, as amended by this Ordinance, in the City's Code of Ordinances.

6. EFFECTIVE DATE


This Ordinance shall be effective immediately upon its passage and the publication of caption of this ordinance as provided by law.

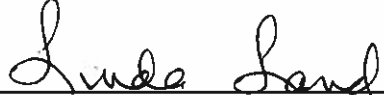
7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was attended by a quorum of the City Council, was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

City of Woodcreek Ordinance 21-289
Amendment to Chapter 50

PASSED & APPROVED this, the 13th day of January 2021, with a roll call vote. The motion was made by Councilmember Judy Brizendine and seconded by Councilmember Bob Hambrick. The following voted aye: Councilmember Judy Brizendine, Councilmember Bob Hambrick, and Mayor Pro Tem Aurora F. LeBrun. The following voted nay: Councilmember Brent Pulley and Councilmember Rasco. There were no abstentions. The motion passed with a 3-2-0 vote.


Gloria Whitehead, Mayor


Linda Land, City Secretary

Attachment "A"

City of Woodcreek

CODE OF ORDINANCES

TITLE V: PUBLIC WORKS

CHAPTER 50: WATER QUALITY

§ 50.37 Impervious Cover

- (C) (6) Fifty percent of the horizontal water surface area of an inground swimming pool;
~~Swimming pool water surface area;~~