

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING PARAGRAPH 4, ARTICLE XXIII OF APPENDIX III OF THE CITY CODE OF THE CITY OF MESQUITE, TEXAS, THE SAME BEING THE 1964 ZONING ORDINANCE OF SUCH CITY; BY DELETING FROM SUCH PARAGRAPH SO AMENDED THE REQUIREMENT THAT A THREE-FOURTHS (3/4) VOTE OF THE GOVERNING BODY SHALL BE REQUIRED BEFORE ANY PROPOSED AMENDMENT, SUPPLEMENT OR CHANGE, NOT APPROVED BY THE PLANNING COMMISSION, SHALL BECOME EFFECTIVE; BY SPECIFICALLY RETAINING ALL PROVISIONS OF THE AFORESAID APPENDIX III OF THE CITY CODE OF MESQUITE NOT HEREIN REPEALED; BY PROVIDING A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. AMENDMENT

That paragraph 4, Article XXIII, of Appendix III of the City Code of the City of Mesquite, Texas, the same being the 1964 Zoning Ordinance of such city shall be, and the same is, hereby amended to read as follows; to wit:

"Where a protest against such proposed amendment, supplement or change has been filed with the City Secretary, duly signed and acknowledged by the owners of twenty per cent or more either of the area of the lots included in such proposed change or those immediately adjacent in the rear thereof extending two hundred feet therefrom or of those directly opposite thereto extending two hundred feet from the street frontage of such opposite lots, such amendment shall not become effective except by a three-fourths (3/4) vote of the governing body."

SECTION 2. PROVISIONS RETAINED

That all other provisions of Appendix III of the City Code of the City of Mesquite, the same being the 1964 Zoning Ordinance of such city, not herein specifically repealed by amendment, shall remain, and the same are hereby declared to be, in full force and effect.

SECTION 3. SEVERABILITY


That if any word, phrase, paragraph, section, subsection or portion of this ordinance shall be deemed to be invalid or unconstitutional, such

invalidity or unconstitutionality shall not affect the remaining portion of said ordinance, nor the provisions of Appendix III of the City Code of the City of Mesquite, and such provisions left unaffected shall remain in full force and effect.

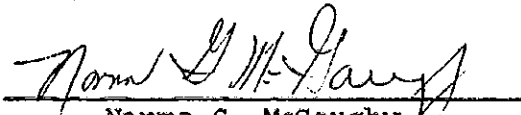
SECTION 4.        EMERGENCY

That the present ordinances of the City of Mesquite are not adequate to provide for the proper administration of the Zoning Ordinance of the City, creates an urgency and an emergency in the interest of the public health, safety and welfare and necessitates that this ordinance become effective immediately from and after its date of passage.

PASSED AND APPROVED by the City Council of the City of Mesquite, on this the 2 day of February A.D., 1970

  
George Boyce  
Mayor

ATTEST:

  
Norma G. McGaughy  
City Secretary

APPROVED AS TO FORM:

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William R. Springfield  
City Attorney