

2
31800
C0217

ORDINANCE NO. 1021

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 19, OF THE CODE OF THE CITY OF MESQUITE BY PROVIDING THAT IN ADDITION TO THE PROVISIONS OF THIS CHAPTER, PROPERTY OWNERS SHALL BE REQUIRED TO CUT AND REMOVE GRASS, WEEDS, TRASH AND OTHER UNSIGHTLY MATTER ON ALL OF ANY TRACT OF LAND NOT EXCEEDING FIVE (5) ACRES; BY PROVIDING THAT THE OBLIGATION TO CUT AND REMOVE GRASS, WEEDS, BRUSH AND OTHER UNSIGHTLY MATTER SHALL EXTEND TO THE REAR PROPERTY INCLUSIVE OF UTILITY EASEMENTS AND FROM THE PROPERTY LINE TO THE EDGE OF PAVEMENT OF ALLEYS OR TO THE CENTER OF AN UNPAVED ALLEY; BY PROVIDING A NEW FEE SCHEDULE; BY PROVIDING THAT THE STATEMENT OF EXPENSE BE SIGNED BY THE MAYOR OR CITY HEALTH OFFICER AS PROVIDED BY STATUTE; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE, AND DECLARING AN EMERGENCY.

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

SECTION 1. That Chapter 19, of the Code of the City of Mesquite, Texas, is hereby amended to provide the following, in all other respects to remain in full force and effect:

- A. In addition to the provisions contained in this Chapter, any person required hereunder to cut and remove grass and weeds, brush and other unsightly matter, shall be required to cut and remove same on all of any tract of land not exceeding five (5) acres where such tract is unfenced or is adjacent to improved property. Provided, however, that lands dedicated to agricultural use and actually so used shall not be subject to the requirement of cutting and removal of vegetation.
- B. The obligation to cut and remove grass, weeds, brush and other unsightly matter shall extend to the rear property inclusive of utility easements and from the property line to the edge of pavement of alleys. In the event an alley is unpaved, the obligation shall extend to the center of the alley.

SECTION 2. Section Six (6) of this Chapter is amended to provide the following fee schedule, in all other respects to remain in full force and effect:

All lots up to 12,000 square feet-----\$30.00
 All lots up to 12,000 square feet to one acre-\$40.00
 Each additional acre or part thereof-----\$ 7.50

SECTION 3. Section Seven (7) of this Chapter is amended to provide that the statement of expenses required in said Section to be signed by the City Manager, shall be signed by the Mayor or the City Health Officer as provided in Article 4436, Vernon's Annotated Civil Statutes; in all other respects to remain in full force and effect.

SECTION 4. Should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this Ordinance shall remain in full force and effect.

SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed to be guilty of a misdemeanor and upon conviction in the Corporation Court shall be subject to a fine not to exceed Two Hundred (\$200.00) Dollars for each offense, and each and every day such violation continues shall constitute a separate offense.


SECTION 6. The fact that the Code of the City of Mesquite, Texas, is inadequate to afford the necessary protection to the inhabitants of the City constitutes an urgency and an emergency for the preservation of the public health, safety and welfare of its citizens and requires that this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance, as the law in such cases provides.

DULY PASSED by the City Council of the City of Mesquite, Texas, on the 17 day of April, A.D., 1972.


 George Boyce
 Mayor

ATTEST:

APPROVED AS TO FORM:


 Norma G. McGaughy
 City Secretary

 Elland Archer
 City Attorney