

ORDINANCE NO. 1869

00255

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, DESIGNATING THE MESQUITE CITY COUNCIL AS THE AIRPORT ZONING BOARD; APPOINTING THE MESQUITE PLANNING AND ZONING COMMISSION AS THE AIRPORT ZONING COMMISSION; APPOINTING THE DIRECTOR OF COMMUNITY DEVELOPMENT AS THE ADMINISTRATIVE OFFICIAL; AND CREATING AN AIRPORT BOARD OF ADJUSTMENT AND ESTABLISHING THE MEMBERSHIP THEREOF; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

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

SECTION 1. That the Mesquite City Council, pursuant to the provisions of the Airport Zoning Act, Texas Rev. Civ. Stat. Ann., Article 46e-3, is hereby designated the Airport Zoning Board, which Board shall have the powers and exercise the duties authorized under the provisions of the Airport Zoning Act as amended, Texas Rev. Civ. Stat. Ann., Article 46e-1, et. seq.

SECTION 2. That the Mesquite Planning and Zoning Commission is hereby appointed the Hudson Airport Zoning Commission, which Commission shall have the powers and exercise the duties prescribed in the Airport Zoning Act, Tex. Rev. Civ. Stat., Ann., Article 46e-5 (2).

SECTION 3. That the Director of Community Development of the City of Mesquite is hereby appointed the administrative official in regard to airport zoning, which official shall have and exercise the responsibility to administer and enforce such Airport Zoning regulations as may be adopted by the Hudson Airport Zoning Board.

SECTION 4. That an Airport Board of Adjustment is hereby created and shall be composed of five members. Three members shall be appointed by the Mesquite City Council and two members shall be appointed by the Sunnyvale Town Council.

SECTION 5. 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.

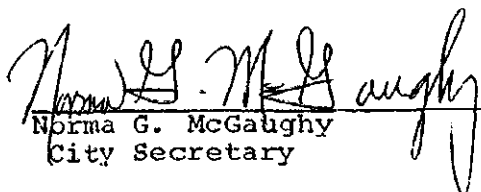
SECTION 6. The fact that the present ordinances of the City of Mesquite do not adequately provide for airport zoning hazards creates an urgency and emergency and requires that this ordinance shall take effect immediately from its passage and publication as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas, on the 21st day of March, A.D., 1983.


LEN GIBBENS
MAYOR

ATTEST:

APPROVED AS TO FORM:


Norma G. McGaughy
City Secretary

Elland Archer
City Attorney