

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING SECTION 14B-6 OF THE CODE OF THE CITY OF MESQUITE BY REQUIRING A PERFORMANCE BOND IN THE AMOUNT OF FIVE HUNDRED (\$500.00) DOLLARS AS A PREREQUISITE TO THE ISSUANCE OF A PERMIT FOR A TEMPORARY OFF-SITE SIGN TO GUARANTEE REMOVAL OF SAME WITHIN THIRTY (30) DAYS AFTER EXPIRATION OF VARIANCE PERIOD; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS 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 Section 14B-6 of the Code of the City of Mesquite is hereby amended by adding the following language; in all other respects to remain in full force and effect:

When permission to erect a temporary off-site sign is granted by the City Council, before a permit to erect such sign is issued the party erecting same shall provide to City a performance bond to be approved by the City Attorney in the amount of five hundred (\$500.00) dollars payable to the City of Mesquite, Texas and conditioned that the sign will be removed and the site cleared within thirty (30) days after expiration of the period for which the permission is granted.

SECTION 2. That all ordinances, or portions thereof, of the City of Mesquite in conflict with the provisions of this ordinance, to the extent of such conflict are hereby repealed. To the extent that such ordinances or portions thereof not in conflict herewith, the same shall remain in full force and effect.

SECTION 3. That should any paragraph, sentence, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same shall not affect the validity of this ordinance as a whole or any part or provision hereof other than the part so decided to be invalid, illegal, or unconstitutional and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

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SECTION 4. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be deemed to be guilty of a Class C Misdemeanor and subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of 1973, of the City of Mesquite, and upon conviction in the Municipal Court shall be punished by a fine not to exceed Two Hundred (\$200.00) Dollars for each offense.

SECTION 5. The fact that the present ordinances of the City of Mesquite are inadequate to compel the prompt removal of off-site signs creates an urgency and an emergency for the preservation of the public health, safety, and welfare and requires that this ordinance shall take effect immediately from and after its passage and publication of said ordinance, as the law in such cases provides.

DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas on the 18th day of February, A.D., 1985.

  
Mrs. Brunhilde Nystrom  
Mayor

ATTEST:

APPROVED AS TO FORM:

  
Lynd Prugel  
City Secretary

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Elland Archer  
City Attorney