

ORDINANCE NO. 2930

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING SECTION 15-44 OF THE CODE OF THE CITY OF MESQUITE RELATING TO RESIDENTIAL REPAIR OF DEFECTIVE, ETC., SIDEWALK, ETC.; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Section 15-44 of the Code of the City of Mesquite is hereby amended as follows, in all other respects said Code to remain in full force and effect:

- A. That Section 15-44 Repair of defective, etc., sidewalk, etc., by abutting property owner; notice to repair; failure to comply with notice, is hereby deleted.
- B. That a new Section 15-44 Repair of defective, etc., sidewalk, etc., by abutting property owner; notice to repair; failure to comply with notice, is hereby added to read as follows:

Sec. 15-44. Repair of defective, etc., sidewalk, etc., by abutting property owner; notice to repair; failure to comply with notice.

When a sidewalk, driveway, curb, gutter, or appurtenance becomes defective, unsafe, or hazardous, it shall be the duty of the owner of the abutting property to reconstruct or repair same, and the expense of such work shall be borne by the abutting property owner. When a sidewalk, driveway, curb, gutter, or appurtenance is found to be defective, unsafe, or hazardous, the Building Official shall notify the owner of the abutting property to reconstruct or repair same.

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of the City of Mesquite in conflict with the provision of this ordinance, to the extent of such conflict are hereby repealed.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


SECTION 3. 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 upon conviction in the Municipal Court shall be punished by a fine not to exceed Five Hundred (\$500.00) Dollars for each offense.

SECTION 4. The fact that the present ordinances of the City of Mesquite are inadequate to protect the health and welfare of the inhabitants of the City of Mesquite creates an urgency and an emergency and necessitates that this ordinance become effective

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immediately from and after its date of passage and the publication of its caption 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 October, 1993.



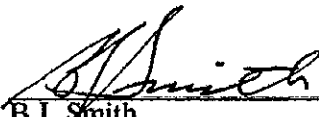
Cathye Ray
Mayor

ATTEST:

APPROVED:



Lynn Prugel
City Secretary



B.J. Smith
City Attorney