

ORDINANCE NO. 3966

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING CHAPTER 15 OF THE CODE OF THE CITY OF MESQUITE BY DELETING SECTION 15-44(C)(4) IN ITS ENTIRETY AND ADDING A NEW SECTION 15-44(C)(4) REGARDING THE METHOD OF PAYMENT FOR THE 50/50 COST SHARE PROGRAM TO RECONSTRUCT OR REPAIR EXISTING SIDEWALKS, CURBS, GUTTERS AND DRIVEWAY APPROACHES; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY NOT TO EXCEED FIVE HUNDRED (\$500.00) DOLLARS FOR EACH OFFENSE; AND DECLARING AN EFFECTIVE DATE THEREOF.

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

SECTION 1. That Chapter 15 of the Code of the City of Mesquite is hereby amended by deleting Section 15-44(c)(4) in its entirety and adding a new Section 15-44(c)(4) to read as follows, in all other respects said Code and Chapter to remain in full force and effect:

- (4) *Method of payment:* The abutting property owner shall make payment to the City in the full amount of their share prior to commencement of reconstruction/repair or in 12 or 24 monthly payments. No interest will be charged if payments are made according to the agreed-to schedule. If a balance remains unpaid at the end of the agreed-to schedule, interest will be charged on an annual rate of six percent until the outstanding balance is paid. Payment agreements must be made through the City Tax Office with the first payment due and paid prior to commencement of the reconstruction/repair and each subsequent payment due on the dates set forth in the agreement.

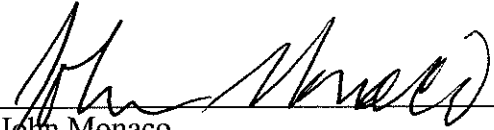
SECTION 3. That all ordinances or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

SECTION 4. That should any word, sentence, clause, paragraph or provision of this ordinance be held to be invalid or unconstitutional, the validity of the remaining provisions of this ordinance shall be affected and shall remain in full force and effect.


SECTION 5. 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 6. That this ordinance shall take effect immediately from and after its passage.


DULY PASSED AND APPROVED by the City Council of the City of Mesquite, Texas,  
on the 7th day of July, 2008.

  
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John Monaco  
Mayor

ATTEST:

  
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Judy Womack  
City Secretary

APPROVED:

  
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B. J. Smith  
City Attorney