

ORDINANCE NO. 3980

AN ORDINANCE OF THE CITY OF MESQUITE, TEXAS, AMENDING THE MESQUITE SUBDIVISION ORDINANCE ADOPTED ON SEPTEMBER 4, 1973, BY DELETING SECTION E(8) IN ARTICLE III IN ITS ENTIRETY AND ADDING NEW SECTION E(8) TO ARTICLE III; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND DECLARING AN EMERGENCY.

WHEREAS, in order that the intended purposes of the Subdivision Ordinance are best served, it has been determined necessary to amend certain language of said ordinance; and

WHEREAS, the City Council did give public notice and did hold a public hearing regarding the proposed amendment.

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

SECTION 1. That the Mesquite Subdivision Ordinance adopted on September 4, 1973, be and the same is hereby amended by deleting Section E(8) in Article III in its entirety and adding new Section E(8) to Article III to read as follows, said Ordinance and Articles in all other respects to remain in full force and effect:

(1) *Article III, Section E(8).* Amend by deleting Section E (8) in Article III in its entirety and adding new Section E(8) to Article III to read as follows:

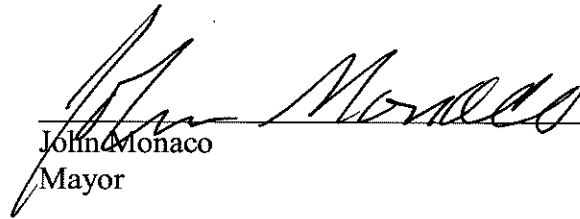
(8) *Engineering inspection fee.* In order to defray the administrative costs of inspection, the developer shall submit an engineering inspection fee prior to the release of engineering plans in the amount shown in the current fee schedule as adopted by the City Council. The engineering inspection fee shall cover site improvements including but not limited to streets, alleys, median improvements, water lines, fittings, valves, fire hydrants, RPZs, sanitary sewer lines, lift stations, manholes, storm sewer lines, drainage structures, bridges, culverts, screening walls and retaining walls, but excludes work within the building footprint, concrete and asphalt parking lots, sidewalks, barrier-free ramps, private landscaping and irrigation.

SECTION 2. 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or portions thereof in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed.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 3. 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 not be affected and shall remain in full force and effect.


SECTION 4. That to insure the intended purposes of the Subdivision Ordinance are best served, it has been determined necessary to amend certain language of said ordinance, creating an urgency and an emergency for the preservation of the public health, safety and welfare, and requiring 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 4th day of August, 2008.

  
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John Monaco  
Mayor

ATTEST:

APPROVED:

  
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Judy Womack  
City Secretary

  
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B.J. Smith  
City Attorney