

CITY OF THORNDALE
ORDINANCE NO. 2006-01

AN ORDINANCE OF THE CITY OF THORNDALE, TEXAS ADOPTING CHAPTER 214, SUBCHAPTER A, OF THE LOCAL GOVERNMENT CODE, REPEALING ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; CONTAINING PENALTIES NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) FOR EACH OFFENSE EXCEPT WHERE A DIFFERENT PENALTY HAS BEEN ESTABLISHED BY STATE LAW AND EACH AND EVERY DAY SAID VIOLATION IS CONTINUED SHALL CONSTITUTE A SEPARATE OFFENSE; PROVIDING A SEVERABILITY CLAUSE ; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR PUBLICATION.

WHEREAS, it is deemed in the best interest of the City of Thorndale for the health, safety, and welfare of its citizens that an ordinance be established to regulate substandard structures within the city of Thorndale; and

WHEREAS, this ordinance shall be known as the "Substandard Building Abatement Ordinance" of the City of Thorndale, Texas.

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

SECTION 1. There is hereby adopted, provisions of Chapter 214, Subchapter A, of the Texas Local Government Code, as amended from time to time, relating to dangerous structures.

SECTION 2. That if any provision of this ordinance or its application to any person or circumstances is held invalid for any reason, the invalidity does not effect any other provision or applications of this ordinance which can be given effect without the invalid provision or application, and to this extent the provisions of this ordinance are declared to be severable.

SECTION 3. All other ordinances, parts of ordinances or resolutions in conflict with this ordinance are hereby repealed to the extent of any such conflict.

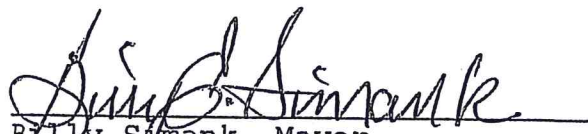
SECTION 4. A person who violates any provision of this ordinance or who fails to performs an act required by this ordinance that governs health and sanitation commits an

offense and shall be guilty of a class "C" misdemeanor for each day or portion thereof during which the violation is continued. An offense under this ordinance is punishable by a fine not to exceed two thousand dollars (\$2,000), or the amount fixed by State law if the violation is one for which the State has fixed a fine.

SECTION 5. The City Clerk is hereby authorized and directed to publish the caption of this ordinance, together with the penalty provision contained herein, in the manner and for the length of time prescribed by law.

SECTION 6. This ordinance was introduced before the Thorndale City Council on the 10th day of May, 2006.

PASSED, APPROVED, and ADOPTED on the 10th day of May, 2006.


Billy Simank, Mayor

ATTEST:


Denise, Melde, City Clerk


CERTIFICATE

THE STATE OF TEXAS

COUNTY OF MILAM

I, Denise Melde, being the current City Clerk of the City of Thorndale, Texas, do hereby certify that the attached is a true and correct copy of Ordinance No. 2006-01, passed and approved by the City Council of the City of Thorndale, Texas, on the 10th day of May, 2006, and such Ordinance was duly introduced, passed, approved and adopted at meetings open to the public and notices of the meetings, giving the dates, places, and subject matter thereof, were posted as prescribed by Government Code Section 551.043.

Witness my hand and seal of office this 10th day of May, 2006.


Denise Melde
City Clerk

Substandard building defined.

All buildings or structures which have any or all of the following defects or lack of facilities shall be deemed substandard buildings;

- (1) All buildings or structures which have water closets, urinals and lavatories or which have pit privies where the same are not permitted by law, or which are not connected to the city sewer when required by law, or where inadequate pit privies or septic tanks are maintained.
- (2) All buildings or structures that have become deteriorated through natural causes or by damage through exposure to the elements, especially wind, hail, or rain, or damage through fire, to the extent that the roof, windows and doors, or portions of the house, building, or structure which protect from the weather, will no longer reasonably protect from the weather.
- (3) All buildings or structures which are so structurally deteriorated that they are in danger of collapse, or which cannot be expected to withstand the reasonably anticipated storms and /or hurricanes.
- (4) All buildings or structures so constructed or permitted to be so constructed as to constitute a menace to health or safety including all conditions conducive to the harboring of rats or mice or other disease carrying animals or insects reasonably calculated to spread disease, and including such conditions hazardous to safety as inadequate bracing or the use of deteriorated materials.