

ORDINANCE 2575

AN ORDINANCE AMENDING THE HURST CODE OF ORDINANCES, CHAPTER 5, BUILDING REGULATIONS, SECTION 5-1 – CODES, APPEALS AND ADVISORY BOARD; CONTAINING A REPEALING CLAUSE, SEVERABILITY CLAUSE; AND, PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Hurst is a Home Rule municipality having full powers of self-government and may enact ordinances relative to its citizens' health, safety, and welfare that are not inconsistent with the Constitution and laws of the State; and

WHEREAS, the City of Hurst is authorized by law to adopt the provisions contained herein, and has complied with all the prerequisites necessary for the passage of this Ordinance; and

WHEREAS, all statutory and constitutional requirements for the passage of this Ordinance have been adhered to, including but not limited to the Open Meetings Act; and

WHEREAS, the purpose of this Ordinance is to promote the public health, safety, and general welfare of the citizens of the City of Hurst.

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

Section 1: **THAT** the facts and recitations set forth hereinabove are hereby found to be true and correct and are incorporated herein into this Ordinance.

Section 2: **THAT** Chapter 5 – Building Regulations, Section 5-1 – Codes, Appeals and Advisory Board (a) - is hereby amended to read as follows:

- (a) Membership, qualifications, terms. There is hereby created a seven-member board to be known as a Codes, Appeals and Advisory Board which shall be composed of two (2) members with construction trade experience and five (5) members who shall be residents of the city. Three (3) members shall have terms expiring in even numbered years and four (4) shall have terms expiring in odd numbered years. Terms shall be for two (2) years except for initial appointments. Members may be reappointed after expiration of the terms. Members shall be appointed by the governing body and shall elect a chairman from their membership who shall have the same voting rights as any other member. Four (4) members of the

Codes, Appeals and Advisory Board shall constitute a quorum for the transaction of business. Any action at any meeting shall require the affirmative vote of at least four (4) members. If necessary to establish a quorum, members of the Zoning Board of Adjustment will serve as alternate members of the Codes, Appeals and Advisory Board. Zoning Board of Adjustment members will have the right to vote in the absence of regular members and will be called upon on a rotating and as-available basis based upon Place until full Codes, Appeals and Advisory Board membership is achieved (seven members), when possible, or a quorum is established at a minimum.

Section 3: **That** all provisions of the ordinances of the City of Hurst in conflict with the provisions of this Ordinance are, and the same are hereby, repealed, and all other provisions of the ordinances of the City of Hurst not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 4: **That** should any sentence, paragraph, 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 thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.


Section 5: **THAT** this Ordinance shall take effect immediately from and after its passage.

AND IT IS SO ORDERED.

Passed on the first reading on the 9th day of July 2024 by a vote of 5 to 0.

Approved on the second reading on the 31st day of July 2024 by a vote of 5 to 0.

ATTEST:



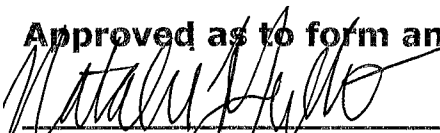
Rita Erick, City Secretary

CITY OF HURST



Henry Wilson, Mayor

Approved as to form and legality:



Nataly Hutto
City Attorney