

ORDINANCE 2017-40

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LOCKHART, TEXAS, AMENDING CHAPTER 22, FLOODS, SECTION 22-130 STORMWATER RUNOFF DESIGN SPECIFICATIONS OF THE CODE OF ORDINANCES TO INCLUDE ENGINEERING DESIGN FREQUENCIES OF 2, 20, 25, AND 100 YEARS; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the current ordinance regarding Stormwater Runoff Design Specifications requires an engineering study to determine if new detention or more detention when additional impervious cover for development, improvements, or redevelopment of properties; and

WHEREAS, the City Manager and City Engineer have recommended to the City Council that this ordinance section be amended to require that detention engineered designs include frequencies of 2, 10, 25, and 100 years which will better control detention pond storm water releases,

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

- I. Chapter 22, Floods, Section 22-130. Stormwater runoff design specifications, is hereby amended to read as follows:**

Sec. 22-130. - Stormwater runoff design specifications.

Engineering design using design frequencies of 2, 20, 25, and 100 years shall provide that the development or improvements to the property will not create or allow for any increase stormwater runoff greater than the volume which exists from such property prior to the development or improvements. Additional development, improvements or redevelopment of property adding six percent or less square feet of impervious cover, but not more than 2,000 square feet of impervious cover, from the effective date of the ordinance codified in this section shall be in compliance with this chapter except as approved by the zoning board of adjustment.

II. Severability: If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or un-enforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity or any other portion, provision or regulation.

III. Repealer: That all other ordinances, sections, or parts of ordinances heretofore adopted by the City of Lockhart in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

IV. Penalty: Any person who violates any provision of this ordinance shall be guilty of a

misdemeanor, and upon conviction shall be fined as provided in Section 1-8 of the City Code.

V. Publication: That the City Secretary is directed to cause this ordinance caption to be published in a newspaper of general circulation according to law.

VI. Effective Date: That this ordinance shall become effective ten (10) days after passage.

PASSED, APPROVED and ADOPTED this the 17th day of October, 2017.

CITY OF LOCKHART

LEW WHITE, MAYOR

ATTEST:

APPROVED AS TO FORM:

CONNIE CONSTANCIO, TRMC
CITY SECRETARY

PETER GRUNING
CITY ATTORNEY

Current Ordinance

Sec. 22-130. - Stormwater runoff design specifications.

Engineering design using a design frequency of 100 years shall provide that the development or improvements to the property will not create or allow for any increase stormwater runoff greater than the volume which exists from such property prior to the development or improvements. Additional development, improvements or redevelopment of property adding six percent or less square feet of impervious cover, but not more than 2,000 square feet of impervious cover, from the effective date of the ordinance codified in this section shall be in compliance with this chapter except as approved by the zoning board of adjustment.

II.