

ORDINANCE 2011- 23

AN ORDINANCE OF THE CITY OF UVALDE, TEXAS AMENDING CHAPTER 17.36 ACCESSORY USES AND BUILDINGS, SECTION 17.36.020 ACCESSORY BUILDINGS & CARPORTS; PROVIDING OPEN MEETINGS, SEVERABILITY, AND RELATED CLAUSES.

WHEREAS, the City of Uvalde is a home-rule municipality acting under its Charter adopted by the electorate pursuant to Article 11, Section 5 of the Texas Constitution and Chapter 9 of the Texas Local Government Code; and

WHEREAS, Article III, Section 2 of the Uvalde City Charter states that the City of Uvalde may make and enforce local police, sanitary, and other regulations, and may pass such ordinances as may be expedient for maintaining and promoting the peace, good government and welfare of the City, and for the performance of the functions thereof; and

WHEREAS, Texas Local Government Code Section 51.001(1) provides that the governing body of a municipality may adopt, publish, amend, or repeal an ordinance, rule or police regulation that is for the good government, peace, or order of the municipality; and

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

Section 1. Adoption of Findings of Fact. The findings and recitations set out in this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Amendment of Chapter 17.36 of the Uvalde Municipal Code of Ordinances. Chapter 17.36 of the Uvalde Municipal Code of Ordinances is amended in its entirety to read as follows:

17.36.020

A. Accessory buildings shall be located in accordance with the following rules:

1. Accessory buildings and swimming pools shall be located in the rear yard, and shall not occupy more than thirty (30) percent of the rear.
2. Accessory buildings closer than ten (10) feet to the main building shall be considered as part of the main building and shall be provided with the side and rear yards required for the main building (Chapter 17.24, Section 17.24.010)
3. An accessory building more than ten (10) feet from the main building must comply with a six (6) foot set back from the side and rear property line.

B. Carports/Garages shall be located in accordance with the following rules:

1. Where a garage or carport is entered from an alley, it must be kept at least six (6) feet from the alley line.
2. Garages or carports, detached or attached to the main use building, entered on the side street of a corner lot, shall maintain the side yard for that district (Chapter 17.24, Section 17.24.010).

3. Carports in the front yard must comply with the "Carport Exception" regulations (Chapter 17.24, Section 17.24.040)

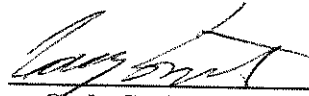
Section 3. Amendment Of Ordinances. Chapter 17.36 of the Uvalde Municipal Code of Ordinances, is hereby amended as provided in this ordinance, and all prior ordinances of the City dealing with signs above or across streets and sidewalks are hereby amended to the extent of any conflict herewith, and all ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this ordinance and any other code or ordinance of the City, the terms and provisions of this ordinance shall govern

Section 4. Severability. If any provision of this Ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.


Section 5. Effective Date. This Ordinance shall take effect immediately upon its adoption by the City Council and publication as required by the Local Government Code.

Section 6. Open Meetings. That it is hereby officially found and determined that the meeting at which this Ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapt. 551, Loc. Gov't. Code.

PASSED AND APPROVED, this the 23rd day of August, 2011.


Cody Smith, Mayor

ATTEST:


Audrey M. Garza, City Secretary