

Amendment to:

ORDINANCE NO. 280

CONSTRUCTION/BUILDING PERMIT APPLICATION IN WASKOM, TEXAS

WHEREAS, the City of Waskom's Board of Aldermen has previously adopted regulations regarding the Construction/Building Permit Application in Waskom, Texas in Ordinance No 280 on August 14, 2012,

WHEREAS, the Board of Aldermen now desires to amend this ordinance by changing the following:

**Section II, (h)**

The cost for obtaining proper construction/building permit as required is \$25.00


TO NOW READ AS:

**Section II, (h)**

The cost for obtaining proper construction/building permit as required is \$50.00

This amendment passed this the 12<sup>th</sup> day of March 2019.

ATTEST:

  
Jesse Moore  
Jesse Moore, Mayor

Jammy Lofton  
City Secretary

AN ORDINANCE REQUIRING CONSTRUCTION/BUILDING PERMITS  
IN THE CITY OF WASKOM, TEXAS; AND PROVIDING A PENALTY

**AN ORDINANCE REPEALING AND REPLACING ORDINANCE # 223-1 OF THE CITY OF WASKOM'S ORDINANCES BY AMENDING THE REGULATIONS CONCERNING CONSTRUCTION/BUILDING ORDINANCE; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

WHEREAS, the City of Waskom has determined that the health, safety and welfare of the public requires that any person, firm, or corporation must give notice of any development addition to, substantial improvement or construction to any existing structure prior to beginning such construction to any residence with the City of Waskom; and that failure to abide by the same notice requirement should be properly penalized. This ordinance repeals and replaces Ordinance No. 232-1.

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

SECTION I

- (a) It shall be unlawful for any person, firm, corporation, or other entity to violate any provision of this ordinance.
- (b) The code enforcement officer of the City shall be responsible for enforcement of this ordinance. The code enforcement officer, or his designated representatives, has the authority to issue citations to persons violating the provisions or this ordinance. It shall be unlawful for any person to interfere with the code enforcement officer, or his designated representative, in the performance of their duties.
- (c) The code enforcement officer, or their designated representative, shall have the authority to enter into any building or premises to inspect for and enforce the provisions of this ordinance.
- (d) The code enforcement officer, or employee charged with the enforcement of this code, while acting for the City, shall not thereby rendered liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of any act required, permitted, or denied in the discharge of official duties.

## SECTION II

- (a) That no person, firm, or corporation shall begin any: development, substantial improvement, construction, or addition to any lot or structure within the City of Waskom, Texas without first giving notice of such intended development, construction, or addition to the City of Waskom by requesting and obtaining a valid CONSTRUCTION/BUILDING PERMIT from the City of Waskom at City Hall in Waskom, Texas prior to commencement of such intended development, substantial improvement, construction, or addition.
- (b) No person, firm or corporation shall locate, move onto or add any manufactured permanent structure (including but not limited to: mobile homes or manufactured storage buildings) to any real property within the City of Waskom, Texas without first giving notice of such intended construction or addition to the City of Waskom by requesting and receiving a valid building/construction permit from the City of Waskom at City Hall in Waskom, Texas prior to commencement of such intended construction. Any person, firm, corporation, or other entity that proposes to locate, move onto or add any manufactured permanent structure must also comply with any other City Ordinance(s), existing at the time of such permit request, relating to the placement of said structure within the City of Waskom.
- (c) The City of Waskom will not grant any permit which is intended for any structure, building, manufactured home, or any other permanent structure, to be placed on any City of Waskom's property, street right-of-ways, pipeline right-of-ways and/or easements; or any other property or easements under the City of Waskom's control. All City of Waskom's pipeline easements will be fifteen(15) feet in width, seven and one half (7.5) feet from each side of the centerline of the pipeline, unless otherwise stated in an original easement. No structure or any other development will be allowed within seven and one half (7.5) feet of any pipeline belonging to the City of Waskom that will hinder maintenance, ingress, or egress, except for roads, driveways, and fencing.
- (d) No structure shall be located, constructed, or placed, on a lot, parcel, or tract of land within twenty (20) feet of a property line adjacent to a City of Waskom's street right-of-way.
- (e) No building shall be located, constructed, or placed between the front of any residence and the street right-of-way.
- (f) No structure that is intended for a family dwelling may be located, constructed, or placed, on a lot, parcel, or tract of land with dimensions less than fifty (50) feet on the narrow dimension nor one hundred (100) feet on the long dimension. Said structure shall not be within ten (10) feet of any side or back property line, nor within fifty (50) feet of any structure occupied or which could be occupied as a residency on the same lot, parcel, or tract of land.
- (g) A copy of the approved permit shall be kept on the construction/building site at all times.
- (h) The cost for obtaining a proper construction/building permit as required is \$25.00.
- (i) Any development in/or in close proximity to a FLOOD PLAIN, shall require a FLOOD PLAIN DEVELOPMENT PERMIT in addition to a CONSTRUCTION/BUILDING PERMIT.
- (j) Any manufactured home to be moved in, placed, or located within the City Limits of Waskom Texas will require an additional manufactured home permit.
- (k) No City of Waskom Utilities (Water/Sewer) will be furnished to any development, construction, or placement of any structure which requires a federal, state, or local permit(s), until such permit(s) are acquired.



**\*DEVELOPMENT** – means any man-made change to improved and unimproved real estate, including but not limited to buildings or other structure, mining, dredging, filling, grading, paving, excavation or drilling operations or storage of equipment or materials.

### SECTION III

This ordinance shall be cumulative of all provisions of ordinances of the City of Waskom, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event of conflicting provisions the more stringent provision will prevail.

### SECTION IV

It is hereby declared to be the intention of the City Council that the phases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phase, clause, sentence, or paragraph of this ordinance shall be declared unconstitutional by the valid judgment of decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phases, clauses, sentences, or paragraphs of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phase, clause, sentence, or paragraph.

### SECTION V

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any the provisions of this ordinance shall be fined not more than 200.00 dollar(s) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

### SECTION VI

All rights and remedies of the City of Waskom are expressly saved as to a violations of the provisions of this ordinance, as amended, or any other ordinances protecting the potable water supply from contamination which have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.


### SECTION VII


This ordinance will be in full effect on the date of its approval by the City of Waskom's Board of Aldermen.

SECTION VIII

This Ordinance No. 280 shall be in full force and effect after its passage, and it is so ordained.

PASSED AND APPROVED ON THIS 14 DAY OF AUGUST 2012.

  
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MAYOR, City of Waskom

ATTEST   
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CITY SECRETARY, City of Waskom

EFFECTIVE: AUGUST 14, 2012

Amendment to:

Ordinance No. 280  
Construction/Building Permit Application in Waskom, Texas

**WHEARAS**, the City of Waskom's Board of Aldermen has previously adopted regulations regarding the Construction/Building Permit Application in Waskom, Texas in Ordinance No. 280 on August 14, 2012

**WHEREAS**, the Board of Aldermen now desires to amend this ordinance by adding the following subsection to Section II:

Section II

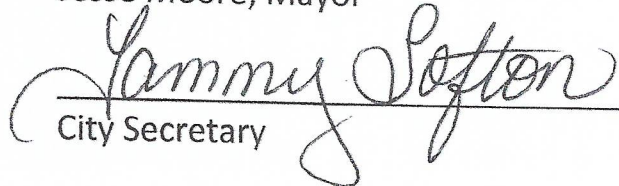
(l) Once a permit is issued under Section II (a), construction must commence on or before the thirtieth (30th) day after the permit is granted. If a permit herein is granted, but construction has not commenced on or before the 30th day, the permit expires and a new permit must be issued by the City.

This amendment passed this the 14th day of APRIL 2015.

ATTEST:



Jesse Moore, Mayor



City Secretary