

ORDINANCE 060207A

AN ORDINANCE IMPLEMENTING APPLICATION AND PERMIT PROCEDURAL CHANGES REGARDING FILING DATES IN CONFORMANCE WITH RECENT LEGISLATIVE CHANGES BY THE TEXAS LEGISLATURE; AMENDING SECTIONS 3.100, 3.200, 4.100 AND 4.105 OF THE LAND DEVELOPMENT CODE; PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the Texas Legislature recently enacted changes to the procedure available to municipalities regarding the determination of the filing date of incomplete applications; and

WHEREAS, the Sunset Valley City Council desires to comply with new provisions;

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

Section 1. Sections 3.100, 3.200, 4.100, and 4.105 of the Sunset Valley Land Development Code are amended to read as follows:

Sec. 3.100 Authority, Applicability of Land Development Code Chapter 1, Division 1.6

- (a) This Chapter is adopted under the authority of the Constitution and laws of the State of Texas, including particularly, but not limited to, Chapters 231, Acts of the 40th Legislature, Regular Session, 1927, as heretofore or hereafter amended, and the provisions of Chapter 212 of the Texas Local Government Code as heretofore or hereafter amended. This Chapter is adopted pursuant to the provisions of the general law of the city.
- (b) In addition to the requirements of this Chapter, the provisions of Land Development Code Chapter 1, Division 1.6 apply to applications required by this Chapter.

Sec. 3.200 Subdivision Fair Notice

An applicant filing an application or request for a permit under this Chapter must file a "Subdivision Fair Notice" or similar form promulgated and in use by the City of Sunset Valley at the time the applicant files the application or request for a permit under this Chapter.

Sec. 4.100 Authority, Applicability of Land Development Code Chapter 1, Division 1.6

- (a) This Chapter is adopted under the authority of the Constitution and laws of the State of Texas, including particularly, but not limited to Chapters 231, Acts of the 40th Legislature, Regular Session, 1927, as heretofore or hereafter amended (compiled as Article 974a, V.T.C.S.), and the provisions of Chapter 212 of the Texas Local Government Code. This Chapter is adopted pursuant to the provisions of the general law of the city.

- (b) In addition to the requirements of this Chapter, the provisions of Land Development Code Chapter 1, Division 1.6 apply to applications required by this Chapter.

Sec. 4.105 Site Plan Submittals

(a) General. Prior to issuance of a Watershed Development Permit, the information described in this section shall be submitted to the City for review and approval. The applicant shall also file a "Site Plan Fair Notice" or similar form promulgated and in use by the City of Sunset Valley at the time the applicant files the application or request for a permit under this Chapter.

Section 4. Severability

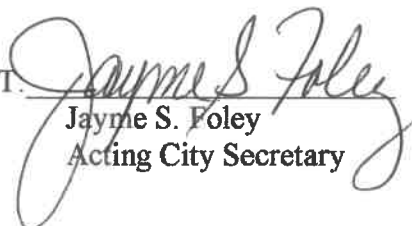
In the event that any provision of this Ordinance shall be found by a court of competent jurisdiction to be void or unenforceable, such void or unenforceable provision shall be severed, and all remaining provisions shall remain in full force and effect as though such void or unenforceable provisions had never formed a part of this Ordinance.

Section 5. Effective Date

This ordinance shall become effective from and after the 8TH day of February 2006.

PASSED AND APPROVED this 7th day of February, 2006.


Terrence Cowan, Mayor

ATTEST. 
Jayme S. Foley
Acting City Secretary