

ORDINANCE

ORDINANCE AMENDING ORDINANCE NO. 1308, ZONING ORDINANCE, BY AMENDING PART IV, SECTION-21 PENALTY FOR VIOLATION, BY INCREASING FINE FROM \$500.00 TO \$2,000.00; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY; PROVIDING FOR PENALTIES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission has forwarded to the City Council its final report and recommendation regarding the amendment to the City of Aransas Pass Zoning Ordinance;

WHEREAS, with proper notice to the public, public hearings were held on Monday, April 11, 2022, during a meeting of the Planning and Zoning Commission, and on Monday, April 18, 2022, during a meeting of the City Council, during which all interested person were allowed to appear and be heard; and

WHEREAS, the City Council has determined that this amendment would best serve the public health, necessity, convenience and general welfare of the City of Aransas Pass and its citizens.

NOW, THEREFORE, be it ORDAINED by the City Council of the City of Aransas Pass, Texas, that: the Zoning Ordinance No. 1308, Part IV Section-21 PENALTY FOR VIOLATION as follows:

-100 Any person or corporation who shall violate any of the provisions of this ordinance or fail to comply therewith or with any of the requirements thereof, or who shall build or alter any building or use in violation of any detailed statement or plan submitted and approved hereunder shall be guilty of a misdemeanor and shall be liable to a fine of not more than ~~five hundred (\$500.00)~~ two thousand dollars (\$2,000.00) and each day such violation shall be permitted to exist shall constitute a separate offense. The owner or owners of any building or premises or part thereof, where anything in violation of this ordinance shall be placed or shall exist, and any architect, builder, contractor, agent, person or corporation employed in connection therewith and who may have assisted in the commission of any such violation shall be guilty of a separate offense and upon conviction shall be fined as herein provided. The City likewise shall have the power to enforce the provisions of this ordinance through civil court action as provided by State Law, including recovery of damages and injunctive relief upon application to the appropriate District Court.

SECTION 2. All ordinance or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall be effective upon approval and passage.

PASSED AND APPROVED this the 18th day of April, 2022.

CITY OF ARANSAS PASS, TEXAS

Ramiro Gomez, Mayor

ATTEST:

Mary Juarez, City Secretary

APPROVED AS TO LEGAL FORM:

Roxann Pais Cotroneo, City Attorney