

CITY OF MOUNTAIN CITY, TX

ORDINANCE NO. 111422

AN ORDINANCE OF THE CITY OF MOUNTAIN CITY, TEXAS (“CITY”) PROVIDING FOR REGULATIONS FOR CONSTRUCTION, INSTALLATION AND MAINTENANCE OF PRIVATE UTILITIES AND FACILITIES IN CITY RIGHTS-OF-WAY; PROVIDING THAT VIOLATIONS OF THIS ORDINANCE ARE CLASS C MISDEMEANORS SUBJECT TO FINES NOT TO EXCEED \$2,000.00; PROVIDING FOR SEVERABILITY, OPEN MEETING, PUBLICATION AND EFFECTIVE DATE

WHEREAS, it is necessary to regulate the construction, installation and maintenance, through permitting, of private utilities and facilities in the city rights-of-way; and

WHEREAS, the City is responsible for the promotion of public health, safety, morals and the general welfare of the community and land development; and

WHEREAS, the City has determined that it is in the best interest of the City to adopt regulations regarding the construction, installation and maintenance, through permitting, of private utilities and facilities in city rights-of-way which will benefit the health, safety and general welfare of the community.

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

SECTION 1. The foregoing recitals are hereby adopted as true and correct factual findings of the City Council as if fully set forth herein and made a part hereof.

SECTION 2. The City of Mountain City, Texas Ordinance No. 111422-A, attached as Exhibit A, is hereby adopted.

SECTION 3. If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

SECTION 4. That a violation of this Ordinance shall be an offense punishable upon conviction as a Class C Misdemeanor punishable by a fine not to exceed \$2,000.00.

SECTION 5. This ordinance shall be cumulative of all other ordinances of the City of Mountain City, and this ordinance shall not operate to repeal or affect any other ordinances of the City of Mountain City except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, are hereby repealed.

SECTION 6. That it is officially found, determined and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.


SECTION 7. This Ordinance becomes effective immediately upon its passage, approval and any publication required by law.

PASSED AND APPROVED THIS 14th DAY OF NOVEMBER, 2022.




Ralph McClendon, Mayor
City of Mountain City

ATTEST:



Andrea Wells, City Secretary
City of Mountain City

APPROVED AS TO FORM:



City Attorney
City of Mountain City