

ORDINANCE NO. 2019-10-02

AN ORDINANCE OF THE CITY OF WESTON, COLLIN COUNTY, TEXAS, ADOPTING THE OFFICIAL ZONING MAP OF THE CITY OF WESTON, TEXAS; PROVIDING FOR A PENALTY CLAUSE OF NOT MORE THAN FIVE HUNDRED DOLLARS; PROVIDING FOR CUMULATIVE REPEALER, SEVERABILITY, SAVINGS AND PUBLICATION CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City Council of the City of Weston deems it necessary in order to lessen congestion on streets, to secure safety from fire, panic and other dangers; to promote health and the general welfare; to provide adequate light and air; to prevent the overcrowding of land; to avoid undue concentration of population; to facilitate the adequate provision of transportation, water, sewerage, schools, parks and other public requirements; to conserve the value of property and encourage the most appropriate use of land throughout the City, all in accordance with a comprehensive plan, that the hereinafter contained provisions of this ordinance should be passed, promulgated and enforced; and

WHEREAS, the City Council deems the provisions of the present Weston Zoning Ordinance (being Ordinance No. 2002-09-05 as amended) inadequate, by reason of changing conditions since its passage, to accomplish the foregoing objects, and that said Ordinance No. 2002-09-05 should be amended and superseded by the provisions of this ordinance; and

WHEREAS, by virtue of the zoning regulations set forth herein, the City Council desires to adopt the official Zoning Map of the City and thereby impose zoning, in accordance with said regulations and Comprehensive Plan, on all land within its territorial limits; and

WHEREAS, the City Council has given publication notice and held a public hearing on October 8, 2019, with respect to this comprehensive amendment of the City's Zoning Ordinance, as required by law.

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

SECTION 1 ZONING DISTRICTS

The zoning districts set forth in the revised Comprehensive Zoning Ordinance and the boundaries of such districts shall be as hereinafter described, and as shown upon the map attached hereto as Exhibit A and made a part of this Ordinance, said map being designated "Zoning Map of the City of Weston, Texas," and said map and all notations, references, and other information shown thereon shall be a part of this Ordinance the same as if all such matters and information were fully described herein. The zoning districts as herein established have been made in accordance with a comprehensive plan for the purpose of promoting the health, safety, morals and general welfare of the community.

SECTION 2 PENALTY

Any person, firm or corporation who shall violate any of the provisions of this article or who shall fail to comply with any provisions hereof shall be guilty of a misdemeanor and upon conviction, shall be subject to a fine not to exceed Five Hundred Dollars (\$500.00), and each day that such violation continues shall constitute a separate offense and shall be punishable accordingly.

SECTION 3 CUMULATIVE REPEALER CLAUSE

This ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances, except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on the date of adoption of this Ordinance shall continue to be governed by provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 4
SEVERABILITY CLAUSE**

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

**SECTION 5
SAVINGS CLAUSE**

All rights and remedies of the City of Weston are expressly saved as to any and all violations of the provisions of any ordinance that has 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.

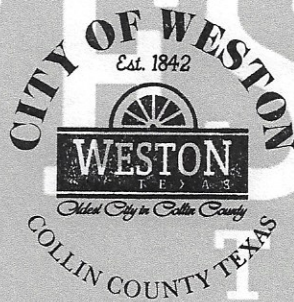
**SECTION 6
PUBLICATION CLAUSE**

The City Secretary of the City of Weston is directed to publish the caption, penalty clause, and effective date of this Ordinance in the official City newspaper in accordance with the provisions of Section 52.011 of the Texas Local Government Code.

**SECTION 6
EFFECTIVE DATE**

This Ordinance shall be in full force and effect from and after its passage by the City Council.

PASSED AND APPROVED by Council this 8th day of October, 2019.



APPROVED

Patti Harrington
Patti Harrington, Mayor

ATTEST

Susan M. Coffey
Susan Coffey, City Secretary

Oldest City in Collin County