

**ORDINANCE NO. O-2013-004-15
Z-001-13**

AN ORDINANCE OF THE CITY OF HALTOM CITY, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF HALTOM CITY, TEXAS BY AMENDING SECTION 14-27 "MASONRY REQUIREMENTS FOR COMMERCIAL AND INDUSTRIAL CONSTRUCTION" OF ARTICLE I "IN GENERAL" OF CHAPTER 14 "BUILDINGS, STRUCTURES AND APPURTENANCES" TO PROVIDE THAT MASONRY REQUIREMENTS APPLY TO ALL COMMERCIAL AND INDUSTRIAL STRUCTURES ON IDENTIFIED MAJOR CORRIDORS AND THOROUGHFARES; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Haltom City, Texas is a home rule city acting under its charter adopted by the electorate pursuant to article XI, section 5 of the Texas Constitution and chapter 9 of the Texas Local Government Code; and

WHEREAS, the City Council of the City of Haltom City heretofore adopted Ordinance No. O-2010-006-15, providing requirements and standards for masonry construction of residential buildings located within the City of Haltom City, Texas; and

WHEREAS, the City Council also adopted Ordinance No. O-2010-006-15 providing masonry requirements for commercial and industrial construction within the City of Haltom City, Texas which requirements are currently codified in Section 14-27 of the Code of Ordinances, City of Haltom City, Texas; and

WHEREAS, the City Council considers it desirable and in the best interest of the public health, safety, morals and general welfare of the citizens of the city to revise Section 14-27 of the Haltom City Code of Ordinances to provide masonry requirements for residential, commercial and industrial construction within the City of Haltom City, Texas; and

WHEREAS, it is the intent of this ordinance that masonry requirements shall apply to all commercial and industrial structures on identified major corridors and thoroughfares as designated in this ordinance in paragraph (c)(1).

WHEREAS, The Planning and Zoning Commission of the City of Haltom City, Texas held a public hearing on February 26, 2013 and the City Council of the City of Haltom City, Texas held a public hearing on March 11, 2013 with respect to the amendments to the zoning ordinance described herein; and

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

SECTION 1.

Section 14-27 "Masonry Requirements for commercial and industrial construction" of Article I "In General" of Chapter 14 "Buildings, Structures, and Appurtenances" of the Code of Ordinances, City of Haltom City, Texas is hereby amended to read as follows:

Sec. 14-27(c) Commercial and Industrial Masonry requirement.

- (1) *Designated commercial and industrial buildings.* The masonry requirements set forth below shall apply to all commercial and industrial structures that abut the following streets:
 - Midway Road – East Belknap Street to Carson Street*
 - Carson Street – East Belknap to Midway Road*
 - Anderson Lane – McLean Road to Interstate Highway 820*
 - Northeast 28th Street (SH 183) - All*
 - North Beach Street – All*
 - Belknap Street - All*
 - Broadway Avenue – All*
 - Denton Highway (SH 377) – All*
 - Airport Freeway (SH 121 and frontage roads) - -All*
 - Interstate Highway 820 (and frontage roads) – All*

Western Center Boulevard – All
Watauga Road – All
Haltom Road – All
McLean Road – All
Glenview Drive – All
Northern Cross Boulevard - All
Fossil Creek Boulevard - All
Fossil Vista Drive – All
Fossil Ridge Circle – All
Springlake Parkway – All
Backage Roads north of Interstate 820
Backage Roads south of Interstate 820

SECTION 2.

This Ordinance shall be cumulative of all provisions of ordinances and of the Code of Ordinances of the City of Haltom City, Texas, as amended, except where the provisions of this Ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 3.

Should any sentence, paragraph, subdivision, clause, phrase or section of this Ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this Ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

SECTION 4.

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than five hundred dollars (\$500.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

SECTION 5.

The City Secretary of the City of Haltom City is hereby directed to publish this Ordinance to the extent required by law.

SECTION 6.

This Ordinance shall take effect immediately from and after its passage and publication as required by law, and it is so ordained.

PASSED AND APPROVED ON FIRST READING ON THIS _____ DAY OF _____, 2013

PASSED AND APPROVED ON SECOND READING ON THIS ____ DAY OF _____, 2013

MAYOR

ATTEST:

CITY SECRETARY

APPROVED AS TO FORM AND LEGALITY:

CITY ATTORNEY

ADOPTED: _____

EFFECTIVE: _____

Major Corridors and Thoroughfares with Masonry Requirements for Commercial and Industrial Structures

