

ORDINANCE ____-_____

AN ORDINANCE OF THE CITY OF GALVESTON, TEXAS, PROHIBITING THE REBUILDING OR RESTORING OF PROPERTY OR STRUCTURES FRONTING THE BEACH WITHOUT FIRST OBTAINING THE REQUIRED CITY PERMITS; PROVIDING A PENALTY CLAUSE FOR VIOLATIONS; PROVIDING FOR FINDINGS OF FACT, AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, Galveston Island has suffered severe damage caused by _____; and,

WHEREAS, such damage includes major damage to property and structures; and,

WHEREAS, the City requires a person or entity to obtain certain permits before rebuilding or restoring such property and structures; and,

WHEREAS, strict compliance with the permit requirements is crucial for the proper rebuilding and restoration of such property and structures; and,

WHEREAS, strict compliance with the permit requirements will enhance the proper construction and safety of the property and structures improving the health, safety and welfare of the affected areas; and,

WHEREAS, the City Council of the City of Galveston deems it in the best interest of the health, safety, and welfare of the public to prohibit the rebuilding or restoring of property or structures in the City of Galveston without first obtaining the required City permits;

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

SECTION 1. The findings and recitations set out in the preamble to this Ordinance are found to be true and correct and they are hereby adopted by the City Council and made a part hereof for all purposes.

SECTION 2. It shall be unlawful for any person or entity to rebuild, restore or otherwise construct or reconstruct property or a structure fronting the beach, without first obtaining required City permits.

SECTION 3. Any person or entity who violates any provision of this Ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum not to exceed \$2,000.00.

SECTION 4. This ordinance shall remain in effect until terminated by City Council.

SECTION 5. It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this Ordinance.

SECTION 6. All Ordinances or parts thereof in conflict herewith are repealed to the extent of such conflict only.

SECTION 7. This Ordinance shall be and become effective immediately upon its adoption.

APPROVED AS TO FORM:

SUSIE GREEN
CITY ATTORNEY

I, Barbara S. Lawrence, Secretary of the City Council of the City of Galveston, do hereby certify that the foregoing is a true and correct copy of an Ordinance adopted by the City Council of the City of Galveston at its emergency meeting held on the ____ day of _____, _____, as the same appears in records of this office.

IN TESTIMONY WHEREOF, I subscribe my name hereto officially under the corporate seal of the City of Galveston this ____ day of _____, _____.

Secretary for the City Council
of the City of Galveston