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acct. for
Sundt P. Co. survey*

ORDINANCE NO. 1003

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 27, SUBDIVISION ORDINANCE, OF THE ABILENE MUNICIPAL CODE, COMPLIANCE WITH CHAPTER REQUIRED, AND ADDING A SUBSECTION PERTAINING TO THE EXTENSION OF CITY WATER AND SEWER; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

WHEREAS, the City of Abilene and the adjacent area are experiencing unusual growth; and,

WHEREAS, this growth has been accompanied by increasing requests for municipal water and/or sewer service extensions to serve these newly developing areas; and,

WHEREAS, it is in the public interest that the City of Abilene make such extensions in the most efficient and practical manner possible so as to minimize costs and insure against the creation of environmental problems; and,

WHEREAS, the City Staff has recommended that certain procedures should be established for the extension of water and sewer; and,

WHEREAS, the City Council is of the opinion that the Staff's recommendation, as set out below, should be adopted; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Section 27.6, Compliance With Chapter Required, of Chapter 27,

Subdivisions, of the Abilene Municipal Code, be, and is hereby amended by adding a new Subsection 6, Extension of City Water and Sewer, to read as follows:

"6. Extension of City Water and Sewer: The City of Abilene shall not extend water to any new subdivisions or lots created after the effective date of this ordinance where any lot is less than five (5) acres, unless sewer is also extended. Lots created prior to the effective date of this ordinance either by subdivision plat or subdivided and sold by a duly recorded deed may connect to water. Lots in compliance with this section may have only one (1) 3/4" water tap and one (1) 5/8" meter.

The provisions of this section shall apply both inside and outside the city limits of the City of Abilene."

PART 2: That, upon passage of this ordinance on first reading, the City Secretary be, and she is hereby authorized and directed to cause to have published in the Abilene Reporter News, a daily newspaper of general circulation in the City of Abilene, a notice that a public hearing will be held in the Council Chamber of the City Hall, in Abilene, Texas, at 9:00 A.M., on the 1 day of December, 1977, to permit the public to be heard prior to consideration of this ordinance for second and final reading, said publication to be made more than fifteen (15) days prior to the time designated for such public hearing.

PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Two Hundred Dollars (\$200.00). Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense.

PASSED ON FIRST READING, this 3rd day of November, A. D. 1977.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage was published in the Abilene Reporter News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 7 day of November, 1977, the same being more than fifteen (15) days prior to the time designated for such hearing. After such opportunity for the public to be heard, said ordinance was passed on its second and final reading. Said ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper as provided by Section 19 of the Charter of the City of Abilene, Texas.

PASSED ON SECOND AND FINAL READING, this 1st day of December, A. D. 1977.

ATTEST:

Beth Hodgson
CITY SECRETARY

John W. Kelly
MAYOR

APPROVED:

Thomas Carroll
CITY ATTORNEY