

CITY OF HARDIN, TEXAS
ORDINANCE NO. 2014/ 09 # 08A

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF HARDIN, TEXAS AMENDING THE VACANT PROPERTY REGISTRATION ORDINANCE; CONTAINING A CUMULATIVE CLAUSE PROVIDING THAT ALL ORDINANCES IN CONFLICT HERewith ARE HEREBY REPEALED TO THE EXTENT THAT THEY ARE IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Hardin, Texas is constantly reviewing the Code of Ordinances; and

WHEREAS, the City Council of the City of Hardin recognizes that an effective and efficient Code of Ordinances promotes the health, safety, and general welfare of the residents of the City of Hardin; and

WHEREAS, the City Council of the City of Hardin has heretofore adopted Ordinance No. 2009/11 # 32, the same being known as the Vacant Property Registration Ordinance; and

WHEREAS, the City Council of the City of Hardin determines that the Vacant Property Registration Ordinance should be amended; and

WHEREAS, the City Council of the City of Hardin desires to amend the Vacant Property Registration Ordinance.

NOW, THEREFORE be it ordained by the City Council of the City of Hardin, Texas Code of Ordinances shall read:

Section 1 Adoption of Preamble

That the recitations in the Preamble of this Ordinance are true and correct and are adopted herein as if set forth verbatim.

Section 2 Amendment to the Vacant Property Registration Ordinance

That Section 1.5(A) of Ordinance No. 2009/11 #32 is amended to read as follows:

“Section 1.5 Vacant Structure Determination

(A) If the City of Hardin has reason to believe that a structure has been vacant for a minimum of ninety (90) days and it is unregistered, the City may evaluate the structure and determine if the structure is vacant within the meaning of this Ordinance. If the City finds the structure is vacant, the City may state such in a Notice of Determination, which shall be based on the definitions and standards in this Ordinance and shall be in accordance with subsection (B) of this Section 1.5. The City, or its representative, may give written Notice of Determination by either mailing such notice to the owner at the owner’s address as recorded in the Liberty County Appraisal District records or by mailing, personal delivery, or verified facsimile transmission to an owner. If such notice is addressed and mailed through the United States Postal Service to the owner at the owner’s address as recorded in the Liberty County Appraisal District records and the United States Postal Service returns the notice as “refused” or “unclaimed” the validity of the notice is not affected and the notice is considered delivered.”

Section 3 Cumulative Clause

The provisions of this Ordinance are to be cumulative of all other ordinances or parts of ordinances, currently in force or hereafter enacted, governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this ordinance are hereby expressly repealed to the extent of any such inconsistency or conflict.

Section 4 Severability Clause

If any section or provision of this Ordinance is for any reason held to be invalid or unconstitutional by any court of competent jurisdiction, or contravened by reason of any preemptive legislation, the remaining sections or provisions, or both, of this Ordinance shall remain valid. The City Council hereby declares that it

would have adopted this Ordinance, and each section or provision thereof, regardless of the fact that any one or more section(s) or provision(s) may be declared invalid or unconstitutional or contravened via legislation.

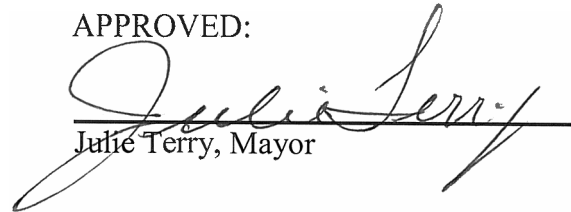
Section 5 Effective Date

This Ordinance shall become effective and shall be in full force and effect after passage and adoption by the City Council of the City of Hardin, Texas, and upon approval thereof by the Mayor of the City of Hardin, Texas and publication hereof as prescribed by law.

PASSED AND ADOPTED by the City Council of the City of Hardin, Texas this ^{10th} day of September, 2014.



APPROVED:


Julie Terry, Mayor

ATTEST:


Zoraida Huerta, City Secretary