

ORDINANCE NO. 2007-008

AN ORDINANCE OF THE TOWN OF TALTY, TEXAS, AMENDING ARTICLE 7 (“OUTDOOR SIGNS”) OF THE COMPREHENSIVE ZONING ORDINANCE, ORDINANCE NO. 99-08, AS HERETOFORE AMENDED, BY ADDING A NEW SECTION 7-107 TO PROHIBIT BILLBOARDS; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND (\$2,000.00) DOLLARS FOR EACH OFFENSE; AND, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the Town of Talty and the governing body of the Town of Talty, in compliance with state laws with reference to amending the Comprehensive Zoning Ordinance, have given the requisite notice by publication and otherwise, and after holding due hearings and affording a full and fair hearing to all property owners generally, the governing body of the Town Talty is of the opinion that said zoning ordinance should be amended as provided herein; Now, Therefore,

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF TALTY , TEXAS:

SECTION 1. That the Comprehensive Zoning Ordinance of the Town of Talty, Texas, Ordinance No. 99-08, as heretofore amended, be and the same is hereby amended to amend Article 7 (“Outdoor Signs”) to add a new Section 7-107, prohibiting billboards, without amendment, repeal or change to any other section, part or provision of Article 7, said new Section 7-107 to read in its entirety as follows:

“ZONING ORDINANCE

...

ARTICLE 7

OUTDOOR SIGNS

...

Section 7-107. Billboards

Billboards are prohibited in the territorial limits of the Town and in the Town’s extraterritorial jurisdiction.”

SECTION 2. That all provisions of the ordinances of the Town of Talty in conflict with the provisions of this ordinance be and the same are hereby repealed, and all other provisions of the ordinances of the Town of Talty not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That 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 hereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Comprehensive Zoning Ordinance as a whole.

SECTION 4. That any person, firm or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Comprehensive Zoning Ordinance of the Town of Talty, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand (\$2,000.00) Dollars for each offense, and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 5. This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

DULY PASSED by the Board of Aldermen of the Town of Talty, Texas, on the ____ day of _____, 2007.

APPROVED:

MAYOR

ATTEST:

TOWN SECRETARY

APPROVED AS TO FORM:

TOWN ATTORNEY

(17925)

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