

ORDINANCE NO. 250218.001

AN ORDINANCE OF THE VILLAGE OF BEAR CREEK, TEXAS, AMENDING ORDINANCE NO. 231121.001, TO CORRECT A SCRIVENOR'S ERROR; PROVIDING A REPEALING CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING SEVERABILITY, A PENALTY, EFFECTIVE DATE, OPEN MEETINGS CLAUSES, AND PROVIDING FOR RELATED MATTERS.

Whereas, the Village of Bear Creek City Council on November 21, 2023 adopted Ordinance No. 231121.001 to adopt amendments to its subdivision ordinance to implement the changes in Chapter 212, Texas Local Government Code adopted by the Texas Legislature as House Bill 3699; it is necessary to provide for an orderly and efficient manner in which to regulate the subdivision of land within the Village of Bear Creek, and

Whereas, at the time of adoption of Ordinance 231121.001, due to a scrivener error, it was noted that the previous ordinances 211101.002 and 20419.001 were amended and restated and in fact is was 211101.002 and 220419.001 that were to amended and restated.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE VILLAGE OF BEAR CREEK, TEXAS, THAT:

Section 1. General

That Ordinance 231121.001 as heretofore amended be and same is hereby amended to correct the scrivener's error by noting the ordinance to be amended and restated was 20419.001 should in reality be 220419.001, effective as of the date hereof and in all other matters remains as approved;

Section 2. Savings Clause

All rights and remedies of the Village of Bear Creek are expressly saved as to any and all violations of the provisions of any ordinances affecting subdivision within the City which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

Section 3. Amendment of Ordinances

Ordinance numbers 211101.002 and 220419.001 are hereby amended in their entirety and all ordinances or parts thereof conflicting or inconsistent with the provisions of this Ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this Ordinance and any other code or ordinance of the City, the terms and provisions of this Ordinance shall govern.

Section 4. Penalty

Any person, firm, partnership, association, corporation or other legal entity owning, possessing, using, or otherwise having legal authority over a parcel of property within the city's jurisdiction which violates any provision of this Ordinance or otherwise is not a recognized subdivision pursuant to Texas

Local Government Code and other applicable provisions shall be guilty of a misdemeanor, and upon conviction shall be fined an amount not exceeding Two Thousand Dollars (\$2,000.00). Each day that such violation continues shall be a separate offense. Prosecution or conviction under this provision shall never be a bar to any other remedy or relief for violations of this Ordinance. This Ordinance may be enforced by a code enforcement officer or police officer of the Village or a City commissioner.

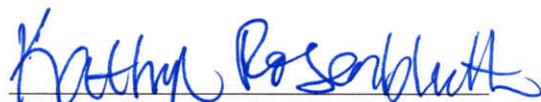
Section 5. Passage

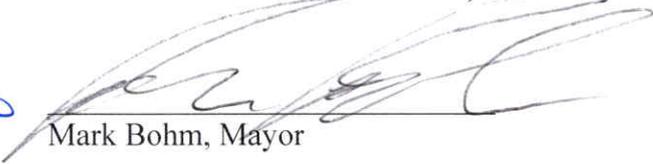
This Ordinance shall take effect and be in force after its passage.

PASSED this 18 day of Feb 2025 at a regular meeting of the City Council of the Village of Bear Creek, Texas, there being a quorum present by 3 yeas and 0 nays, and approved by the Mayor on the date set out.

ATTEST:

VILLAGE OF BEAR CREEK, TEXAS


Kathryn Rosenbluth, City Secretary


Mark Bohm, Mayor