

ORDINANCE NO. 08-03

AN ORDINANCE OF THE TOWN OF SOUTH PADRE ISLAND, TEXAS AMENDING ARTICLE VI OF CHAPTER 4 OF THE CODE OF ORDINANCES OF THE TOWN TO AMEND SECTIONS 4-52, 4-56, 4-72 AND 4-76 TO CORRECT TYPOGRAPHICAL/GRAMMAR ERRORS AND REFLECT CURRENT POLICY; PROVIDING FOR A PENALTY OF FIVE HUNDRED DOLLARS (\$500.00) FOR ANY VIOLATION; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PUBLICATION IN CAPTION FORM.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE TOWN OF SOUTH PADRE ISLAND, TEXAS:

Section 1. Sections 4-52, 4-56, 4-72 and 4-76 of Article VI of Chapter 4 of the Code of Ordinances of the Town of South Padre Island are hereby amended to read as follows:

“Sec.4-52 Vacant structures and land.

All vacant structures and premises thereof or vacant land shall be maintained ~~is~~in a clean, safe, secure and sanitary condition as provided herein so as not to cause a blighting problem or adversely affect the public health or safety.

Sec.4-56 Weeds.

All premises and exterior property shall be maintained free from weeds or plant growth ~~is~~in excess of ten inches (10”). All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided; however, this term shall not include cultivated flowers and gardens.

Sec.4-72 Handrails and guards. Every handrail and guard shall be firmly fastened and capable of supporting ~~normally~~code-imposed loads and shall be maintained in good condition.

Sec.4-76 Notice to Property Owner for Non-Compliance.

Whenever any condition described in this ordinance is found to exist on any premises with the Town, the owner of such premises shall be notified by the Town, in writing, to address, correct, remedy or remove the condition with ten (10) days after such notice is issued and it shall be unlawful for any person to fail to comply with such notice.”

Section 2. Any violation of the above amended sections of Chapter 4 of the Code of Ordinances of the Town of South Padre Island may be punished by a fine not to exceed Five Hundred Dollars (\$500.00) for each offense or for each day such offense shall continue and the penalty provisions of Section 21-1 of the Code of Ordinances is hereby adopted and incorporated for all purposes.

Section 3. If for any reason any section, paragraph, subdivision, clause, phrase, word or provision of this ordinance shall be held invalid or unconstitutional by final judgment of a court

of competent jurisdiction, it shall not affect any other section, paragraph, subdivision, clause, phrase, word or provision of this ordinance for it is the definite intent of this Board of Aldermen that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

Section 4. This Ordinance shall become effective when published in summary form or by publishing its caption.

PASSED, APPROVED AND ADOPTED on First Reading, this 16th day of April 2008.

PASSED, APPROVED AND ADOPTED on Second Reading, this 3rd day of May 2008.

ATTEST:

TOWN OF SOUTH PADRE ISLAND, TEXAS



Susan Hill, Asst. City Secretary



Robert N. Pinkerton, Jr., MAYOR

