ORDINANCE NO. 12-05

AN ORDINANCE OF THE CITY OF SOUTH PADRE ISLAND, TEXAS, AMENDING SEC 12-25 OF CHAPTER 12 OF THE CODE OF ORDINANCES OF THE CITY OF SOUTH PADRE ISLAND PERTAINING TO RESIDENTIAL LIGHTING AND GLARE STANDARDS; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES. 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 CITY COUNCIL OF THE CITY OF SOUTH PADRE ISLAND, TEXAS:

Section 1. Sec. 12-25 of Chapter 12 of the Code of Ordinances of the City of South Padre Island is amended to read as follows:

Sec 12-25 Residential lighting and glare standards.

“Residential lighting for security and night recreation use is permitted in all residential districts provided the following requirements are required for residential lighting in all zoning districts, to wit:” met:

(1) Direct lighting over ten feet in height must be shielded from adjacent property.

(2) No light source shall exceed 20 feet in height. Streetlights and other traffic safety lighting are exempt from this standard.

(3) Lighting shall not directly shine on adjacent dwellings.

Section 2: This ordinance repeals all portions of any prior ordinances or parts of ordinances of the Code of Ordinances in conflict herewith.

Section 3. Any violation of the above amended sections of Chapter 2 of the Code of Ordinances of the City of South Padre Island or failure to pay the same 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 4. 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 City Council that every section, paragraph, subdivision, clause, phrase, word or provision hereof be given full force and effect for its purpose.

Section 5. This Ordinance shall become effective when published in caption form.

PASSED, APPROVED AND ADOPTED on First Reading, the 12th day of April 2012.
PASSED, APPROVED AND ADOPTED on Second Reading, the 20th day of May, 2012.

ATTEST:

SUSAN HILL, CITY SECRETARY

CITY OF SOUTH PADRE ISLAND, TEXAS

ROBERT N. PINKERTON, JR., MAYOR

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