

Amendment to Ordinance 26
REGULATING NUISANCES

PREAMBLE

The City of Lake City has the responsibility of maintaining a safe environment for the residents, guests, and renters/lessees that reside in Lake City.

The city council will work alongside the police chief and compliance department to ensure and strive to make improvements that are pertinent to the wellbeing of the city and the residents of Lake City.

ORDAINING CLAUSE

BE IT ORDAINED BY THE CITY COUNCIL OF LAKE CITY, TEXAS

SECTION I

AUTHORIZATION

The mayor or his/her designee is hereby authorized and directed to implement the applicable provisions of this ordinance upon his/her determination that such action is necessary to protect the public welfare and safety of the residents, guests, renters/lessees, personal and city property.

SECTION II

APPLICATION

The provisions of this Ordinance shall apply to persons, residents, guests, and renters/ lessees within the city of Lake City Texas.

OUTLINED BELOW ARE NUISANCES THAT OCCURR FREQUENTLY AND WILL BE STRICTLY ENFORCED:

- **NO** dumping of trash, refuse or garbage on personal property or city right-of-ways.

- **NO** dumping of **BRUSH** or **DEBRIS** on city right-of-ways at any time.
 - The county no longer provides annual pickups as in the past. However, the county does have a brush pit that is open every Wednesday (weather permitting) to dispose of brush, grass clippings, and leaves. (Boards are not allowed to be dumped at the brush pit). You may reach the county to inquire at (361) 547-2132 for more details and cost.

- Storage of any chemical, gas, powder, or other substance labeled by the EPA as being hazardous is prohibited unless stored in an EPA approved container.

- **No** dumping anything into Lake or any other stream or tributary.

- Lots and buildings need to be cleaned and maintained regularly to help control to pesky wildlife and protect all residents and pets.

When the council has legally declared anything, act, or commission to be a nuisance, the police department or other city officials, shall in writing instruct the party guilty of such nuisance to abate or remove the same within a reasonable time set within the notice.

Failure to do so could result in a citation, fines, plus court cost if so ordered.

SECTION III
EFFECTIVE DATE,

This Ordinance shall become effective immediately upon its passage and publication as required by law.

SECTION IV

SEVERABILITY

If for any reason any section of this Ordinance shall be held invalid or unconstitutional by final judgement of a court of competent jurisdiction, it shall not affect any other section of this Ordinance for it is the intent of this City that each of such be given full force and intent for its purpose.

SECTION V

PENALTY

A violation of this Ordinance can result in a fine plus court costs if the court so orders. Fines defined below:

1st Offense - \$100.00 plus court cost

2nd Offense - \$150.00 plus court cost

3rd Offense - \$200.00 plus court cost

If an offense occurs on rental property located within the city limits of Lake City the city may hold the landlord of the tenant(s) responsible for not having the tenant(s) comply with said Ordinance

CONCLUSION

READ, APPROVED, AND PASSED ON THIS 1st DAY OF September, 2022.

Shannan L Smith
SHANNAN SMITH
Mayor of Lake City

ATTEST

I, Debbie Holt, City Secretary of Lake City, Texas, do hereby certify that the foregoing is a true and correct copy of Ordinance 26, passed and approved by the City Council of Lake City, Texas, at a meeting held on the 1st day of September, 2022.

Debbie Holt
Debbie Holt
City Secretary

1st Reading 8/16/22
2nd Reading 9/1/22
Revised 9/1/22

In the fiscal year ending August 31, 2021, the City of Lake City began a project to convert pertinent ordinances in the format recommended by the Texas Municipal League. Ordinance 26 is one of those ordinances.





FIRST AND FINAL NOTICE - VIOLATION OF ORDINANCE #26

Date of Notice: _____ Location of Violation: _____

Notice Served By:

- In Person (To Whom) _____
- Regular US Postal Service
- Registered US Postal Service

The City of Lake City Ordinance #26 states the following is a nuisance and citizens will be ordered to comply with all the regulations described under this ordinance. This notice hereby grants you **10 days** to complete the necessary requirements to comply going forward. Failure to do so, you will be given a citation and required to appear in Municipal Court in Lake City. The Health and Safety Code specifies a fine of \$200.00 for each day a public nuisance exists if implemented. In addition, the Texas Department of Public Safety can place a hold on your Driver's License with you having to pay additional penalties, fees, and a warrant for your arrest could be issued.

Type of Violation:

- Dumping of trash, refuse, or brush on any city right-of-way or vacant lots
- Polluting any stream, drain, or tributary which constitutes a source of water is prohibited
- Storage of any chemical, gas, powder, or other substance labeled by EPA as being hazardous is prohibited unless stored in an EPA approved container.
- Discharge of sewage from a septic tank, drain field, or a travel trailer is prohibited
- Substandard housing abandoned buildings and unkept lots with excessive vegetation growth, and unsafe fencing may also be declared a nuisance.

 Signature of person completing this form

 Title