

ORDINANCE NO. 087-060

AN ORDINANCE OF THE TOWN OF ADDISON, TEXAS, AMENDING CHAPTER 5, BUILDINGS AND BUILDING REGULATIONS, OF THE CODE OF ORDINANCES, TOWN OF ADDISON, TEXAS, PROVIDING FOR ADDITIONAL FEE; PROVIDING FOR SWIMMING POOL OPERATING PERMIT ISSUANCE AND FEE; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTIES; AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF ADDISON, TEXAS:

SECTION 1. That Chapter 5 of the Code of Ordinances, Town of Addison, Texas, is hereby amended by adding Sec. 5-3 to read as follows:

Sec. 5-3. Additional Fee. If any construction or other work pursuant to this chapter is attempted prior to any authority, permission or approval of the City to do so, and an application for a building permit is then sought, there shall be paid by the applicant for such building permit a fee equal to twice the amount of the applicable fee as set out hereinabove at Sec. 5-1 and 5-2. Payment of the additional fee does not excuse full compliance with the provisions of this chapter. This section will become effective as of October 1, 1987.

SECTION 2. That Chapter 5 of the Code of Ordinances, Town of Addison, Texas, is hereby amended by amending Sec. 5-179 to read as follows:

Sec. 5-179. Same--Issuance; Fee.

The inspector shall issue a swimming pool permit to an applicant if a qualified manager of operations has been

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designated and the fee has been paid. The amount of the fee is Eighty Dollars (\$80.00) for the first pool owned by an applicant at one location, plus Forty Dollars (\$40.00) for each additional pool owned by the applicant at the same location. The fee is due on or before the first day of March of a calendar year. If a permit is initially issued after the first day of March of a calendar year, the fee for that year will be prorated according to the number of whole months remaining in the year. No refunds will be made. This section will become effective as of October 1, 1987.

SECTION 3. That should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or be 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 thereof other than the part so decided to be invalid, illegal, or unconstitutional.

SECTION 4. That all ordinances of the City in conflict with the provisions of this ordinance be, and the same are hereby repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.


SECTION 5. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a penalty of fine only not to exceed the sum of Four Hundred Dollars (\$400.00) for each offense, and each and every day such offense is continued shall constitute a new and separate offense.

SECTION 6. The fact that the present code of Ordinances does not provide for swimming pool operating permit issuance and

fees and is therefore, inadequate to properly safeguard the general public health and safety, creates an emergency and an imperative public necessity, and the ordinance shall take effect and be in force from and after its adoption.

DULY PASSED by the City Council of the Town of Addison, Texas, this the 22nd day of September, 1987.

APPROVED:



MAYOR

ATTEST:



CITY SECRETARY