

*Ord. Read
10/9/21*

ORDINANCE

(Motion was made by _____, seconded by _____, that the following ordinance be passed.)

ORDINANCE NO. 974

AN ORDINANCE PROVIDING FOR THE AUTHORITY TO ENFORCE THE DEED RESTRICTION FOR SUBDIVISIONS LOCATED WITHIN THE CITY OF WOODLOCH, TEXAS; PROVIDING FOR THE SEVERABILITY OF THE PROVISIONS OF THE ORDINANCE; PROVIDING FOR THE REPEAL OF ANY AND ALL ORDINANCES, RESOLUTIONS, AND/OR INFORMAL POLICIES TO THE EXTENT THE SAME ARE INCONSISTENT WITH OR IN CONFLICT WITH THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Woodloch has determined that it is in the best interest of the City and will promote the good government, harmony, peace and order of the City to provide for an ordinance to permit the City to enforce deed restrictions on properties in subdivisions located within the City.

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

Section 1. AUTHORITY TO ENFORCE DEED RESTRICTIONS.

Through the enactment of this Ordinance City Council hereby authorizes the Mayor and other City officials to expend monies from the City's general funds, as budgeted and approved by City Council, to take any and all legal steps necessary to enforce the Deed Restrictions as herein defined and as directed by City Council.

Section 2. DEFINITIONS.

For the purpose of this ordinance the following terms, phrases, words, abbreviations and their derivations shall have the meaning given herein. When not inconsistent with the context, words used in the present tense include the future tense, words in the plural number include the singular number, and words in the singular number include the plural number. The word "shall" is always mandatory, and not merely directory.

A. "City" shall mean the City of Woodloch, Texas, a municipal corporation of the State of Texas.

B. "City Council" shall mean the present governing body of City or any successor to the legislative powers of the present City Council.

C. "Deed Restrictions" shall mean the recorded subdivision restrictions applicable to properties located in subdivisions within the City.

Section 3. CITY ATTORNEY

It shall be the duty of the City Attorney to bring, or cause to be brought, any and all actions necessary in the appropriate courts of the State to carry out the requirements of this Ordinance.

Section 4. SEVERABILITY.

If any provision, section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the remaining portions of this franchise. It is the intent of City in adopting this Ordinance that no portion or provision thereof shall become inoperative or fail by reason of any invalidity or unconstitutionality of any other position or provision, and to this end all provisions of this Ordinance are declared to be severable.

Section 12. PASSAGE AND EFFECTIVE DATE.

This ordinance shall take effect and be in force effective immediately.

PASSED this the 10 day of Sept, 1991.

APPROVED this the 10 day of Nov, 1991.

[Signature]
Mayor of the City of Woodloch

APPROVED:

City Attorney