

**ORDINANCE 954**

**AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PINEY POINT VILLAGE, TEXAS, BY AMENDING SECTION §74-244 (b)(1); PROVIDING THAT NO BUILDING OR STRUCTURE SHALL EXCEED 35 FEET IN HEIGHT ABOVE THE NATURAL GRADE; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$2,000.00 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; AND PROVIDING FOR SEVERABILITY.**

\* \* \* \* \*

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE, TEXAS:**

**Section 1.** The Code of Ordinances of the City of Piney Point Village, Texas, is hereby amended by deleting the existing 74-244 (b)(1) and substituting it with the following new provision:

(1) *Building or Structure.* No building or structure, or any part thereof, shall exceed 35 feet in height above the natural grade of the existing lot (*i.e.*, the grade at center of proposed building footprint after the lot has been cleared and before any other construction has begun); however, chimneys and antennas shall be allowed not more than 10 feet above the building.

**Section 2.** Any person who shall violate any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be fined in an amount not to exceed \$2,000.00. Each day of violation shall constitute a separate offense.

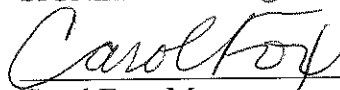
**Section 3.** In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of the City of Piney Point Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED AND ADOPTED this 24<sup>th</sup> day of July, 2006.

ATTEST:

  
Lorena Briel, City Administrator

SIGNED:

  
Carol Fox, Mayor