

ORDINANCE NO. 2018-05-01

AN ORDINANCE OF THE CITY OF WESTON, COLLIN COUNTY, TEXAS, AMENDING ORDINANCE NUMBER 2018-03-01, THE CITY'S SIGN REGULATIONS, SECTION 19 "EXEMPT SIGNS"; PROVIDING A PENALTY FOR VIOLATION; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING SEVERABILITY AND SAVINGS CLAUSES; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas;

WHEREAS, City Council has previously adopted Ordinance Nos. 2002-02-01, 2006-12-02, 2006-04-03, 2007-03-01, and 2018-03-01;

WHEREAS, the City Council now desires to amend said ordinances to provide consistency in the regulation of non-commercial signs; and

WHEREAS, the City Council has determined that this amendment is in the best interest of the public health, safety, and general welfare.

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

SECTION 1 AMENDMENT

Section 19 "Exempt Signs" of the City of Weston Ordinance Number 2018-03-01 is hereby amended by amending subsection C to read as follows:

"The following signs are exempt from the requirements of this Ordinance:

C. Subject to Section 11, non-commercial signs on private property with the consent of the property owner or works of art that in no way identify or advertise a product or business, or by their location and placement impede traffic safety."

SECTION 2 PENALTY

Any person, firm or corporation who shall violate any of the provisions of this article or who shall fail to comply with any provisions hereof shall be guilty of a misdemeanor and upon conviction, shall be subject to a fine not to exceed Five Hundred Dollars (\$500.00), and each day that such violation continues shall constitute a separate offense and shall be punishable accordingly.

SECTION 3 CUMULATIVE REPEALER CLAUSE

This ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances, except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on the date of adoption of this Ordinance shall continue to be governed by provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

SECTION 4 SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 5
SAVINGS CLAUSE**

All rights and remedies of the City of Weston are expressly saved as to any and all violations of the provisions of any ordinance that has accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

**SECTION 6
PUBLICATION CLAUSE**

The City Secretary of the City of Weston is directed to publish the caption, penalty clause, and effective date of this Ordinance in the official City newspaper in accordance with the provisions of Section 52.011 of the Texas Local Government Code.

**SECTION 7
EFFECTIVE DATE**

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

PASSED AND APPROVED by Council this, the _____ day of _____, 2014.

APPROVE

Patti Harrington, Mayor

ATTEST

Carol Decker, Mayor Pro Tem

WESTON
T E X A S

Oldest City in Collin County