

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS AMENDING CHAPTER 10 OF THE CITY OF CARROLLTON CODE OF ORDINANCES, TO AMEND SECTION 10.99(A). GENERAL PENALTY TO REVISE, RESTATE, AND REMOVE REFERENCES IN THAT SECTION; PROVIDING SEVERABILITY, REPEALER, AND SAVINGS CLAUSES; AND PROVIDING AN EFFECTIVE DATE ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, the City of Carrollton, Texas (the “City”) is a Home Rule municipality possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code and its Home Rule Charter; and

WHEREAS, the City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the code of ordinances would provide for and would be in the best interest of the health, safety, morals, and general welfare:

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

Section 1.

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2.

Chapter 10. General Provisions, Section 10.99(A). General Penalty of the Code of Ordinances for the City of Carrollton, Texas, is hereby amended to state the following:

“(A) The conviction of a violation of a provision of this Code or any ordinance, rule, or regulation of the City, is punishable as follows:

(1) Not to Exceed \$500.00 for violation of the following Code chapters or sections:

- (a) Chapter 31 (Comprehensive Fee Schedule).
- (b) Chapter 37 (Records Management).
- (c) Chapter 53 (Streets and Sidewalks).
- (d) Chapter 54 (General Design Standards).
- (e) Chapters 70 through 73 (Traffic Code).
- (f) Chapter 99 (Apartment Crime Reduction Program).
- (g) Chapter 111 (Alcoholic Beverages).
- (h) Chapter 112 (BYOB Businesses Regulation).
- (i) Chapter 113 (Solicitors).

- (j) Chapter 115 (Regulated Property).
 - (k) Chapter 117 (Special Events).
 - (l) Chapter 130 (General Offenses).
 - (m) Chapter 132 (Public Library).
 - (n) Chapter 133 (Parks and Recreation).
 - (o) Chapter 151 (Sign Regulations).
- (2) Not to exceed \$2,000.00 if the provisions violated govern fire safety, zoning, or public health and sanitation provisions, as follows:
- (a) Chapter 50 (Solid Waste and Recycling).
 - (b) Chapter 52 (Water and Sewer Services).
 - (c) Chapter 56 (Cross-Connection Control and Prevention).
 - (d) Chapter 90 (Abandoned Property and Vehicles).
 - (e) Chapter 91 (Animal Regulations).
 - (f) Chapter 92 (Nuisances).
 - (g) Chapter 93 (Smoking in Public Places).
 - (h) Chapter 94 (Pool, Spa, and Interactive Water Feature and Fountain Regulations).
 - (i) Chapter 95 (Weeds and other Unsanitary Matter).
 - (j) Chapter 96 (Single- and Multi-Family Housing Code).
 - (k) Chapter 97 (Hotel Code).
 - (l) Chapter 98 (Commercial Property Maintenance Code).
 - (m) Chapter 116 (Restaurants and Food Establishments).
 - (n) Chapter 150 (Construction Codes).
 - (o) Chapter 152 (Subdivision Ordinance).
 - (p) Chapter 153 (Zoning Ordinance).
 - (q) Chapter 154 (Fence Regulations).
 - (r) Chapter 156 (Private Wells).
 - (s) Chapter 171 (Wastewater Pretreatment).
 - (t) Chapter 172 (Liquid Waste).
 - (u) Chapter 173 (Stormwater Pollution Prevention).
 - (v) Chapter 174 (Stormwater and Flood Protection).
 - (w) Chapter 175 (Municipal Setting Designation).
 - (x) Chapter 176 (Water Well Pollution Protection).
- (3) Fixed by state law if the violation is one for which the state has a fixed fine.”

Section 3.

The provisions of this Ordinance are severable in accordance with Section 10.07 of the Carrollton City Code.

Section 4.

This Ordinance shall be cumulative of all provisions of ordinances of the City of Carrollton, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

Section 5.

All other provisions of Chapter 10 not expressly amended as stated herein, as well as all other provisions of the Carrollton City Code, shall remain in full force and effect.

Section 6.

This Ordinance shall become and be effective on and after its adoption and publication.

PASSED AND APPROVED this the Sixth day of June, 2023.

CITY OF CARROLLTON

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith Ladd
City Attorney

Melissa Everett
Finance Director