CITY OF HASLET

ORDINANCE NO. 040-2019

AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE CODE OF ORDINANCES OF THE CITY OF HASLET, TEXAS, TO REVISE THE NUMBER OF MEMBERS OF THE PLANNING AND ZONING COMMISSION AND ITS QUORUM, AND THE NUMBER OF MEMBERS, QUORUM AND DEFINITION OF THE CAPITAL IMPROVEMENTS ADVISORY COMMITTEE (CIAC); PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Haslet, Texas is a Type A general-law municipality located in Tarrant and Denton Counties, 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; and

WHEREAS, the City of Haslet, Texas, previously adopted its comprehensive zoning ordinance, as codified as Exhibit A to Chapter 14 of the Code of Ordinances of the City of Haslet; and

WHEREAS, the City Council deems it necessary to amend Sections 2.2.2.B.1 and 2.2.2.C.3 of the zoning ordinance to revise the number of members of the Planning and Zoning Commission and its quorum; and

WHEREAS, the City Council deems it necessary to amend the number of members of the Capital Improvements Advisory Committee (CIAC) and its quorum, and the definition of the CIAC, in Section 10.03.051 subparts (d), (e) and (f) and Section 10.03.034; and

WHEREAS, a public hearing was held by the Planning and Zoning Commission of the City on the 18th day of November, 2019, and a public hearing was held by the City Council on the 9th day of December, 2019, with respect to the proposed amendment to the Zoning Ordinance; and

WHEREAS, all requirements of law for publication and all procedural requirements have been complied with in accordance with Chapter 211 of the Local Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HASLET, TEXAS.

SECTION 1.

That Section 2.2.2.B.1 of Chapter 14, Zoning, Exhibit A, of the Code of Ordinances of the City of Haslet, Texas, the Zoning Ordinance, be and is hereby amended to read as follows:
2.2.2 Planning and Zoning Commission

...

B. ORGANIZATION AND MEMBERSHIP.

"1. The Planning and Zoning Commission shall consist of five (5) members and two alternate members appointed by the City Council (as Place 1 through 7). The alternate members shall act in the absence of any regular member."

SECTION 2.

That Section 2.2.2.C.3 of Chapter 14, Zoning, Exhibit A, of the Code of Ordinances of the City of Haslet, Texas, the Zoning Ordinance, be and is hereby amended to read as follows:

2.2.2 Planning and Zoning Commission

...

C. MEETINGS, HEARINGS, AND PROCEDURES.

...

"3. A quorum of the P&Z Commission shall be three (3) members."

SECTION 3.

That the definition of the Capital Improvements Advisory Committee (CIAC) contained in Section 10.03.034 of the Code of Ordinances of the City of Haslet, Texas, be and is hereby amended to read as follows:

Sec. 10.03.034 Definitions

...

"Capital improvements advisory committee (CIAC). Advisory committee, appointed by the city council, consisting of the five (5) voting members of the planning and zoning commission, plus one (1) ad hoc voting member (industry representative) who is not an employee of the city and who is a representative of the real estate, development, or building industry (residency not required), plus one (1) ad hoc voting member (ETJ representative) who is a representative of the extraterritorial jurisdiction area; which committee is appointed to regularly review and update the capital improvement plan in accordance with the requirements of chapter 395."
SECTION 4.

That Section 10.03.051 subsections (d), (e) and (f) of the Code of Ordinances of the City of Haslet, Texas, are hereby amended to read as follows:

Sec. 10.03.051 Functions and organization of capital improvements advisory committee (CIAC)

...(d) The committee will have five (5) voting members of the planning and zoning commission, plus one (1) ad hoc voting member (industry representative) who is not an employee of the city and who is a representative of the real estate, development, or building industry (residency not required), plus one (1) ad hoc voting member (ETJ representative) who is a representative of the extraterritorial jurisdiction area.

(e) A quorum of the CIAC shall be four (4) members and a majority of the quorum must be planning and zoning commission members.

(f) The members of the Planning and Zoning Commission shall be numbered place 1–place 5. Members shall serve 2-year terms. Members serving in odd-numbered places will be appointed in odd-numbered years, and members serving in even-numbered places will be appointed in even-numbered years. The industry representative shall be considered place 6, and the ETJ representative shall be place 7.”

SECTION 5.

This ordinance shall be cumulative of all provisions of the zoning ordinance and of the Code of Ordinances of the City of Haslet, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

SECTION 6.

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 7.

This ordinance shall be in full force and effect from and after its passage, and it is so ordained.

PASSED AND APPROVED ON THIS 9TH DAY OF DECEMBER, 2019.

Bob Golden
Mayor

Attest:

Dianna Buchanan, TRMC
City Secretary