

ORDINANCE 2021-O-080

AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, AMENDING CITY CODE OF ORDINANCES BY REPEALING CHAPTER 5, ARTICLE XII, SECTION 5-168 ENTITLED SUBSTANDARD BUILDING COMMISSION IN ITS ENTIRETY AND ADOPTING IN ITS PLACE NEW REGULATIONS, PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, the City Council finds it necessary and beneficial to appoint the Planning & Zoning Commission to also serve as the Substandard Housing Commission.

WHEREAS, on the 28th day of June 2021, the City Council of the City of Athens, Texas, after due notice as required by law, held the first reading of the ordinance as required by Article III, Section 3.11 of the City of Athens Charter.

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

Section 1. The City Council hereby authorizes the repeal of Chapter 5, Article XII, Section 5-168 entitled “Substandard building commission” in its entirety and the adoption in its place of the following:

*CHAPTER 5, ARTICLE XII, SECTION 5-168 – Substandard building commission.
The Planning and Zoning Commission shall be the Substandard Building Commission and shall perform the duties of the Substandard Building Commission as outlined in the City of Athens Code of Ordinances.*

Section 2. Should any clause, phrase, sentence section of this Ordinance be deemed invalid or unconstitutional by a court of competent jurisdiction, said finding shall not affect the remaining clauses, phrases, sentences or sections of this Ordinance.

Section 3. Any ordinance, resolution or order previously passed and/or adopted by the City Council, or any part thereof, if found to be in conflict with the provisions of this Ordinance, shall be resolved in favor of the terms and conditions of this Ordinance, and any prior conflicting ordinance, resolution or order or any part thereof, is hereby repealed to the extent of said conflict.

Section 4. This ordinance shall be and become effective from and after its adoption and publication in accordance with the provisions of the Charter of the City of Athens, Texas.

PASSED, APPROVED and ADOPTED this the 12th day of **July 2021** at a regular meeting of the City Council of the City of Athens, Texas, with the following record vote:

Toni Clay, Mayor	Aye
Aaron Smith, Councilmember	Aye

SyTanna Freeman, Councilmember	Aye
Robert Gross, Councilmember	Aye
Mark Carroll	Aye

Voted in favor of the motion	5
Voted against the motion	0
Motion carried	5-0

Toni Clay, Mayor

ATTEST:

Bonnie Hambrick, City Secretary