

ORDINANCE 2020-O-060

AN ORDINANCE OF THE CITY OF ATHENS, TEXAS, REPEALING IN ITS ENTIRETY CHAPTER 21, ARTICLE II, ENTITLED MAIN EXTENSIONS, OF THE CITY OF ATHENS CODE OF ORDINANCES PROVIDING A SEVERABILITY CLAUSE, A REPEALER CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City of Athens, Texas seeks to regulate and govern the conditions and maintenance of public water and sewer infrastructure in order to ensure that such infrastructure within the corporate boundaries of the city is safe, sanitary, and fit for use;

WHEREAS, on December 4th, 1972 the City Council adopted and made effective the City of Athens Municipal Code of Ordinances and included in said Code Chapter 21. - WATER AND SEWER;

WHEREAS, Chapter 21, ARTICLE II entitled MAIN EXTENSIONS currently duplicates information that is included in the proposed Chapter 17, SUBDIVISIONS;

WHEREAS, Staff recommends removing duplicate information for clarity;

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

Section 1. The Code of Ordinances of the City of Athens, Texas is amended to reflect the repeal of Article II of Chapter 21 in its entirety and reserve the Article and all Sections within for future use as shown below.

Chapter 21 – WATER AND SEWERS

ARTICLE II. – RESERVED

Secs. 21-35 – 21-54. – Reserved

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conditions of this Ordinance, and any prior conflicting ordinance, resolution or order or any part thereof, is hereby repealed to the extent of said conflict.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 **13th** day of **July, 2020** at a regular meeting of the City Council of the City of Athens, Texas, with the following record vote:

Monte Montgomery, Mayor	Aye
Ed McCain, Mayor Pro Tem	Aye
Aaron Smith, Councilmember	Aye
Robert Gross, Councilmember	Aye

Voted in favor of the motion	4
Voted against the motion	0
Motion carried	4-0

Monte Montgomery, Mayor

ATTEST:

Bonnie Hambrick, City Secretary