

ORDINANCE NO. 149

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF WALLIS, TEXAS SETTING TWO PUBLIC HEARINGS ON THE IMPOSITION OF A MOBILE HOME/HUD-CODE MANUFACTURED HOME MORATORIUM AND PROVIDING FOR THE PUBLICATION OF NOTICE IN ACCORDANCE WITH THE REQUIREMENTS OF LAW.

WHEREAS, the City Council of the City of Wallis in accordance with the provisions of §§ 212.133 et seq. of the Texas Local Government Code finds and determines that it is in the best interest of the City for the City to adopt a moratorium on the issuance of any additional mobile home/HUD-code manufactured home placement permit; and

WHEREAS, the City Council of the City of Wallis finds and determines that the imposition of a moratorium is necessary, justified and required for the protection of the health, safety and well-being of the residents, citizens and inhabitants of the City of Wallis, Texas;

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

Section 1. The City Council of the City of Wallis ordains its intent, upon the completion of all required public hearings, to adopt a moratorium on the issuance of any additional mobile home/HUD-code manufactured home placement

permit for a period of one hundred and twenty (120) days, said days to be computed from March 27, 2003.

Section 2. The City Council of the City of Wallis does hereby call and schedule two (2) public hearings in accordance with the requirements of law and orders that notice of such hearings be published not more than four (4) days prior to the dates of each hearing, and the City Council does order that publication of two (2) notices shall occur within the time as provided for by law and does hereby call the first public hearing to be held at 7:00 p.m. on the 19th day of May, 2003 and the second public hearing to be held at 7:00 p.m. on the 27th day of May, 2003. The City Council of the City of Wallis does hereby indicate an intent to initiate by first reading of an Ordinance to adopt a moratorium on the issuance of any additional mobile home/HUD-code manufactured home placement permit at a special Council meeting at 7:00 p.m. on the 19th day of May 2003. The City Council of the City of Wallis does hereby approve the form for notices attached hereto and marked Exhibit "A."

Section 3. The City Council of the City of Wallis does find and determine that it can initiate the proceedings for imposition of a moratorium on the issuance of any additional mobile home/HUD-code manufactured home placement permit.

Section 4. Severability. It is the intention of the City Council of the City of Wallis that if any phrase, sentence, section, or paragraph of this Ordinance shall be declared unconstitutional or otherwise invalid by final judgment of a court of

competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remainder of this Ordinance since the same would have been enacted by the City Council without the incorporation of the unconstitutional or invalid phrase, sentence, section or paragraph.

PASSED AND APPROVED by the City Council of the City of Wallis, Austin County, Texas on this, the 15th day of May, 2003.



TONY SALAZAR, MAYOR

ATTEST:



D.J. Sommers, CITY SECRETARY

EXHIBIT "A"

NOTICE OF INTENT TO ADOPT MORATORIUM ON THE ISSUANCE OF MOBILE HOME/HUD-CODE MANUFACTURED HOME PLACEMENT PERMITS

NOTICE IS HEREBY GIVEN to all interested persons that the City of Wallis, Texas proposes to institute proceedings to impose a moratorium on the issuance of any additional mobile home/HUD-code manufactured home placement permits for a period of one hundred and twenty (120) days, said days to be computed from March 27, 2003.

A first public hearing will be held by and before the City Council of the City of Wallis on Monday, the **19th day of May 2003**, and a second public hearing will be held by and before the City Council of the City of Wallis on Monday, the **27th day of May 2003**. The hearing to be held on the 19th day of May will be held at 7:00 p.m. and the public hearing to be held on the 27th day of May will be held at 7:00 p.m., both public hearings to be held in the City Council Chamber of the City Hall of the City of Wallis, located at 114 South 3rd Street, Wallis, Texas for all persons interested in the above proposed moratorium. At such time and place, all such persons shall have the right to appear and be heard. All persons interested in this moratorium and matters in relation thereto shall take notice of the date and time of said hearings.