

VILLAGE OF WEBBERVILLE

ORDINANCE No. 2018-03

INSTITUTING A SIX (6) MONTH MORATORIUM ON PROCEEDINGS TO ESTABLISH ZONING FOR ANY NEWLY ANNEXED TERRITORY, ON THE FILING OF REZONING APPLICATIONS, AND ON ANY CONSIDERATION OR APPROVAL OF THE AFOREMENTIONED, IN ORDER TO ALLOW FOR THE REVIEW AND POSSIBLE AMENDMENTS TO THE EXISTING COMPREHENSIVE PLAN; TO INITIATE REVIEW AND CONSIDERATION OF POSSIBLE AMENDMENTS TO THE EXISTING COMPREHENSIVE PLAN AS PROVIDED FOR IN CHAPTER 213 OF THE TEXAS LOCAL GOVERNMENT CODE; MAKING FINDINGS OF FACT; PROVIDING FOR ENACTMENT; REPEALER; SEVERABILITY; EFFECTIVE DATE, AND FINDING PROPER NOTICE AND MEETING.

WHEREAS, the Village of Webberville, Texas (“Village”) is a Type C, General-Law Municipality; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the Village has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the Village and is necessary or proper for carrying out a power granted by law to the Village; and

WHEREAS, the Village Commission (“Commission”) seeks to promote the public health, safety, and general welfare of the residents of the Village; and

WHEREAS, pursuant to Chapter 211 of the Texas Local Government Code, the Village has the authority to regulate the uses of land, including the location and use of buildings, other structures, and land for business, industrial, residential, or other purposes, and such regulations are required to be adopted in accordance with a Comprehensive Plan; and

WHEREAS, the Village’s existing Comprehensive Plan was adopted in May 2009; and

WHEREAS, the Commission finds that a temporary moratorium is necessary and prudent in order to protect the *status quo* so that, in the interim, it may review the Village's existing Comprehensive Plan, and consider possible amendments to the same, as provided for in Chapter 213 of the Texas Local Government Code; and

WHEREAS, the Commission further finds that a temporary moratorium would be beneficial to the inhabitants and landowners of the Village, and to the fulfillment of the Commission's mission and goals; and

WHEREAS, the Commission finds that a six (6) month moratorium is a reasonable minimum amount of time to accomplish its aforementioned purposes,

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COMMISSION OF VILLAGE OF WEBBERVILLE, TEXAS:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ENACTMENT

On the effective date hereof a **Six (6) Month Moratorium** is in effect during which period the Commission may review the Village's existing Comprehensive Plan and consider possible amendments to the same, as provided for in Chapter 213 of the Texas Local Government Code. During the moratorium period the Commission

3. REPEALER

All ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. EFFECTIVE DATE

This Ordinance shall be effective upon its passage and execution by the Village Mayor.

6. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by any applicable provision of Chapter 52 of the Texas Local Government Code.

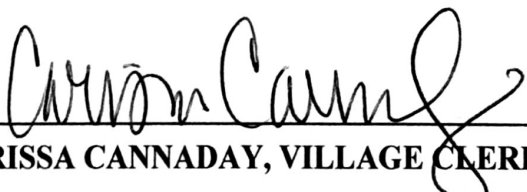
PASSED AND APPROVED this, the 11 day of July, 2018 by a vote of 3 (ayes) to 0 (nays) to 0 (abstentions) of the Village Commission of Village of Webberville, Texas.

VILLAGE OF WEBBERVILLE



HECTOR GONZALES, MAYOR

ATTEST:



CARISSA CANNADAY, VILLAGE CLERK