

ORDINANCE NO. 2010-03

AN ORDINANCE OF THE TOWN OF HOLIDAY LAKES, TEXAS, CONTAINING A PREAMBLE; AMENDING THE DITCH AND CULVERT ORDINANCE NO. 2002-010 AND ORDINANCE NO. 2004-003, SECTION TWO, AND SECTION THREE, SETTING A MINIMUM SIZE OF 18" REINFORCED CONCRETE CULVERTS; REQUIRING PRIOR COUNCIL APPROVAL OF ANY EXCEPTION; STIPULATING A LIMITED TIME PRIOR TO HEAVY TRASH PICKUP FOR PLACING DEBRIS IN DITCH; AND DELETING THE REQUIREMENT FOR A PARKING PERMIT.

WHEREAS, the Town of Holiday Lakes, Texas, was incorporated as a municipality under the provision of Chapters 1-10 of Title 28, Revised Civil Statutes of Texas, and

WHEREAS, culverts of sufficient size and strength connecting to public streets and across easements of the Town are necessary to insure proper drainage and to prevent damage to public streets; and

WHEREAS, the adoption of this Ordinance is in the best interest of and for the general health, safety and welfare of the inhabitants of the Town of Holiday Lakes, Texas.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HOLIDAY LAKES, TEXAS:

SECTION ONE - SHORT TITLE

This Ordinance shall be known and may be cited as the Ditch and Culvert Ordinance of the Town of Holiday Lakes, Texas.

SECTION TWO - CULVERT REQUIREMENTS

No person may install, build, construct, repair or replace a private driveway connecting to a public street or across a public easement unless a culvert is installed in accordance with the following specifications:

- A. All culverts are required to fill the needs as directed by ditch size, with the minimum of eighteen inches.
- B. Culverts must be reinforced concrete.
- C. City Council approval is required for any exception to the minimum size and said approval is necessary prior to installation. Following approval, resident will be issued a permit of approval which shall be presented to Brazoria County when requesting culvert installation. There is no charge for the permit.

SECTION THREE

- A. No vehicle shall park within fifteen-feet of any fire hydrant or flush valve within the corporate limits of the Town.
- B. No person may place or deposit an obstruction in any ditch in the Town, including, but not limited to, any dirt, sand, gravel, brush, tree limbs, leaves, motor vehicles, and other tangible personal property. Debris deposited for retrieval on the monthly heavy trash day shall be deposited no earlier than two weeks before the regularly scheduled pick up day.
- C. It is an affirmative defense to paragraph B of this Section if the sand, dirt, or gravel is used only to cover a culvert and if such culvert is installed as required by Section Two of this Ordinance.
- D. All roadways must have a fifteen-foot unobstructed passageway for emergency equipment.

SECTION FOUR

Any person who violates any provision of this ordinance is guilty of a misdemeanor and may be punished by a fine not to exceed \$500 and that each and every day a violation continues or occurs is a separate offense.

SECTION FIVE

This Ordinance shall take effect and be in force from and after its description caption has been published for two consecutive days in The Brazosport Facts.

READ, PASSED AND APPROVED THIS 15TH DAY OF JUNE, 2010.

Norman C. Schroeder

NORMAN C. SCHROEDER, MAYOR
TOWN OF HOLIDAY LAKES, TEXAS

Donna J. Brown

DONNA J. BROWN, CITY SECRETARY
TOWN OF HOLIDAY LAKES, TEXAS