

ORDINANCE 18 - 02

AN ORDINANCE OF THE CITY OF COMMERCE, TEXAS, ADOPTING A WATER CONSERVATION AND DROUGHT CONTINGENCY PLAN; ESTABLISHING CRITERIA FOR ENCOURAGING WATER SAVING PRACTICES ON A CONTINUAL BASIS, AS WELL AS DURING EMERGENCY SITUATIONS; ESTABLISHING WATER SAVING GOALS; ESTABLISHING RESRICTIONS ON CERTAIN WATER USES; ESTABLISHING PENALTIES FOR THE VIOLATION OF AND PROVISIONS FOR ENFORCEMENT OF THESE RESTRICTIONS; ESTABLISHING PROCEDURES FOR GRANTING VARIANCES; AND PROVIDING SEVERABILITY AND AN EFFECTIVE DATE.

WHEREAS, the City of Commerce recognizes that the amount of water available to its customers is limited and subject to depletion, especially during periods of extended drought;

WHEREAS, the City of Commerce recognizes that natural limitations cannot guarantee an unlimited and uninterrupted water supply for all purposes;

WHEREAS, Section 11.1272 (a) of the Texas Water Code and applicable rules of the Texas Commission on Environmental Quality require all public water supply systems in Texas to prepare a drought contingency plan; and

WHEREAS, as authorized under law, and in the best interests of the citizens of Commerce, the Commerce City Council deems it expedient and necessary to establish certain rules and policies for the orderly and efficient management of limited water supplies;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF COMMERCE:

SECTION 1.

That the revised City of Commerce, Texas Water Conservation and Drought Contingency Plan attached hereto and made part hereof for all purposes be, and the same is hereby, adopted as the official policy of the City.

SECTION 2.

That all ordinances that are in conflict with the provisions of this ordinance be, and the same are hereby, repealed and all other ordinances of the City not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3.

Should any paragraph, sentence, subdivision, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the

validity of this ordinance as a whole or any part or provision thereof, other than the part so declared to be invalid, illegal or unconstitutional.

SECTION 4.

This ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

DULY PASSED BY THE CITY OF COMMERRCE, TEXAS, on the 15th day of May, 2018.

ATTEST:

CITY OF COMMERCE:

Molly Jacobsen, City Secretary

Wyman William, Mayor

(seal)

I, Molly Jacobsen, City Secretary of the City of Commerce, Texas, do hereby certify that the above is a true and correct copy of an Ordinance, and that the same has not been repealed and is in full force and effect.

Molly Jacobsen, City Secretary

(seal)

Sworn to and subscribed before me, on this the _____ day of _____ 2018, to certify which witness my hand and seal of office.

(seal)

Notary Public, State of Texas