ORDINANCE NO. 2024-003

AN ORDINANCE AMENDING CITY OF EAST BERNARD, TEXAS, ORDINANCE 2023-004, WHICH PROVIDES RULES AND REGULATIONS GOVERNING OUTDOOR BURNING WITHIN THE CITY; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE, BY AMENDING PARAGRAPH "G" OF SECTION 2-3 TO ALLOW OUTDOOR BURNING OF DOMESTIC WASTE ON PROPERTY THAT IS OUTSIDE THE RESTRICTED AREA ON AMENDMENT A.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF EAST BERNARD, TEXAS:

SECTION 1. FINDINGS

. . .

City of East Bernard, Texas, Ordinance No. 2023-004, passed and approved the 15th day of May, 2023, and being an ordinance establishing the limited authorization for outdoor burning within the City, is hereby amended by replacing Paragraph G of section 2-3 with a new Paragraph G to provide as follows:

2-3. Permissible burning; exceptions.

G. Outdoor burning of domestic waste is banned shall be allowed on property that is within the restricted area, see Attachment A - one acre, but is subject to the following:

SECTION 2. SEVERABILITY

In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of this Ordinance to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and, the Board of Alderman declares that it would have passed each and every part of this Ordinance

notwithstanding the omission of any such part declared to be invalid or unconstitutional, whether there be one or more parts.

SECTION 3. REPEALER

All ordinances or parts of ordinances inconsistent herewith or in conflict herewith are, to the extent of such inconsistency or conflict, hereby repealed.

SECTION 4. EFFECTIVE DATE

This Ordinance shall become effective as of the date of adoption hereof.

PASSED AND APPROVED THIS 15 DAY OF July

. 2024.

LANÇE REJSEK, MAYOR

ATTEST:

RENEE NORTON, CITY SECRETARY

Kelly R. Kaluza
& Associates, Inc.
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and average a surveyors
pressive track years
pressive tracks CITY OF EAST BERNARD, WHARTON COUNTY, TEXAS TEMS STATE PLANE COORDINATES SOUTH CENTRAL ZONE (NADES GRID OVERALL AREA MAP WHARTON COUNTY W.C. & I.D. No. 2 LEGING: — PROPRIET LAKE (APPROXIMATE)
— OTT OF LAST REPARAD CITY LAND
— OTT OF LAST REPARAD
— OTT OF LAST REPARAD
— WANTON COUNT
— WANTON COUNT
— K.C. & LO. No. 2. LANTS y = 13,763,030 x = 2,815,000 FORT BEND CITY OF EAST BERNARD E.T.J. FORT BEND MARTON CITY OF EAST BERNARD CITY LIMITS WHARTON COUNTY CITY OF
EAST BERNARD
E.T.J. Attachment A BANNED U.S. HIGHWAY 90A +CITY OF EAST BERNARD E.T.J. SHEET 6 – WATER & SANITARY (NORTH) SHEET 6 – WATER & SANITARY (BERNARD TIMBERS) SHEET 3 - SANITARY SEWER SYSTEM OVERALL SHEET 4 - WATER & SANITARY (SOUTH) SHEET 2 - WATER SYSTEM OVERALL SHEET 1 - OVERALL AREA MAP EXISTING LITELY LINES ARE ORNER FROM AVMILABLE INFORMATION ONLY. SHEET INDEX NO EFFORT WAS MADE TO VEREY THAT THE WEST-COUNTY AND THAT THE SASEMENTS DEPOTED IN THIS PROJECT ARE ACCUMATE AS DRAWN. NOT A PELD SURMY, EXISTING PELDWORK AND DESCH WORK PERFORMED BY THIS OFFICE HAN BEEN REFERENCED FOR THIS PROJECT. Md 00/E1 @ 90/H1/11 TEM 10/d 580 183400-2010483 -3899 TEM