

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPELL, TEXAS, BY AMENDING THE CODE OF ORDINANCES, AS HERETOFORE AMENDED, BY ADDING TO CHAPTER 13, SUBDIVISION, ARTICLE 13-5 THE DEVELOPMENT PROCEDURES AND REQUIREMENTS FOR APPLICATION SUBMITTALS SECTION AND RENUMERING THE CURRENT SUBSECTION FROM (26) TO (27) 13-5-6 (C) (26) NOISE ATTENUATION; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City of Coppel provides application and requirement advising the process and procedures of land development; and

WHEREAS, the City of Coppel has declared that certain real property lies within or is located near the sixty-five (65) decibel noise level noise contour line for Dallas Fort Worth International Airport and established a noise attenuation zone requiring noise attenuation standards for new residential construction; and

WHEREAS, the City has determined that noise attenuation should be noted on future plats;

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

SECTION 1. That the *Code Ordinance* of the City of Coppel, Texas, as heretofore amended, be, and the same is hereby amended by amending the Code of Ordinances, Chapter 13, Subdivision, Article 13-5 Development Procedures Section 13-5-6, to add a new subsection (26) for noise attenuation and reminder the current subsection (26) to (27) which shall read as follows:

“CHAPTER 13

SUBDIVISION

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ARTICLE 13-5. - DEVELOPMENT PROCEDURES AND REQUIREMENT FOR

APPLICATION SUBMITTALS

Sec. 13-5-1. Application and general requirements

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Sec. 13-5-6. Plat and plans

.....

(C) Plat requirements.

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26. *Noise Attenuation* – If property is within a noise attenuation zone (defined in the section 15-8-2, Appendix K, of the Code of Ordinances) a notation must be placed on the plat in a form approved by Planning and/or Engineering.
27. *Requirements of Code.* The Plat meet all other requirements of the Code”

SECTION 2. That all provisions of the Code of Ordinance of the City of Coppel, Texas, in conflict with the provisions of this ordinance be, and the same are hereby, repealed, and all other provisions not in conflict with the provisions of this ordinance shall remain in full force and effect.

SECTION 3. That should any word, sentence, paragraph, subdivision, clause, phrase or section of this ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, illegal, or invalid, the same shall not affect the validity of the remaining portions of said ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 4. That an offense committed before the effective date of this ordinance is governed by prior law and the provisions of the Code of Ordinance, as amended, in effect when the offense was committed and the former law is continued in effect for this purpose.

SECTION 5. That any person, firm, or corporation violating any of the provisions or terms of this ordinance shall be subject to the same penalty as provided for in the Code of Ordinances of the City of Coppel, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of Two Thousand Dollars (\$2,000.00) for each offense; and each and every day such violation shall continue shall be deemed to constitute a separate offense.

SECTION 6. That this ordinance shall take effect immediately from and after its passage and the publication of its caption, as the law and charter in such cases provide.

DULY PASSED by the City Council of the City of Coppell, Texas, this the _____ day of _____, 2016

APPROVED:

KAREN SELBO HUNT, MAYOR

ATTEST:

CHRISTEL PETTINOS, CITY SECRETARY

APPROVED AS TO FORM:

ROBERT E. HAGER, CITY ATTORNEY
(REH/mpm)