

**ORDINANCE NO. 14-2021**

**AN ORDINANCE OF THE CITY OF SEAGOVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 21, BUILDING REGULATIONS, ARTICLE 21.08, FENCES, BY AMENDING SECTION 21.08.003(a)(11) TO REDUCE THE SIZE OF LOT REQUIRED FOR PIPE RAIL FENCING FROM FIVE (5) ACRES OR MORE TO ONE (1) ACRE OR MORE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED DOLLARS (\$200.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Section 21.08.003 of the Code of Ordinances provides for the permitted types of fencing that may be built, erected or constructed within the City and the requirements for the same; and

**WHEREAS**, pursuant to section 21.08.003(a)(11), pipe rail fencing is allowed on lots meeting all other requirements stated therein and measuring five acres or more; and

**WHEREAS**, the City Council finds that it is in the best interest of the general welfare of the citizens of Seagoville that the lot size requirement stated in section 21.08.003(a)(11) as a requirement for use of pipe rail fence be amended from a minimum of five acres to a minimum of one acre.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SEAGOVILLE, TEXAS:**

**SECTION 1.** The Code of Ordinances of the City of Seagoville, Texas is hereby amended by amending Chapter 21 Building Regulations, Article 21.08, Fences, Section 21.08.003(a)(11) to read as follows:

**“CHAPTER 21 BUILDING REGULATIONS**

...

**ARTICLE 21.08 FENCES**

...

**Sec. 21.08.003 Permitted types**

(a) ...

(11) Pipe rail fence is only allowed on lots measuring one (1) acre or more and zoned AG or for which an AG exemption has been granted by the Dallas County Appraisal District or the Kaufman County Appraisal District.

....”

**SECTION 2.** All provisions of the Code of Ordinances of the City of Seagoville in conflict with the provisions of this ordinance are hereby repealed, and all other provisions of the ordinances of the City of Seagoville not in conflict with the provisions of this ordinance shall remain in full force and effect.

**SECTION 3.** Should any sentence, paragraph, subdivision, clause, phrase, or section of this ordinance be adjudged or held to be unconstitutional, illegal, or invalid, the same should not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal, or unconstitutional.

**SECTION 4.** 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 Seagoville, as heretofore amended, and upon conviction shall be punished by a fine not to exceed the sum of two hundred dollars (\$200.00) for each offense.

**SECTION 5.** This ordinance shall take effect immediately from and after its passage.

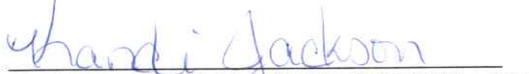
**DULY PASSED** by the City Council of the City of Seagoville, Texas, on 17th day of May, 2021.

APPROVED:



DENNIS K. CHILDRESS MAYOR

ATTEST:

  
KANDI JACKSON, CITY SECRETARY



APPROVED AS TO FORM:

  
VICTORIA W. THOMAS, CITY ATTORNEY  
(051321vwtTM122453)