

**CITY OF SANCTUARY
P.O. BOX 125
AZLE, TEXAS 76098
PHONE/FAX 817.677.3008**

ORDINANCE 53

AN ORDINANCE OF THE CITY OF SANCTUARY, PARKER COUNTY, TEXAS, TO PROVIDE FOR AND REGULATE COMMERCIAL VENTURES AND BUSINESSES WITHIN THE CITY LIMITS, AND FUTHER PROVIDING FOR THE ISSUANCE OF PERMITS, MAINTENANCE AND ENFORCEMENT OF THE ORDINANCE, AND PRESCRIBING PENALTIES FOR VIOLATIONS. THIS ORDINANCE REPLACES ORDINANCES 15 AND 30.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SANCTUARY, PARKER COUNTY, TEXAS:

SECTION 1

WHEREAS, the owner or operator of each business or commercial venture within the corporate limits of the City of Sanctuary (the City) is hereby required to procure a permit to operate. Such permit will be obtained from the City Secretary by completing an application in writing, a form designated by the City Council. This form shall contain the following minimum information:

1. The full name of business or venture.
2. Full location and address of venture.
3. Specific type of business or activity.
4. How the property zoned?
5. The full name(s) and address(es) of the owner(s).
6. If said business involves hazardous materials, and, if so, of what kind.
7. If business requires state licensing (examples: auto dealer, certain medical facilities, etc), the license number shall be entered on the application.

SECTION II

WHEREAS, businesses or ventures in areas zoned as Commercial or Industrial shall comply with the requirements of the Planning and Zoning Ordinance of the City of Sanctuary (Ordinance 1).

WHEREAS, businesses or ventures in areas zoned as Residential areas are limited as follows:

1. Such business or venture shall be housed within the residence or in a properly constructed workshop or outbuilding. Any outside activity relating to said business or venture shall be screened from public view by a proper privacy fence.
(Refer to Ordinance 1.)
2. There shall be no visible sign or advertising, except the name of the business or venture on the mailbox, in lettering not to exceed two (2) inches in height.
3. Only the residents on the property may own, or be employed in the business or venture.
4. The business or venture shall not result in disturbances to the adjoining properties or public at large. Such disturbances include, but are not limited to, excessive vehicle traffic, loud noise, parking or transit of large or heavy equipment, noxious odors, or any disturbing activity not normally associated with the residential living.
5. Prior to issuance of a permit, the Planning and Zoning Commission shall insure that the business or venture is compatible with the intent of this Ordinance.

SECTION III

WHEREAS, persons found guilty of violating the provisions of this Ordinance shall be fined an amount not to exceed five hundred dollars (\$500.00) per offense, and each day such violation exists constitutes a separate offense. In addition, if a violation of this ordinance occurs, the Board of Aldermen may revoke the permit. In this event, the permit shall not be reinstated until the owner or the owner's representative appears before the Board of Aldermen and requests reinstatement of the permit, and the Board is satisfied that the situation or condition that caused the revocation no longer exists.

SECTION IV

WHEREAS, a fee of twenty-five dollars (\$25.00) is hereby established for initial permits, with a fee of twenty dollars (\$20.00) for renewals of existing permits. All permits expire 31 May of each year.

SECTION V

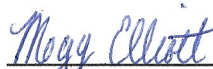
WHEREAS, should any section, article, provision or part of this Ordinance be declared as unconstitutional and/or void by any Court or competent jurisdiction, such decision shall in no effect the validity of any of the remaining parts of this Ordinance unless the part so held unconstitutional and/or void is inseparable from, and indispensable to the operation of the remaining parts.

THIS ORDINANCE IS APPROVED, PASSED, AND ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SANCTUARY, PARKER COUNTY, TEXAS, ON THIS FIRST DAY OF JULY 2004, AND IS EFFECTIVE UPON PUBLICATION.



Mayor

ATTEST:



City Secretary

APPROVED AS TO FORM:

James Collier, City Attorney