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ORDINANCE NO. 2015-O-~~XX~~

AN ORDINANCE AMENDING ORDINANCE NO. 2004-0-36 TO
EXEMPT EXISTING LOTS FROM HAVING TO APPLY FOR AND
OBTAIN A SITE DEVELOPMENT PERMIT FOR SINGLE AND TWO
FAMILY RESIDENTIAL USE; PROVIDING SEVERABILITY, EFFECTIVE
DATE, AND OPEN MEETING CLAUSES

WHEREAS, the Village of Volente finds that exempting existing legally platted lots does not conflict with other provisions of Article 33.300; and

WHEREAS, the Village of Volente finds a rational basis for distinguishing between those platted lots existing before the passage of Article 33.300 and those lots coming into existence after the passage of Article 33.300; and

WHEREAS, the Village of Volente finds a rational basis for distinguishing between land platted and approved before the passage of Article 33.300 and land platted and approved after the passage of Article 33.300;

NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF VOLENTE:

1. The Village of Volente Ordinance No. 2004-0-36, Article 33.300 Site Development Regulations, passed and approved on October 26, 2004, is amended as follows:

(a) SECTION 33.304 IS ADDED AS FOLLOWS:

Sec. 33.304 Exemptions

A. Development of land for single and two family residential use legally platted prior to the effective date of this article, except as otherwise provided for herein, and for which no re-subdivision is sought;

2. SEVERABILITY: In the event that any provision of this Ordinance shall be found by a court of competent jurisdiction to be void or unenforceable, such void or unenforceable provision shall be severed, and all remaining provisions shall remain in full force and effect as though such void or unenforceable provisions had never formed a part of this Ordinance.

3. EFFECTIVE DATE: This Ordinance shall take effect immediately from and after its passage and publication of its enacting ordinance in accordance with the provisions of Chapter 52 of the Texas Local Government Code.

4. OPEN MEETINGS: It is hereby officially found and determined that the meeting at which the enacting ordinance of this article is passed was open to the public as required

and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

