

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 9, "SUBDIVISIONS", OF THE CODE OF ORDINANCES OF THE CITY OF COLLEGE STATION, TEXAS, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; DECLARING A PENALTY; AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLLEGE STATION, TEXAS:

PART 1: That Chapter 9, "SUBDIVISIONS", of the Code of Ordinances of the City of College Station, Texas, be amended as set out in Exhibit "A", attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provisions of any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm, or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punishable by a fine of not less than Twenty Five Dollars (\$25.00) nor more than Two Thousand Dollars (\$2,000.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after its date of passage by the City Council, as provided by Section 35 of the Charter of the City of College Station.

PASSED, ADOPTED and APPROVED this _____ day of _____, 2004.

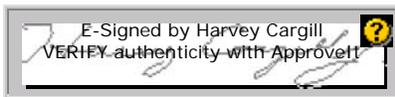
APPROVED:

RON SILVIA, Mayor

ATTEST:

Connie Hooks, City Secretary

APPROVED:



City Attorney

EXHIBIT "A"

That Chapter 9, "SUBDIVISIONS", of the Code of Ordinances of the City of College Station, Texas, is hereby amended as follows:

1. By amending SECTION 5: "VARIANCES" by adding a new paragraph 5-C to read as follows.

"5-C. Variance from Water Flow Requirements

It is specifically intended and hereby provided that the various provisions of Section 5, "Variances", shall not apply to fire flow provisions set out in Paragraphs 8-O, 12-P.4 and 13-D."

2. By amending SECTION 8: "GENERAL REQUIREMENTS AND MINIMUM STANDARDS OF DESIGN", by deleting the current paragraph 8-O and adding a new paragraph 8-O to read as follows:

"8-O Water Supply

All subdivisions shall be provided with water supply and distribution systems for fire protection and domestic use.

All water mains, distribution and service lines shall be constructed as provided by the *Bryan/College Station Unified Design Guidelines and the Bryan/College Station Unified Technical Specifications* and all applicable state and federal requirements. Where there is a conflict of standards, the more stringent standard as determined by the City Manager, or his designee, shall apply. The City shall accept for public use only water mains, distribution and service lines that comply with these standards for construction."

3. By amending SECTION 12: "RURAL RESIDENTIAL SUBDIVISION REGULATIONS", by deleting the current paragraph 12-P.4 and adding a new paragraph 12-P.4 to read as follows:

"12-P.4 Rural Water Supplier

Water for all rural subdivisions shall be as provided by the City Standards. The requirements will include the fire flow requirements as provided by the International Fire Code and the *Bryan/College Station Unified Design Guidelines and the Bryan/College Station Unified Technical Specifications* and all applicable state and federal requirements."

4. By amending SECTION 13: "SPECIAL CONDITIONS IN AREA OF EXTRATERRITORIAL JURISDICTION" by deleting the current paragraph 13-D and by adding a new paragraph 13-D to read as follows:

"13-D. Water Supply

Water for all ETJ subdivisions shall be as provided by the City Standards. The requirements will include the fire flow requirements as provided by the International Fire Code and the *Bryan/College Station Unified Design Guidelines and the Bryan/College Station Unified Technical Specifications* and all applicable state and federal requirements."