

**TOWN OF WESTOVER HILLS, TEXAS
ORDINANCE NO. 18-04**

AN ORDINANCE AMENDING CODE OF ORDINANCES ARTICLE 8.03 JUNKED AND ABANDONED VEHICLES; REPEALING ANY ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A FINE OF UP TO FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE IN VIOLATION OF THE ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town Council of the Town of Westover Hills, Texas, has determined that a junked vehicle, including any part or parts of a junked vehicle, that is visible at any time of year from either a public place or public right-of-way is detrimental to the safety and welfare of the general public; tends to reduce the value of private property; may invite vandalism; may create a fire hazard; produces urban blight adverse to the maintenance and beauty of the Town; and is a public nuisance; and

WHEREAS, the Town Council of the Town of Westover Hills, Texas hereby determines that the passage of this Ordinance is in the best interests of the health, safety, and welfare of the citizens of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WESTOVER HILLS, TEXAS:

Section 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein in their entirety.

Section 2. That Chapter 8, Article 8.03 of the Code of Ordinances is hereby amended in its entirety and replaced with the attached Exhibit "A".

Section 3. That all ordinances or any parts thereof in conflict with the terms of this ordinance shall be and hereby are deemed repealed and of no force or effect; provided, however, that the ordinance or ordinances under which the cases currently filed and pending in the municipal court of the Town of Westover Hills, Texas, shall be deemed repealed only when all such cases filed and pending under such ordinance or ordinances have been disposed of by a final conviction or a finding not guilty or nolo contendere, or dismissal.

Section 4. That any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in a sum not to exceed Five Hundred Dollars (\$500.00) and a separate offense shall be deemed committed upon each day during or on which a violation occurs or continues.

Section 5. That if any section, article, paragraph, sentence, clause, phrase or word in this ordinance, or application thereto any person or circumstance is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this ordinance; and the Town Council hereby declares it would have passed such remaining portions of the ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

Section 6. That the effective date of this ordinance shall be immediate upon its passage.

**PASSED AND APPROVED BY THE TOWN COUNCIL OF THE TOWN OF WESTOVER HILLS,
TEXAS on this the 19th day of June, 2018.**

TOWN OF WESTOVER HILLS, TEXAS



Kelly R. Thompson, Mayor

ATTEST:



Penny Spikes, Town Secretary

APPROVED AS TO FORM:



Matthew L. Butler, Assistant Town Attorney