

ORDINANCE 984

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF PINEY POINT VILLAGE, TEXAS, BY AMENDING CHAPTER 66, SECTION 1, ARTICLE II, DIVISION 1 GENERAL, SECTION 66-32; AND DIVISION 2 REQUIREMENTS FOR COMPLIANCE WITH ORDINANCE, SECTION 66-49, BY PROVIDING A NEW DEFINATION FOR LOW IMPACT ACTIVITY; AND BY PROVIDING NEW DESIGN CONSTRAINT AS FOR DRAINAGE AND IRRIGATION SYSTEMS; AND PROVIDING FOR SEVERABILITY.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PINEY POINT VILLAGE, TEXAS:

Section 1. (i) Section 66-32 of The Code of Ordinance of the City of Piney Point Village, Texas, is hereby amended by deleting the definition of Low Impact Activity and replacing it with the following definition:

Low Impact Activity – Projects including but not limited to walkways, small structures such as pool motors and filters, and re-roofing of structures; which will not have any significant adverse effect upon any Protected Tree or RMD tree, as determined by a Certified Forester approved by the City Building Official.

(ii) Section 66-49 A.7 of The Code of Ordinance of the City of Piney Point Village, Texas, is hereby amended by deleting the existing Section 66-49 A. 7. c. and replacing it with the following:

A. Required Activities

7. Design Constraints


- c. Drainage systems and irrigation systems. Every effort should be made to route drainage systems and irrigation systems to avoid trenching across the critical root zone of any Quality Tree or RMD Tree. If the city forester determines that this is not possible, the following trenching requirements must be met:

- (1) *The drainage plans must designate tree locations that will be impacted.*
- (2) *The drainage pipes should be routed where they will have the least impact on the Critical Root Zones (CRZ) of the designated trees.*
- (3) *It is mandatory that trenches within the CRZ of designated trees be hand-dug. Only roots less than 1 inch diameter may be cut.*

(4) Drainage pipe must be placed in trenches and inspected by the plumbing inspector and the city forester as quickly as possible after the trench is dug and before the line is covered.

Section 2. In the event any clause phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City council of the City of Piney Point Village, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, whether there be one or more parts.

PASSED, APPROVED, AND ADOPTED this 22nd day of October 2007.


Carol Fox, Mayor

ATTEST:


Lorena Briel, City Administrator