

# City of Magnolia, Texas

## Ordinance No. 2008-131-A

AN ORDINANCE AMENDING ORDINANCE NUMBER 2008-131 OF THE CITY OF MAGNOLIA, TEXAS, AN ORDINANCE ADOPTING RULES AND REGULATIONS GOVERNING THE USE OF SIGNS AND SIGN STRUCTURES WITHIN THE CITY OF MAGNOLIA; PROVIDING DEFINITIONS; PROVIDING MATTERS RELATING TO THE SUBJECT; PROVIDING A PENALTY OF AN AMOUNT NOT TO EXCEED \$500.00 FOR EACH DAY OF VIOLATION OF ANY PROVISION HEREOF; REPEALING ORDINANCE NO. 344, AS AMENDED, ORIGINALLY ADOPTED THE 8<sup>TH</sup> DAY OF JUNE, 2004, AND ALL OTHER ORDINANCES OR PARTS OF ORDINANCES INCONSISTENT OR IN CONFLICT HERewith; AND PROVIDING FOR SEVERABILITY, BY REPLACING SECTION 17 (COMPLIANCE CAUSE AND EFFECTIVE DATE) WITH A NEW SECTION 17.

**WHEREAS**, the City Council of the City of Magnolia, Texas has heretofore adopted an ordinance providing for regulation signs being Ordinance Number 2008-131 on the 12<sup>th</sup> day of August, 2008, and

**WHEREAS**, said Ordinance Number 2008-131, Section 2 provided for an effective date of October 1, 2008;

**WHEREAS**, the City Council of the City of Magnolia has determined that said ordinance should be amended to change the effective date of Ordinance 2008-131;

**WHEREAS**, notice of the agenda for this meeting, was given in accordance with law by posting the same at the place reserved and designated for notices of public meetings and public activities and prior to the adoption of this ordinance; and

### AND NOW THEREFORE,

### BE IT ADOPTED BY THE CITY COUNCIL OF THE CITY OF MAGNOLIA, TEXAS:

1. The City Council of the City of Magnolia having reviewed the findings of fact and conclusions as herein set out and adopts the same for inclusion in this ordinance if the same had been repeated verbatim herein.
2. Ordinance Number 2008-131 of the City of Magnolia, Texas is hereby amended by replacing Section 17, titled "Compliance Cause and Effective Date" with the following new Section 17.

**"Section 17. Compliance Cause and Effective Date.**

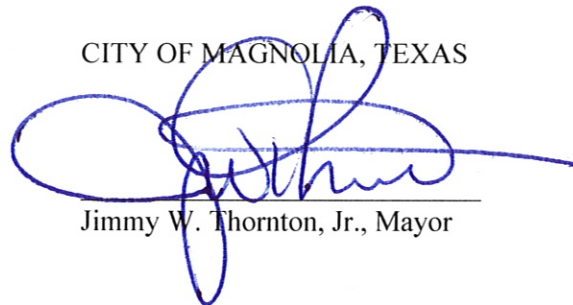
The City Council finds, determines and declares that a sufficient written notice was posted and this Ordinance was passed in accordance with the Open Meetings Act. The Acting City Secretary is instructed to publish this Ordinance in the Official Newspaper of the City of Magnolia in the manner provided and for the time required by Section 52.011(a) of the Local Government Code. This Ordinance shall take effect on November 20, 2008."

3. The City Council finds, determines and declares that a sufficient written notice was posted and this Amending Ordinance was passed in accordance with the Open Meetings Act. The City Secretary is instructed to publish the Caption of Ordinance Number 2008-131 and the Caption of this Amending Ordinance in the Official Newspaper of the City of Magnolia and in the manner provided and for the time required by Section 52.011(a) of the Local Government Code. The City Secretary is directed to attach the notice and date of publication to this Amending Ordinance.

PRESENTED on the 10<sup>th</sup> day of November, 2008, and passed and approved by a vote of 3 ayes and 0 nays at a regular meeting of the City Council of the City of Magnolia, Texas.

APPROVED and EXECUTED this, the 10<sup>th</sup> day of November, 2008.

CITY OF MAGNOLIA, TEXAS

A handwritten signature in blue ink, appearing to read "Jimmy W. Thornton, Jr.", is written over a horizontal line.

Jimmy W. Thornton, Jr., Mayor

**Attest:**

A handwritten signature in blue ink, appearing to read "LuAnn D. Drake", is written over a horizontal line.

LuAnn D. Drake, City Secretary

**City Seal**