

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE ADOPTING THE 2024 STORMWATER CRITERIA MANUAL OF THE CITY OF FORT WORTH; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL PRIOR ORDINANCES AND REPEAL CONFLICTING ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Fort Worth seeks to provide in the City to ensure the health, safety, welfare, and quality of life of the citizens of Fort Worth; and

**WHEREAS**, Section 212.002 of the Texas Local Government Code provides that after a public hearing, the governing body of a municipality may adopt rules governing plats and subdivision of land within the municipality’s jurisdiction to promote the health, safety, morals, or general welfare of the municipality and the safe, orderly, and healthful development of the municipality; and

**WHEREAS**, Section 212.0021 of the Texas Local Government Code provides that the governing body of a municipality, by ordinance and after notice is published in a newspaper of general circulation in the municipality, may adopt, based on the amount and kind of travel over each street or road in a subdivision, reasonable specifications related to the construction of each street or road, and adopt reasonable specifications to provide adequate drainage for each street or road in a subdivision in accordance with standard engineering practice; and

**WHEREAS**, the City of Fort Worth Storm Drainage Criteria and Design Manual was developed in 1967 and over the years was amended and revised with the most recent version being the 2015 edition of the Stormwater Criteria Manual; and

**WHEREAS**, the City Council finds it necessary to revise the Stormwater Criteria Manual to incorporate amendments to the Floodplain Ordinance and the Grading Permit Ordinance, and to clarify the City’s requirements, and revise regulations based on new data and information;

**WHEREAS**, the City Council finds this Ordinance to be reasonable and necessary;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, THAT:**

**SECTION 1.**

The Stormwater Criteria Manual of the City of Fort Worth, Texas, which is attached hereto as Exhibit “A” and incorporated herein by reference is adopted in its entirety.

**SECTION 2.**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Fort Worth, Texas (2015), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and, if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.**

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of the Code of the City of Fort Worth, or any other ordinances of the City, that have accrued at the time of the effective date of this ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance, but may be prosecuted until final disposition by the courts.

**SECTION 5.**

This ordinance shall take effect on July 15, 2024.

**APPROVED AS TO FORM AND LEGALITY:**

**ATTEST:**

\_\_\_\_\_  
Richard A. McCracken  
Sr. Assistant City Attorney

\_\_\_\_\_  
Jannette Goodall  
City Secretary

Date: \_\_\_\_\_

ADOPTED: \_\_\_\_\_

EFFECTIVE: \_\_\_\_\_