

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE SUBDIVISION ORDINANCE OF THE CITY OF FORT WORTH, CODIFIED AS CHAPTER 31 “SUBDIVISION ORDINANCE” OF THE CODE OF THE CITY OF FORT WORTH, TO AMEND ARTICLE VI, "SUBDIVISION DESIGN STANDARDS", TO INCORPORATE THE TRINITY RIVER VISION STORM DRAIN MASTER PLAN INTO THE SUBDIVISION ORDINANCE; REQUIRING COMPLIANCE WITH THE TRINITY RIVER VISION STORM DRAIN MASTER PLAN; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND NAMING AN EFFECTIVE DATE.

WHEREAS, on September 12, 2006, the City Council of Fort Worth adopted Ordinance Number 17154 which combined the Subdivision Regulations of Chapter 31 of the City Code and the Plan Commission Rules and Regulations into one revised subdivision ordinance adopted by the City Council as Appendix C, “Subdivision Ordinance” to the City Code; and

WHEREAS, on October 30, 2007, the City Council adopted Ordinance Number 17851 which repealed the contents of Chapter 31 “Subdivision Regulations”, replaced with the contents of Appendix C, “Subdivision Ordinance” and repealed Appendix C; and

WHEREAS, the City Council has adopted a Trinity River Vision Storm Drain Master Plan for the Panther Island District; and

WHEREAS, the City Council finds it advisable to incorporate the Trinity River Vision Storm Drain Master Plan into the Subdivision Ordinance and require compliance with the Trinity River Vision Storm Drain Master Plan; and

WHEREAS, the City Plan Commission has reviewed the proposed amendment and recommends amending the Subdivision Ordinance as proposed;

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

SECTION 1.

Chapter 31, “Subdivision Ordinance” of the Code of the City of Fort Worth, Texas (2015), as amended, is hereby further amended by amending Article VI, “Subdivision Design Standards,” Section 31-105, to add subsection (h) to read as follows:

- h. ***Trinity River Vision Storm Drain Master Plan.*** The Trinity River Vision Storm Drain Master Plan as adopted and amended by the City Council is hereby incorporated herein by reference as if fully set forth in these regulations. All development within Panther Island District, and all other areas that are a part of the Trinity River Vision Storm Drain Master Plan, shall conform to the Trinity River Vision Storm Drain Master Plan.

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 sections, paragraphs, sentences, clauses and phrases 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 Code of the City of Fort Worth which 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 after adoption.

APPROVED AS TO FORM AND LEGALITY:

Richard A. McCracken
Senior Assistant City Attorney

Jannette S. Goodall
City Secretary

ADOPTED: _____

EFFECTIVE: _____