

ORDINANCE # 96-00121

AN ORDINANCE LIMITING THE LOCATION OF CERTAIN MOBILE HOMES AND HOUSES WITHIN THE MUNICIPAL BOUNDARIES OF THE CITY OF MUSTANG RIDGE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MUSTANG RIDGE:

Part I. That no prefabricated mobile or modular homes shall be moved onto property within the municipal boundaries of the City of Mustang Ridge except those which have been manufactured within five (5) years of the date that the owner of said home proposes to locate same within the City, nor shall any building permit be issued to the owner of any prefabricated mobile or modular home which fails to meet the above limitation.

Part II. That no preconstructed site built home shall be moved onto property within the municipal boundaries of the City of Mustang Ridge.

Part III. To the extent of any conflict with any prior ordinance of the City of Mustang Ridge, the terms of this Ordinance shall be controlling.

Part IV. This Ordinance shall not apply to any prefabricated mobile or modular homes, or to any preconstructed homes which, on or before the effective date of this Ordinance, have been moved onto property within the municipal boundaries of the City.

Part V. If any part of this Ordinance or its application is for any reason held to be unconstitutional, invalid, or unenforceable, the unconstitutionality, invalidity, or enforceability of any such part shall in no way affect, impair, or invalidate the remaining parts of this ordinance, but as to such remaining parts, this ordinance shall remain in full effect.

Part VI. By written petition to the City Council, and upon the affirmative vote of a majority of the City Council at a regular or special meeting, a variance may be granted as to a specific home which fails to meet the above limitation.

Part VII. An action to enforce this Ordinance may be brought by the City of Mustang Ridge or by any resident of the City, with the relief therein sought including, but not limited to, damages, declaratory relief, costs of court, attorney's fees, and injunctive relief of a temporary and/or permanent nature. In addition, and without waiver of the foregoing, any person found in violation of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction, shall be subject to a fine not to exceed two hundred dollars (\$200.00). Each day of such violation shall constitute a separate offense.

Part VIII. Because prompt action is in the public interest, this ordinance shall be effective immediately upon its passage.

PASSED AND APPROVED

Dec. 2, 1996
Date

Alfred Vallejo II
Alfred Vallejo, II, Mayor

ATTEST:

Carolyn Vallejo
Carolyn Vallejo, City Secretary

