

## ORDINANCE NO. 2008-4

An Ordinance of the City of Beasley Ordinance No. 2008-<sup>4</sup> in its entirety. Prohibiting any residential or townhome structure less than 1,200 square feet to be constructed or moved into the city.

### ARTICLE 1

#### Section A. Definitions

1. Residential or Townhome

Shall mean a structure built, constructed, or moved into the City of Beasley designed for use as a dwelling in accordance with the Building Code.

2. Mobile Home and Manufactured Home

This ordinance is subject to Ordinance 2004-8 prohibiting the installation of a mobile home or manufactured home.

3. Minimum Floor Area

Every residential or townhome dwelling shall have at least 1,200 square feet of floor area, excluding common corridors, basements, open and screened porches and garages.

4. Reconstruction

This Ordinance shall not apply to existing dwellings destroyed by fire, storm or natural causes.

#### Section B. Hardship Permits

Any unusual circumstances which may cause an economic or other hardship should be brought before the City Council for consideration, after submission to the Building Permit Department for approval or denial.

#### Section C. Appeal

1. The decision of the City Council is final and no further administrable appeal shall be granted.
2. The appeal must specifically set forth in writing the specific reason an issue to be considered by the City Council.

3. The decision and reason therefore shall be reduced to writing and a copy furnished to appellate.

#### Section D. Violation Penalties

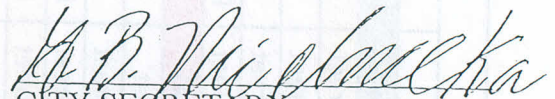
1. Each day shall be considered a separate violation for which the penalty range shall be \$1.00 to \$2,000.00.
2. Apart from monetary penalties, the City may elect to seek injunction relief in the District Court of Fort Bend County, Texas and request damages cost and attorney fees.

If any section or part of any section or paragraph of this Ordinance is declared invalid or unconstitutional for any reason, it shall not be held to invalidate or impair the validity, force or effect of any other section or sections or part of a section or paragraph of this ordinance.

This Ordinance shall become effective immediately upon its passage and adoption.

PASSED IN REGULAR SESSION AND ADOPTED ON June 17, 2008.

  
MAYOR

  
CITY SECRETARY

CITY SEAL