

ORDINANCE NO. 307

AN ORDINANCE AMENDING SEC. 48-44, CITY CODE RELATING
TO SEPTIC TANK SYSTEMS; PROVIDING A PENALTY;
PROVIDING A REPEALER; PROVIDING FOR SEVERANCE;
PROVIDING FOR PUBLICATION AND EFFECTIVE DATE

WHEREAS, the Town Council of the Town of Fulton has determined that an amendment to Section 48-44, City Code is required.

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF FULTON:

Section 1. That Section 48-44, City Code of Ordinances be amended to read as follows:

“Sec. 48.44. Septic tank system allowed where town sewer lines are unavailable.

In those areas of the Town where the Town sewer lines do not exist or pumping is required, all water closets and other such sewage as may come from any residence, place of business or industry shall be connected to a septic tank system constructed and maintained in conformity with the specifications of the State of Texas Department of Health and/or Texas Commission on Environmental Quality.”

Section 2. That every person, firm, partnership, corporation or other entity who fails to comply with or willfully violates any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined in any sum not to exceed Five Hundred (\$500.00) Dollars, and a separate offences shall be deemed committed upon each day during or on which a violation occurs or continues.

Section 3. All Ordinances, Resolutions and/or rules contrary to this Ordinance are hereby repealed.

Section 4. If any provision, section, sentence, clause or phrase of this Ordinance, or the application of this Ordinance to any person or set of circumstances is, for any reason, held to be unconstitutional, void or invalid, the validity of the remaining portions of this Ordinance shall not be affected thereby, it being the intent of the Town Council in adopting this Ordinance that no portion hereof or provisions or regulations contained herein, shall become inoperative or fail by reason of any constitutionality of any other portion hereof and all provisions of this Ordinance are declared severable for that purpose.

Section 5. This Ordinance shall be published by publishing the caption hereof on two separate occasions in the official newspaper of the Town of Fulton and be effective after such publication.

PASSED AND APPROVED this the 18th day of January 2023.

TOWN OF FULTON

Kelli Cole
Mayor

ATTEST:

Stephanie Garcia
City Secretary