

ORDINANCE # 2022_____

AN ORDINANCE OF THE CITY OF GLEN ROSE, TEXAS, AMENDING ARTICLE 4.03 “GARAGE SALES” OF THE CITY OF GLEN ROSE CODE OF ORDINANCES; PROVIDING SAVINGS/REPEALING, SEVERABILITY, PROPER NOTICE, MEETING, AND QUORUM CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Glen Rose is a Type A General Municipality;

WHEREAS, Article 4.03 of the City’s Code of Ordinances mandates the use of City-issued garage sale signs;

WHEREAS, the cost of garage sale signs has increased to the extent that the current garage sale sign fees do not begin to cover the cost of said signs; and,

WHEREAS, after considering the matter, the City Council has determined for the good government, peace, and order of the municipality, to revise Article 4.03 “Garage Sales” of the City’s Code of Ordinances to remove those provisions mandating the use of City-issued garage sale signs;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GLEN ROSE, TEXAS:

**SECTION 1 (OF 6)
INCORPORATION OF RECITALS**

All of the above recitals are found to be true and correct and are incorporated into the body of this Ordinance as if copied in their entirety.

**SECTION 2 (OF 6)
AMENDING ARTICLE 4.03 “GARAGE SALES”
OF THE CITY’S CODE OF ORDINANCES**

Article 4.03 “Garage Sales” shall be amended to:

- A. Revise the definition of signs listed in Section 4.03.001 “Definitions”, which reads, “Signs: Those signs issued by the city for the purpose of advertising a garage sale” to read, “Signs: Those signs used for the purpose of advertising a garage sale.” ;
- B. Remove item “a” listed under 4.03.005 “Signs”, which reads, “City-issued signs are the only authorized signs to be used within the city.”
- C. Remove item “1” listed under item “b” of 4.03.005 “Signs”, which reads, “The city will issue 2 signs for each permitted garage sale at no cost to the applicant. One sign must be posted on the property in a conspicuous location. The other sign is to aid the public in locating the sale. Additional signs may be purchased from the city if desired.”
- D. Remove the first sentence in item “d” under 4.03.008 “City-Wide Semiannual Garage Sales”, which reads, “Only signs purchased at city hall may be used.”

SECTION 3 (OF 6)

SAVINGS/REPEALING CLAUSE

Article 4.03 “Garage Sales”, in the City of Glen Rose Code of Ordinances shall remain in full force and effect, save and except as amended by this or any other ordinance. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict. Any remaining portions of said ordinances shall remain in full force and effect.

**SECTION 4 (OF 6)
SEVERABILITY CLAUSE**

Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional, illegal or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Glen Rose hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof irrespective of the fact that anyone or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

**SECTION 5 (OF 6)
PROPER NOTICE, MEETING, AND QUORUM CLAUSE**

It is hereby officially found and determined that the meeting at which this Ordinance was adopted by majority vote of the City Council of the City of Glen Rose, Texas was open to the public; that public notice of the time, place, and purpose of the meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code; and, that a quorum was present pursuant to Section 22.039 of the Texas Local Government Code.

**SECTION 6 (OF 6)
EFFECTIVE DATE**

This Ordinance shall take effect immediately from and after its passage.

PASSED AND APPROVED this the 8th day of February 2022.

APPROVED:

Julia Douglas, Mayor

ATTEST:

Rosario Sosol-Lihaut, Deputy City Secretary