

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MISSION, TEXAS, AMENDING SECTION 114-202, STYLED DROUGHT CONTINGENCY AND WATER CONSERVATION PLAN, OF ITS CODE OF ORDINANCES TO INCORPORATE THE CHANGES SATISFYING THE REVISED REQUIREMENTS OF CHAPTER 288 OF TITLE 30 OF THE TEXAS ADMINISTRATIVE CODE (TAC); ESTABLISHING CRITERIA FOR THE INITIATION AND TERMINATION OF DROUGHT RESPONSE STAGES; ESTABLISHING RESTRICTIONS ON CERTAIN WATER USES; ESTABLISHING PENALTIES FOR THE VIOLATION OF AND PROVISIONS FOR ENFORCEMENT OF THESE RESTRICTIONS; ESTABLISHING PROCEDURES FOR GRANTING VARIANCES; AND PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE.

WHEREAS, the City of Mission, Texas recognizes that the amount of water available to the City and its water utility citizens and customers is limited and subject to depletion during periods of extended drought; and

WHEREAS, the City of Mission, Texas recognizes that natural limitations due to drought conditions and other acts of God cannot guarantee an uninterrupted water supply for all purposes at all times; and

WHEREAS, the City of Mission, Texas desires to conserve water resources and prepare for drought; and

WHEREAS, the City of Mission, Texas desires to comply with Section 11.1271 of the Texas Water Code and applicable rules of the Texas Commission on Environmental Quality, and Chapter 288 of Title 30 of The Texas Administrative Code which requires these plans for all public water supply systems; and

WHEREAS, the City of Mission, Texas desires to comply with the rules of the Texas Water Development Board should it decide to avail itself of various financial assistance programs found in Title 31, Texas Administrative Code Chapter 363; and

WHEREAS, pursuant to Chapter 54 of the Local Government Code and in the best interests of its citizens, the City is authorized to adopt Ordinances it deems are necessary and expedient to preserve and conserve its water resources and to prepare for drought;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSION TEXAS THAT:

Section 1. Section 144-222, styled Drought Contingency and Water Conservation Plan, of its Code of Ordinances be amended so that the Drought Contingency and Water Conservation Plan of the City of Mission shall hereafter be the plan attached hereto and made a part hereof for all purposes. All ordinances that are in conflict with the provisions of this Ordinance are hereby repealed.

Section 2. Should any paragraph, sentence, clause, phrase, or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected.

Section 3. The City Secretary is hereby authorized and directed to publish this Ordinance.

Section 4. The City Manager or chief administrative officer or his designee is hereby directed to file a copy of the Plan and this Ordinance with the Texas Water Development Board in accordance with Title 31, Chapter 363 of the Texas Administrative Code.

Section 5. The Ordinance shall take effect after passage and publication.

Passed and approved by the City Council, on this 26th day of August 2024.

Norie Gonzalez-Garza , Mayor

ATTEST:

Anna Carrillo, City Secretary