

**CITY OF KRUGERVILLE, TEXAS  
ORDINANCE NUMBER 2021-001**

**AN ORDINANCE OF THE CITY OF KRUGERVILLE, TEXAS, AMENDING THE CODE OF ORDINANCES, CITY OF KRUGERVILLE, TEXAS, CHAPTER 3, BUILDING REGULATIONS, BY AMENDING ARTICLE 3.1500, FENCES, SECTION 3.1503, GENERAL STANDARDS; PROVIDING FOR SAVINGS, SEVERABILITY, AND REPEALING CLAUSES; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.**

**WHEREAS**, the City of Krugerville, Texas (“City”), is a Type A general-law municipality located in Denton County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the City of Krugerville, Texas (“City”) has initiated a request to amend Article 3.1500 of Chapter 3, regarding fencing standards, of the Code of Ordinances, City of Krugerville, Texas; and

**WHEREAS**, the City Council of the City of Krugerville, Texas (“City Council”) has investigated and determined that it would be advantageous and beneficial to the City and its citizens to amend Article 3.1500, Section 3.1503, by amending other standards applicable to construction in the City of Krugerville; and

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KRUGERVILLE, TEXAS:**

**Section 1.** The City Council finds that the recitals set forth above are true and correct, and said recitals are incorporated into this ordinance as if set forth in full.

**Section 2.** Chapter 3, Article 3.1500, **Section 3.1503 – General Standards**, Subheading (c), Paragraph (2) is hereby amended to read:

(c) Other Fence Standards.

(2) Construction Within Drainage Easements. No fence shall be constructed within any drainage easement in the corporate limits of the city unless the city engineer shall have first determined and advised the chief building official, in writing, that he believes such fence shall, in all probability, not interfere with or impair the natural flow of water across the drainage easement. **However, if the residence lies in the SF1-A zone, a request may be submitted on the permit for inclusion of the area. The building official will visit the site and make a recommendation to the City Secretary. If it is favorable, the City Secretary will seek approval from the Mayor, Mayor Pro Tem, or his designee.**


**Note: When designing the plans, understand that fencing shall not impede and/or reroute the drainage or flow of water onto adjacent and adjoining properties.**

**Section 3. Savings, Severability and Repealing Clauses.** All ordinances of the City in conflict with the provisions of this ordinance are repealed to the extent of that conflict. If any provision of this ordinance shall be held to be invalid or unconstitutional, the remainder of such ordinance shall continue in full force and effect as if such invalid or unconstitutional provision had never been a part hereof. The City declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional or invalid.

**Section 4. Publication of the Caption Hereof and Effective Date.** This ordinance shall be in full force and effective from and after its passage and upon the posting and/or publication, if required by law, of its caption and the City Secretary is hereby directed to implement such posting and/or publication.

**PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF KRUGERVILLE, TEXAS, ON THIS 25<sup>th</sup> DAY OF FEBRUARY, 2021.**

**APPROVED:**

  
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**JEFF PARRENT, MAYOR**

**ATTEST:**

  
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**SANDY FRANTZ, CITY SECRETARY**

