

ORDINANCE # 14-2018

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMANCHE, TEXAS AMENDING ORDINANCE # 07-2015, SPECIFIC TO NATURE AREAS, WILDFLOWERS, AND TERRAIN OBSTRUCTED AREAS.

WHEREAS, the accumulation of litter, solid waste, garbage, trash, vegetative overgrowth, and standing water within the City of Comanche affect the quality of life in the city, including the health and safety of our citizens and do not advance prospects for the economic development of our community; and

WHEREAS, the regulation, management and control of these nuisances are essential to the public health, safety and welfare of the community.

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

I. **Article I, Policy and Definitions, Section, 1.3 Definitions** is amended as follows:

(q) **Nature Area** shall mean those areas designated on a landscape plan approved by the Code Enforcement Officer or the Texas AgriLife Extension Agent as an area to be generally left in its natural state for the purposes of providing a natural scenic area or for the harboring of birds and local wildlife. Such area must have clearly delineated perimeter boundaries with a buffered mowed area of five (5) feet or more adjacent to the nature area and shall be maintained along such boundaries.

(r) **Wildflowers** shall mean seasonal flowering vegetation native and adaptive to Texas and that grows wild and blooms during the Spring Season; and a concentration high enough to provide seasonal beauty to an area as determined applicable and approved by the Code Enforcement Officer. The specific flowers are limited to Beach Morning Glory, Black Eyed Susan, Blackfoot Daisy, Blue Belle, Blue Bonnet, Butterfly, Butter Cups, Daisy, Dogwood, Indian Paint Brush, Indian Blanket, Lantana, Lemon Mint, Mexican Hat, Mountain Pink, Pink Evening Primrose and any other flowering vegetation specifically approved by the Code Officer or the Texas AgriLife Extension Agent.

(s) **Terrain Obstructed Area** shall mean areas which are deemed reasonably inaccessible because of terrain or obstructions requiring specialized equipment.

II. **Article II, Offensive Conditions on Private Property, Section 2.2 Nuisance Declared, (c) Weeds and Tall Grass Exceptions** is amended as follows:

Wildflower areas, when approved as such by the Code Enforcement Officer or the Texas AgriLife Extension Agent, during the blooming period for such wildflowers, and areas that are designated as a Nature Area or Terrain Obstructed Area on a landscape plan approved by the Code Enforcement Officer or the Texas AgriLife Extension Agent, shall be exempted from this section, provided that such areas are not otherwise required to be abated as a result of an immediate hazard as determined by the Code Enforcement Officer, or Texas AgriLife Extension Agent. Any person requesting exemption based upon a Wildflower Area, Nature Area, or Terrain Obstructed Area, must submit a request in writing to the Code Enforcement Officer. In the event of extreme drought or other hazardous conditions, the Code Enforcement Officer may require any previously designated Wild flower Area, Natural Area, or Terrain Obstructed Area to be mowed when the area is of such size or proximity to structures that in the opinion of the Emergency Management Official it creates a potential fire hazard.

III. Effective Date: This Ordinance shall take effect immediately upon its adoption by the Comanche City Council and publication as required by the Texas Local Government Code.

PASSED, APPROVED, and ADOPTED by the City Council of the City of Comanche, Texas, on this 10th day of September, 2018.



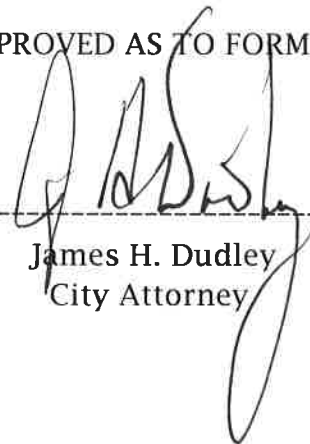
Robert Cobb, Mayor Pro Tem

ATTEST:



Jacqui Stewart, CCD, ICS
Interim City Secretary

APPROVED AS TO FORM:



James H. Dudley
City Attorney