

ORDINANCE NO. 2019-04

AN ORDINANCE OF THE CITY OF OVILLA, TEXAS, REPEALING APPENDIX "A" (FEE SCHEDULE), ARTICLE A2.000, SECTION A2.002 (COPYING CHARGES FOR PUBLIC RECORDS), OF THE CITY OF OVILLA CODE OF ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING FOR INCORPORATION INTO THE OVILLA CODE OF ORDINANCES; PROVIDING FOR IMMEDIATE EFFECT; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City of Ovilla provides access to and copies of public records in accordance with the Texas Public Information Act; and

WHEREAS, on March 26, 2007, the City adopted Ordinance No. 07-005 which established fees for copying public records, such ordinance being codified as Appendix A, Article A2.000, Section A2.002 to the City of Ovilla Code of Ordinances; and

WHEREAS, the fees set forth in Appendix A, Article A2.000, Section A2.002 are no longer consistent with state law; and

WHEREAS, pursuant to state law, fees for copying public records are now established by the Texas Attorney General, thereby negating the need for the City to have a fee ordinance for copying public records.

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

**SECTION 1. REPEAL OF APPENDIX A, ARTICLE A2.000, SECTION A2.002 OF THE CITY OF OVILLA CODE OF ORDINANCES**

Appendix A, Article A2.000, Section A2.002 of the City of Ovilla Code of Ordinances is hereby repealed.

**SECTION 2. SAVINGS CLAUSE**

In the event that any other Ordinance of the City of Ovilla, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

**SECTION 3. SEVERANCE CLAUSE**

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court or competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 4. INCORPORATION INTO THE CODE OF ORDINANCES**

The provisions of this ordinance shall be included and incorporated in the City of Ovilla Code of Ordinances and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

**SECTION 5. EFFECTIVE DATE**

Because of the nature of interest and safeguard sought to be protected by this Ordinance and in the interest of the citizens of the City of Ovilla, Texas, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.

**SECTION 6. PUBLICATION**

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

PASSED, ADOPTED AND APPROVED by the City Council of Ovilla, Texas on this the 14 day of January, 2019.



Richard Dormier, Mayor

ATTEST:



Pamela Woodall, City Secretary



APPROVED AS TO FORM:



Ron G. MacFarlane, Jr., City Attorney