

**ORDINANCE  
NO. 10-107**

**AN ORDINANCE OF THE CITY OF HEMPSTEAD, TEXAS, PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY BE AMENDED BY AMENDING THE CITY'S COMPREHENSIVE ZONING ORDINANCE BY ADDING SECTIONS 3.01.05, 3.02.05, 3.03.05 AND 3.04.06 ENTITLED "FENCING"; REQUIRING A PERMIT FEE AND PROVIDING FOR REGULATIONS FOR FENCES WITHIN THE RESIDENTIAL ZONING DISTRICTS OF THE CITY; PROHIBITING ELECTRIC AND BARBED WIRE FENCES; PROHIBITING CERTAIN MATERIALS FROM BEING USED AS FENCING MATERIAL; REQUIRING THAT FENCES BE MAINTAINED; PROVIDING REGULATIONS FOR NONCONFORMING FENCES; DECLARING FENCES POSING AN IMMINENT THREAT TO THE PUBLIC SAFETY A NUISANCE; PROVIDING THAT A VIOLATION OF THIS ORDINANCE SHALL BE A CLASS C MISDEMEANOR AND THE PENALTY FOR VIOLATING THIS ORDINANCE SHALL BE A MAXIMUM FINE OF \$2,000.00, AND EACH DAY A VIOLATION EXISTS SHALL BE A SEPARATE OFFENSE; PROVIDING A SAVINGS CLAUSE; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HEMPSTEAD, TEXAS:**

**WHEREAS**, the Planning and Zoning Commission has conducted a Public Hearing on June 21, 2010 at 6:00 P.M. on the proposed amendments, in the time and manner required by law and the Zoning Ordinance of the City; and

**WHEREAS**, the City Council of the City conducted a Public Hearing on the proposed amendments on June 21, 2010, at 6:00 P.M. in the time and manner required by law and the Zoning Ordinance of the City.

**Section 1.** The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct and are incorporated herein for all purposes.

**Section 2.** That pursuant to the Code of Ordinances of the City of Hempstead, Texas, the Comprehensive Zoning Ordinance of the City of Hempstead, Texas, is amended as follows: