

ORDINANCE NUMBER 2008-27
DECLARING AN EMERGENCY; PROVIDING FOR TEMPORARY FEMA HOUSING
ON RESIDENTIAL LOTS; AND, SUSPENDING RULES, REGULATIONS, AND
ORDINANCES IN CONFLICT HEREWITH

AN ORDINANCE DECLARING AN EMERGENCY; PROVIDING FOR TEMPORARY FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) HOUSING ON RESIDENTIAL LOTS; TEMPORARY FEMA HOUSING ON STATE LAND; AND, SUSPENDING RULES, REGULATIONS, AND ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SHOREACRES, STATE OF TEXAS:

SECTION 1. The City Council officially finds, determines, and declares that a public emergency exists as the result of catastrophic damage inflicted widely upon the city by Hurricane Ike.

SECTION 2. The owner of a dwelling that was rendered uninhabitable as the result of damage caused by Hurricane Ike on or about September 13, 2008, may allow the placement of one (1) temporary housing unit provided by the Federal Emergency Management Agency (FEMA) on the same residential lot or contiguous residential lot(s) under the same ownership for the purpose of temporary housing during construction, reconstruction, relocation or repair of the damaged habitation. All utility connections shall be made in compliance with applicable codes and are subject to approval by the Building Official. Such temporary FEMA housing shall not be located closer than five (5) feet from side or back property lines and may be placed in part or whole in front of the front building set back line up to the front property line. The temporary FEMA housing may not however extend beyond the property line into the public right of way without written authorization of the City Administrator. Each temporary housing unit must be equipped with a minimum of one (1) readily accessible 5# ABC fire extinguisher and properly functioning smoke detector(s) mounted and maintained in compliance with the manufacturer's instructions.

SECTION 3. FEMA may place temporary housing units on State owned non-residential land for the purpose of housing the owners of dwellings that were rendered uninhabitable as the result of damage caused by Hurricane Ike on or about September 13, 2008, during the construction, reconstruction, relocation or repair of their damaged habitation. All utility connections shall be made in compliance with applicable codes and are subject to approval by the Building Official. Such temporary FEMA housing shall not be located closer than five (5) feet from any adjoining private property line. Each temporary housing unit must be equipped with a minimum of one (1) readily accessible 5# ABC fire extinguisher and properly functioning smoke detector(s) mounted and maintained in compliance with the manufacturer's instructions.

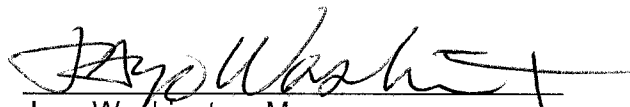
SECTION 4. The City Council officially finds, determines, recites, and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council was posted at a place convenient to the public at the City Hall of the City for the time required by law preceding this meeting, as required by the Open Meetings Law,

Chapter 551, Texas Government Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

SECTION 5. After passage and approval this Ordinance shall expire and be repealed on March 15, 2010.

SECTION 6. This Ordinance shall be effective from and after its passage and approval, and it is so ordered.

PASSED AND APPROVED ON THE 14TH DAY OF NOVEMBER 2008.



Jayo Washington, Mayor

ATTEST:



David Stall, City Secretary