

ORDINANCE NO. 59

2 AN ORDINANCE OF THE CITY OF ANNETTA SOUTH, TEXAS,
3 RESTRICTING AND REGULATING THE DRILLING,
4 CONSTRUCTION, OPERATION, MAINTENANCE AND REWORKING
5 OF OIL AND GAS WELLS; REQUIRING PERMITS; ESTABLISHING
6 A PENALTY; PROVIDING FOR SEVERABILITY; AND FOR
7 PUBLICATION.

8
9 **WHEREAS,** the City Council finds that the safety and welfare of its inhabitants and persons
10 who travel on its public streets or who may be within its limits require the
11 regulation and restriction of oil and gas drilling and operations; and

12
13 **WHEREAS,** the City Council finds that the regulations and restrictions herein established are
14 reasonable and necessary police power regulations for the protection of life,
15 safety, peace and tranquility; **NOW, THEREFORE,**

16
17 **BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANNETTA SOUTH,**
18 **TEXAS:**

19
20 Section 1: **Title.**

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22 This ordinance shall be known as the Annetta South Oil and Gas Well Ordinance.

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24 Section 2: **Intent.**

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26 The City Council finds that there has been and there is a likelihood of oil and gas
27 development activities in and near the corporate limits of the City, requiring that
28 construction, operation and maintenance of drilling and production of oil and gas be
29 regulated because of the potential danger, from improper construction, operation and
30 maintenance to the lives, property, health, safety and welfare of the public.

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32 Section 3: **Definitions.**

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34 For the purpose of this ordinance, the following words and terms wherever and
35 whenever used or appearing in this ordinance shall have the scope and meaning defined
36 in this section and set out in connection with each. All technical or oil and gas industry
37 words or phrases used in this ordinance and not specifically defined shall have that
38 meaning customarily attributable thereto by prudent operators in the oil and gas
39 industry; and when the title of any City official is used in this ordinance, such shall
40 include any duly authorized representative.

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42 *Curbline* means the line established by the City for the particular street.

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44 *Lease* means any tract of land subject to an oil, gas, and mineral lease or other oil and
45 gas development contract, or any unit composed of several tracts and leases, but
46 operated as one lease and any tract of land in which the minerals are owned by an
47 operator or someone holding under it or him, but, which due to the royalty ownership,
48 is developed and operated as a separate tract.

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Operator means each and every person who operates any well and each and every person who is an owner of a well, other than a well that has been plugged and abandoned in the City.

Permittee means the person to whom a permit is issued for the drilling, completion and operation of a well, and his or its heirs, legal representatives, successors and assigns.

Person means an individual, firm, company or corporation.

Rework means any operation in which a drilling or rework rig is brought onto land to service an existing rig or where a well is reperforated.

Right-of-way means a phrase expressly limited to all public rights-of-way or streets or other public property within the City.

Street means any street, highway, sidewalk, alley, avenue, recessed parking area or other public right-of-way, including the entire right-of-way.

Well means any hole(s) or bore(s) to any sand, formation, strata, or depth for the purpose of producing any oil, gas or liquid hydrocarbon, or used as an injection well for secondary recovery for any of them. The term "oil and gas well" means the same.

Section 4: Landowner's rights.

Neither this ordinance nor any permit issued hereunder shall be interpreted to grant any right or license to the permittee to enter upon, use, or occupy for drilling or other purposes, any surface land except by contract with the owner, nor shall it limit or prevent the free right of any owner to contract for the amount of damages, rights or privileges with respect to his own land and property, nor to authorize drilling or other activities in violation of legally enforceable deed restrictions or subdivision restrictions.

Section 5: Permit Required; Supplemental Permits.

(a) *Required.* It shall be unlawful for any person, acting either for himself or as agent, employee, independent contractor or servant for any other person, to drill or commence to drill or to operate any well within the City limits without a permit having first been issued by the City Council in accordance with the terms of this subdivision.

(b) *Authority; supplemental and separate permits.* When a permit has been issued for the drilling of a well, such permit shall constitute sufficient authority for drilling, operation, production, maintenance, repair, reworking, testing, plugging and abandonment of the well, and for the construction and use of all facilities reasonably necessary or convenient in connection therewith by the permittee and its employees, agents and contractors, provided any such activities so authorized shall be in compliance with all applicable provisions of this ordinance, and provided that such activities are not in conflict with any of the conditions and provisions contained in such permit. However, a new or supplemental permit shall be obtained before such well may be deepened below the geological formation in which it was originally completed and

2 before it may be used for repressurizing or injection of water and/or gas. A separate
3 permit shall be necessary for the drilling or operation of each well.

4 (c) *Preliminary notice.* No application for water flooding operations, nor gas or
5 other repressurization operations shall be granted unless, at least 90 days prior to
6 submission of the application, a preliminary notice of the intention of applicant shall
7 have been delivered to the City Secretary. This provision is included for the reason that
8 no such operations are now being conducted in this area, and to permit the City to better
9 study the matter if or when it does become appropriate or desirable.

10 (d) *Previous violations.* No permit shall be granted to a person who has previously
11 violated the provisions of this ordinance, or other City ordinances dealing with wells,
12 unless and until such person has fully corrected such violation, complied with the
13 ordinances, paid all fees and fines applicable to such violation, and has given assurance
14 of future compliance with the applicable ordinances and other laws.

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17 **Section 6: Application.**

18 Any person desiring to drill or operate a well within the City shall present an
19 application to the City Secretary, which application shall set forth in writing the
20 following facts:

- 21 (1) Name of applicant(s);
- 22 (2) Legal status of applicant(s), such as corporation, partnership, individual, etc.;
- 23 (3) Address of applicant(s);
- 24 (4) Detailed description of what is proposed to be constructed, drilled, or operated
25 by applicant(s), including description of equipment to be used, including a plat which
26 shows the distances to property lines and to residences, structures, commercial
27 buildings, pipelines, and other underground utilities situated within 500 feet of the
28 proposed location of the well; and, for each separate parcel or tract of land, the name
29 and address of the principal landowner;
- 30 (5) The proposed depth of the well; proposed casing program; a detailed
31 explanation of drilling procedure, including whether done by the use of drilling mud,
32 air pressure, etc.; location and description of drilling equipment, air compressor,
33 pressure control or safety devices, storage facilities for water, drilling mud; and
34 expected date of completion; and
- 35 (6) The application must be signed by the applicant, or, if signed by his agent,
36 accompanied by written authorization executed by applicant.

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39 **Section 7: Fees.**

40 (a) The fees for a permit for drilling or reworking any one well in the City shall be
41 \$2000.00. Such fee shall be deposited, in cash, with the City Secretary at the time the
42 application for the permit is filed, and it shall be held in a special fund until the permit
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2 is issued and the work is commenced. When the permit is issued, such fee shall be non-
3 refundable. This fee shall not be deemed to include any fees otherwise imposed by the
4 City by any other ordinance. Nothing in this section shall, however, relieve the
5 permittee from the obligation to properly repair the streets, alleys, and public properties
6 in case they are used in such drilling or production operations.

7 (b) If the application is refused and no permit is issued, the fee shall be refunded.

8 (c) As to all wells and water and/or gas repressurizing or injection facilities, and
9 such other facilities as may be covered by this ordinance existing within areas annexed
10 into the City after the adoption of this ordinance which are in existence at the time the
11 land upon which wells or facilities are situated, is annexed to the City, no permit or
12 filing fee will be required, but the Mayor or his designee shall inspect wells or shall
13 inspect wells or facilities and, if satisfied that such facilities can be operated in a
14 manner that will ensure public safety, shall issue a certificate in writing that such
15 facilities conform with the provisions of such sections within a reasonable time, not to
16 exceed six months. It is further provided that, in the event any such existing facilities
17 coming within the provisions of this subsection are abandoned or relocated for any
18 reason, or reworked, any reworking and any new facilities constructed or established
19 to replace such facilities must comply with all provisions of this ordinance.

22 **Section 8. Hearing – Notice.**

23 (a) When the application described in Section 6 is filed with the City Secretary, the
24 filing fee paid, and evidence of appropriate bond or other security agreement and
25 insurance as required in Section 7 is filed, the City Secretary shall cause to be placed
26 on a regular or special meeting agenda of the City Council appropriate notice of the
27 application, and the City Council may then consider and approve the application at such
28 meeting.

29 (b) If the City Council at such meeting deems necessary, a further notice and
30 hearing may be ordered prior to approval of the application. In such case, the City
31 Secretary shall publish in a newspaper of general circulation in the City a notice which
32 shall state as follows:

33 “This the ____ day of _____, 20____, notice is hereby given that
34 _____ has filed with the City Secretary of the City of
35 Annetta South an application for a permit to drill an oil or gas well, pursuant to
36 the provisions of the City’s ordinances regulating the drilling of oil and gas
37 wells within the City limits. A hearing will be held upon such application
38 before the Mayor and City Council at the City Hall on the _____ day of
39 _____, 20____, at _____ o’clock ____m.”

40 **Section 9: Decision on application; provisions of permit.**

41 (a) *Postponement.* At the time fixed under the foregoing provisions, a *hearing on*
42 such application for permit shall be held. At the discretion of the members of the City
43 Council, such hearing may be continued or postponed from time to time until final
44 disposition of the application provided that in no event shall final decision on the

2 application be postponed for a period longer than 30 days from the original date of
3 application.

4 (b) *Issuance.* The City Council shall determine whether or not the application
5 complies in all respects with the provisions of this ordinance, and if it does, will
6 authorize issuance of a permit for the drilling of the well applied for provided, however,
7 the City Council may deny a permit for the drilling of the well whereby reason of such
8 particular location and the character and value of the permanent improvements already
9 erected on or adjacent to the particular location in question, for school, hospital,
10 residential, park, civic purposes, health reasons, safety reasons, or any of them where
11 the drilling of such well on such particular location might be injurious or be a
12 disadvantage to the City or its inhabitants as a whole or to a substantial number of its
13 inhabitants or would not promote orderly growth and development to the City.

14 (c) *Requirements.* Each permit shall:

15 (1) Incorporate by reference therein all the provisions of this ordinance with
16 the same force and effect as if this ordinance were copied verbatim in such
17 permit;

18 (2) Specify that all work shall be carried out according to law;

19 (3) Specify the location of the proposed well with particularity to lot
20 number, block number, name of addition or subdivision, survey section line or
21 other correct legal description;

22 (4) Specify that the term of the permit shall be for a period of six months
23 from the date of the permit and until such time as the permittee has permanently
24 abandoned the operation of such well or facility for which the permit was
25 issued;

26 (5) Contain and specify such other terms and provisions, as may be
27 necessary in a particular case to accomplish the purposes of this ordinance, as
28 approved and enacted by the City Council;

29 (6) Specify the total depth to which the well may be drilled, not exceeding
30 the proposed depth; and

31 (7) Contain and specify that no actual operation shall be commenced until
32 the permittee shall file and have approved a bond or other security and
33 insurance policy in the designated principal amount as so determined by the
34 City Council.

35 Such permit, in duplicate originals, shall be signed by the permittee and, prior to
36 delivery to the permittee, shall be signed by the City Secretary, with one original to be
37 retained by the City and one by the permittee; and when so signed, shall *constitute the*
38 permittee's permission to begin work, as well as the contractual obligation of the
39 permittee to comply with the terms of such permit of this ordinance.
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Section 10: **Bond and insurance required.**

If a permit is issued for well or other operations under this ordinance, no actual operation shall commence until the permittee files with the City Secretary bond or other security, along with a Certificate of Insurance as follows:

(1) No person shall begin the drilling, construction or operation of any well until he has filed with the City Secretary a duly executed bond executed by the applicant as principal and some good and reliable surety company authorized to do business in the State as surety, payable to the City, conditional that the applicant, his heirs, assigns, and successors will do the following:

(a) Comply with the terms and conditions of the application and of this ordinance in the drilling, construction, operation and maintenance of the well or other structure;

(b) Restore all streets and sidewalks and other public places which may be injured in the operation to their former condition;

(c) Remove all litter, machinery, derricks, buildings, trash and waste used, accumulated or allowed in such operation within a reasonable time; and

(d) Promptly upon the abandonment or cessation of production, or completion as a dry hole, plug it in the manner required by law.

Such bond shall be in the sum of \$75,000.00, and, before the permit shall be issued, the bond shall be approved by the City Attorney and filed with the City Secretary. In lieu of bond, a person may deposit cash or other assets in escrow under such terms and conditions that will enable the City to attach the assets for the purposes of satisfying the above conditions. One bond in the amount of \$150,000,000.00 shall be sufficient for all permitted wells drilled within the corporate limits by a permittee provided that, should the bond be enforced or payment be demanded from the surety, and the permittee have one or more other permits which are in force and effect, the permittee shall then be required to obtain a new bond in the amount of \$150,000.00 to cover the obligations relating to such other well locations. Notwithstanding anything in this ordinance to the contrary, should a well be completed as a producer and the obligations set forth in subsections (1)(a), (b), and (c) of this section be satisfied, the bond or escrow deposit required hereunder may be terminated or released.

(2) Each person drilling an oil or gas well shall carry public liability insurance in the minimum amount of \$250,000.00 for one person, \$500,000.00 for one accident, and property damage insurance in the minimum amount of \$1,000,000.00 for one accident, with a company authorized to do business in the State, which shall be in force and effect during the drilling of such well and until the completion thereof as a producing well or the abandonment and plugging as a dry hole. A Certificate of Insurance shall be delivered to and approved by the City Secretary before any permit for drilling shall be delivered. A Certificate of Insurance shall be furnished annually by the permittee, or the subsequent owner and operator of such well, showing that such insurance is and continues to be in effect.

2 Section 11: **Annual reports; filing with City Secretary.**

4 (a) Each permittee and each operator shall annually, on or before January 15, file
6 the following reports with the City Secretary:

8 (1) An annual report listing each oil or gas well owned or operated in the
10 City, along with adequate information to describe its status as producing, shut-
 in, plugged, etc. A permittee having no wells of any sort need not file this
 report;

12 (2) An annual report, with attached map or plat, showing all pipelines
14 owned or operated and their status as operating or not. A permittee having no
 pipelines need not file this report; and

16 (3) An annual report giving either all changes in ownership of his wells and
18 pipelines including correct names, legal status and addresses, or a report listing
 the names, legal status and addresses of all owners.

20 (b) If there has been no change since the prior annual report, it shall be sufficient
22 to deliver to the City Secretary a letter stating that fact.

24 Section 12: **Completion and potential report; filing with railroad commission and City
 Secretary.**

26 Each operator and each permittee shall file with the City Secretary, within 60 days from
28 the completion of each well, a completion and potential report. So long as the railroad
30 commission requires a similar report, it shall be sufficient to file with the City Secretary
32 the same form as used by the railroad commission, provided such form is filed within
34 60 days from completion of the well. If the railroad commission shall cease requiring
 such a report, the City Secretary shall prepare and make available a blank report form
 providing for the same information, which shall be completed and filed by the
 permittees and operators.

36 Section 13: **Single report filed on behalf of more than one person.**

38 A single report form, of any reports required by this ordinance, may be filed on behalf
40 of more than one person in order to satisfy the requirements applicable to all such
 persons.

42 Section 14: **Failure to file report.**

44 (a) Failure of any operator or permittee to file one or more of the above reports
 shall be a violation punishable under the penal provisions of this ordinance.

46 (b) Upon the failure of a permittee or operator to file a report as provided for in this
48 ordinance, the City Secretary or Mayor may further, by written notice, require each
 owner of any well, including all mineral interests produced or capable of being
 produced by such well, to file a report reflecting and showing the correct name, legal

2 status and address of the owner and the fractional or percentage ownership of such
3 person. Failure of any person to comply with this requirement within a reasonable time
4 shall be a violation punished as provided in Section 32, the penalty clause of this
5 ordinance.

6 **Section 15: Attorneys fees.**

7 The issuance of a permit pursuant to the provisions of this ordinance constitutes a
8 contract between the City and the permittee that the permittee shall be liable and shall
9 pay all reasonable and necessary attorneys fees and costs incurred by the City in the
10 enforcement of the provisions of this ordinance.

11 **Section 16: Damage to City property and streets.**

12 In the event of damage to City property or streets, or failure to correct damage after
13 initial permission was granted for some construction or operation, or damage to any
14 property in violation of this ordinance, or creation of a hazard to public safety and
15 property in violation of this ordinance, after notice to the permittee, the City may
16 correct and repair such damage and remove such hazard, charging for such correction,
17 repair or removal a reasonable amount for labor and materials, and the permittee shall
18 promptly pay such charges. If not paid, the City may collect such sum from the
19 bonding company under the bond required for the permit or enforce such debt in any
20 lawful manner. As further security, the permittee does, by application for and
21 acceptance of a permit, unless specially excepted and deleted by the City Council in the
22 terms of the permit, grant to the City a security interest and lien on all of permittee's
23 property within the City, and which shall be later located within the City, to secure
24 payment of all sums which shall be owed to the City.

25 **Section 17: Drainage: Culverts.**

26 No private road accessing well sites shall be constructed in such a manner as to
27 interfere with drainage or cause flooding to public roads or private property. Culverts
28 shall be installed where such private roads connect to public streets.

29 **Section 18: Quality and safety.**

30 (a) *General.* Each and every well shall be drilled, constructed, operated and
31 maintained in a good and workmanlike manner with due regard for the safety of
32 persons and property, prevention of fires, protection of freshwater sands, and
33 maintenance of the appearance of residential areas. Each and every well, the materials
34 used in each and every well, and all related equipment shall, at a minimum, conform
35 to the requirements of state and federal law and the requirements of the railroad
36 commission of the state.

37 (b) *Noise Abatement.* Upon completion of a well, measures must be taken to ensure
38 that noise levels from pumps, compressors, and all other equipment installed for
39 production must not exceed a noise level of 35 decibels at a distance of 50 feet from the
40 noise source.
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2 (c) *Ground Contamination.* Barriers required to prevent contamination from run-
off, seepage, leaking or spills of contaminants from production, drilling, machinery,
4 vehicles or any other source of contaminants shall be constructed and maintained and
all retained contaminants (oil, diesel, lubricants, chemicals, etc.) shall be removed
6 immediately and disposed of in accordance with regulations of the Environmental
Protection Administration, the Texas Railroad Commission and any other Federal or
8 State Law or regulation of a state or Federal agency with jurisdiction over such issues.

10 Section 19: **Location.**

12 (a) *Streets or alleys.* It shall be unlawful to drill or construct any well within any
of the streets or alleys of the City. It shall be unlawful to block, encumber or close up
14 any street or alley in the drilling or producing operations, except by special temporary
permission of the City Council.

16 (b) *Residential or commercial buildings.* No well shall be drilled, constructed or
operated, nor a permit issued to drill any such well, within 1000 feet of any residence
18 or commercial building without first obtaining the written consent of such property
owner.

20 (c) *Churches, schools, or public buildings.* No well shall be drilled, constructed or
operated nor a permit issued to drill any such well within 1000 feet of any school
22 building, church or publicly owned building, except with the written consent of the
governing body of such school, church or public property.
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26 (d) *Property lines.* No well shall be drilled within 500 feet of any property line of
any property without the consent of the owner of such property.
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30 (e) *Slanted wells.* This section shall not prohibit a permittee, from a properly
located surface location, from drilling a slanted hole which would thereby locate the
underground portion of the well beneath a street, school, church, etc. This subsection
32 does not create any affirmative right or privilege to drill slanted wells; the drilling of
slanted wells shall be governed by the provisions of state and federal law.
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36 Section 20: **Inspections and tests.**

38 Those in control of the drilling or operation of any oil or gas well in the City shall
permit the Mayor or his designee to come upon the premises and make inspection and
tests at all reasonable hours.
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42 Section 21: **Fencing; landscaping.**

44 After completion, all oil or gas wells shall be enclosed by a good and substantial fence
which is sufficiently high and properly built so as to enclose the oil or gas wells. The
gate to the enclosure shall be kept locked when the permittee, its subcontractors, or
46 employees are not on the premises. Landscaping shall be provided screening the fenced
area from public view to the extent practical.
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Section 22: **Earthen slush or mud pits prohibited.**

Drilling mud, water and other liquid or semi-liquid materials used or produced in drilling operations shall be stored in steel containers. Earthen slush and mud pits are prohibited.

Section 23: **Waste, refuse and trash prohibited.**

No waste, refuse, trash, waste oil, or wastewater shall be permitted to remain on the premises where an oil and/or gas well is being drilled or being produced.

Section 24: **Flaring and burning of escaping gas.**

No persons engaged in drilling or operating any well shall permit gas to escape or be vented into the air unless the gas is flared and burned. All gas flared or burned from a torch, pipe, or any other burning device within the City limits, must be done in such a manner so as not to constitute a fire hazard to any property at the location of the torch, pipe, or other burning device; and the construction, maintenance and operation thereof shall at all times be in full compliance with such regulations as may, from time to time, be issued by the City.

Section 25: **Wells to be abandoned and plugged.**

All wells within the City which are not producing or cease to produce oil or gas on a regular basis will be plugged and abandoned. Whenever any well is abandoned, it shall be the obligation of the operator to plug such well in accordance with the laws of the state and its regulatory agencies and this ordinance. This provision shall not apply to wells that are being maintained under the provisions of a shut-in clause of an oil and gas lease.

Section 26: **Appeal; procedure.**

(a) Any person who may be aggrieved or injured by any ruling, order, or decision of the Mayor or City Secretary, or their designees, shall have a right to appeal to the City Council from such ruling, order or decision, in the following manner:

(1) The appellant shall first deliver to the City Secretary, in writing, a statement of the complaint, setting out in detail the nature of the action complained of, the reason for dissatisfaction with such action, and the action which is desired to be taken. A copy of the complaint shall be furnished to the City Attorney. The Mayor shall have five (5) business days following the delivery of such statement in which to respond or take appropriate corrective action.

(2) Thereafter, such person(s) may appeal to the City Council by delivering to the City Secretary a letter of appeal stating that a desires to appeal to the City Council, the nature of the action complained of, the reason(s) for dissatisfaction with such action, and the action which is desired to be taken. The City Council

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may, at its discretion, consider such appeal at a regular session or at a special session, subject always to the notice requirements of the Open Meetings Act.

(3) A person who has exhausted all administrative remedies available before the City Council, and who is aggrieved by a final decision under this ordinance, may thereafter seek review and judicial relief through a Court of competent jurisdiction of the state.

(b) A person wishing to appeal or protest a ruling, order, or decision of the Mayor or his representatives under the provisions of this ordinance shall do so in the manner set out in this section within 60 days after the ruling, order, or decision complained of, unless the time for such appeal shall be extended by authority of the governing body of the City.

Section 27: Conflicting legislation.

If ever in this ordinance restrictions, prohibitions, or provisions conflict with laws of the state or with regulations of the railroad commission of the state, the more restrictive restriction, prohibition, or provision shall apply. In case of inconsistency between this ordinance and any other ordinance of the City, including but not limited to the Zoning Ordinance, the terms and conditions of this ordinance shall control.

Section 28: Violation of federal and state laws.

Any violation of the law of the state or the United States, or any rules, regulations or requirements of any state or federal regulatory body having jurisdiction with reference to drilling, construction, operation or maintenance of oil or gas wells or pipelines shall also be a violation of this ordinance, and shall be punishable in accordance with the provisions hereof.

Section 29: Penalties.

It shall be unlawful and an offense for any person to violate or fail to comply with any provision of this ordinance. Any person who shall violate any of the provisions of this ordinance or any of the provisions of a permit issued pursuant to this ordinance or who shall fail to comply with the terms hereof shall, on conviction thereof, be fined in an amount not exceeding Five Hundred Dollars (\$500.00), provided, however, the violation of any provision hereof which governs fire safety, public health and sanitation shall be punished by a fine not exceeding Two Thousand Dollars (\$2,000.00). Each and every day a violation continues shall constitute a separate offense punishable hereunder.

Section 30: Civil enforcement.

Upon the violation of any of the provisions of this ordinance, the City, through its attorney, may bring an action in the name of the City, against the person(s) engaged in or permitting the violation or reasonably believed about to engage in the violation of this ordinance, to restrain by temporary or permanent injunction such act or practice in violation of the ordinance. The City may likewise, by civil suit, seek civil penalties of Five Hundred Dollars (\$500.00) per day, plus attorneys fees, and such other civil relief

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to which it may be entitled at law or by the terms of this ordinance and its contractual provisions.

Section 31: Severability.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such invalid phrase, clause, sentence, paragraph or section.

Section 32: Publication.

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

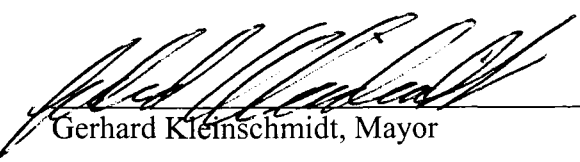
Section 33: Effective Date.

This ordinance shall be in full force and effect immediately upon passage.

AND IT IS SO ORDAINED.

Passed on the 11th day of May, 2006, by a vote of 3 to 0.

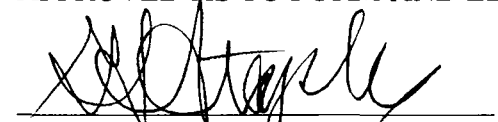
CITY OF ANNETTA SOUTH

By: 
Gerhard Kleinschmidt, Mayor

ATTEST:


Danna Lawler, City Secretary

APPROVED AS TO FORM AND LEGALITY:


George A. Staples, Attorney