ORDINANCE NO. 485

AN ORDINANCE OF THE CITY OF MANOR, TEXAS AMENDING MANOR CODE OF ORDINANCES CHAPTER 3 BUILDING REGULATIONS ARTICLE 3.09 LANDSCAPING AND SCREENING TO INCLUDE GENERAL OFFICE AND MULTIFAMILY AREAS; ARTICLE 3.10 SIGNS TO INCLUDE GENERAL OFFICE; AND CREATING ARTICLE 3.11 OUTDOOR LIGHTING STANDARDS.

WHEREAS, the City Council of the City of Manor, Texas (the "City Council") has found it appropriate to add and modify provisions in the Manor Code of Ordinances to better provide an attractive living environment and to protect the health, safety, morals, and welfare of the present and future residents of the City;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANOR, TEXAS;

<u>Section 1: Findings Incorporated</u>. The findings set forth above are found to be true and correct and are incorporated into the body of this ordinance as if copied in their entirety.

<u>Section 2.</u> Amendment of Chapter 3, Article 3.09, Section 3.09.002 Landscape and Screening Requirements(c)(6) to read as follows:

(6) <u>Required Plantings.</u>

- (A) Institutional (I): For every six hundred (600) square feet of required landscape area, two (2) trees and four (4) shrubs shall be planted for the first twenty thousand (20,000) square feet of required landscape area. For every six hundred (600) square feet of required landscaped area in excess of twenty thousand (20,000) square feet shall plant one-eighth (1/8) tree and three (3) shrubs.
- (B) General Office (GO), Multi-Family (R-3)(R-4): For every six hundred (600) square feet of required landscape area, two (2) trees and four (4) shrubs shall be planted for the first twenty thousand (20,000) square feet of required landscape area. For every six hundred (600) square feet of required landscaped area in excess of twenty thousand (20,000) square feet shall plant one-eighth (1/4) tree and three (3) shrubs.
- (C) All other zoning districts, save and except, Agricultural (A) and Single-Family (R-1)(R-2): For every six hundred (600) square feet of required landscaped area, two (2) trees and four (4) shrubs shall be planted.
- (D) To reduce the thermal impact of unshaded parking lots, additional trees shall be planted, if necessary, so that no parking space is more than fifty (50) feet away from the trunk of tree, unless otherwise approved by the Commission.

<u>Section 3</u>. Amendment of Chapter 3, Article 3.10, Section 3.10.006 Definitions to add the definition for "Sign, portable" immediately following "Sign, political" as follows:

<u>Sign, portable</u> means a sign that is not permanently anchored or secured to a building or not having supports or braces permanently secured in the ground or signs mounted on wheels so as to be capable of being pulled by a motor vehicle from one location to another. Including but not limited to inflatables, tethered balloons, moving signs, beacons, and signs on or controlled by a person.

<u>Section 4.</u> Amendment of Chapter 3, Article 3.10, Section 3.10.007(3)(A) On-Site Signs to read as follows:

(A) Attached signs shall be permitted for each separate establishment or enterprise occupying a building or unit thereof. The total maximum face area of all attached signs permitted for establishments or enterprises occupying a building shall be related to the length of the wall of the building's principal entrance. Except as hereafter provided; the total maximum face area for all attached signs shall not exceed X square feet per linear foot of building frontage where X equals:

Zoning District	X = Factor	
Residential Districts (R-1) (R-2)(M-1)	One (1) square foot per lot	
Subdivision entry sign	See section 3.10.007(2)(B)	
Multifamily Residential (R-3)(R-4)	See section 3.10.007(2)(B)	
Manufactured Housing (M-2)	See section 3.10.007(2)(B)	
Neighborhood Business (NB)	0.75 X Building Frontage	
	0.50 X Building Frontage if low profile sign is permitted	
Commercial Light (C-1)	2.0 X Building Frontage	
	1.75 X Building Frontage if high or low profile sign is permitted	
Commercial Medium (C-2)	1.5 X Building Frontage	
	1.25 X Building Frontage if high or low profile sign is permitted	
Commercial Heavy (C-3)	1.0 X Building Frontage	
	0.75 X Building Frontage if high or low profile sign is permitted	

	1.0 X Building Frontage
General Office (GO)	0.75 X Building Frontage if low profile sign is permitted
	2.0 X Building Frontage
Downtown Business District (DBD)	1.75 X Building Frontage if low profile sign is permitted
	0.5 X Building Frontage
Institutional District (I)	0.25 X Building Frontage if low profile sign is permitted
	1.0 X Building Frontage
Industrial District (IN-1)(IN-2)	0.75 X Building Frontage if low profile sign is permitted

<u>Section 5</u>. Amendment of Chapter 3, Article 3.10, Section 3.10.014(h) Sign Standards as follows:

- (h) Off-site signs. Other than sign kiosks, no off-site shall be permitted.
 - (1) Billboard signs. Billboard signs shall not be allowed.
 - (2) <u>Existing billboard signs</u>. Signs in existence prior to September 20, 2017 shall not exceed 40 feet (40') in height and shall not have a face area, or gross surface area greater than six hundred seventy-two (672) square feet; provided that a billboard with signs located back to back and facing opposite directions may have up to (or no more than a total of) six hundred and seventy-two (672) square feet of surface area for each of the two sign faces.

(3) Kiosk signs.

- (A) Kiosk signs, approved by the city council, may be permitted in a public right-of-way. A kiosk sign approved by city council shall include a license and maintenance agreement when the kiosk is located in a state, county or city right-of-way. Such kiosk sign may be erected on property owned by the city.
- (B) A kiosk sign structure shall not exceed nine (9) feet in height, four (4) feet in width and shall display no more than ten (10) sign panels. Individual panels may not exceed forty (40) inches in width or ten (10) inches in height. Sign panels shall contain the following information: Name, trademark and/or logo of commercial business, new subdivision or homebuilder, directional information and a line of text which is part of a recognized trademark or logo. Sign panels may also contain the name of a governmental facility, golf course, or park and

directional information. These signs shall not be illuminated nor contain tags, sign streamers or attention-getting devices or other appurtenances. Kiosk signs shall not be located where they will obstruct traffic or the views of traffic. Sign panels must be approved by the city to ensure compliance with this article and all applicable ordinances before they are erected.

Section 6. Amendment of Chapter 3 adding Article 3.11 OUTDOOR LIGHTING as follows:

ARTICLE 3.11 OUTDOOR LIGHTING

3.11.001 - Purpose and intent

To afford every citizen of Manor the flexibility to engage in the pursuit of safe, inexpensive lighting practices for the purpose of commerce and private use without being impeded upon or impeding upon other citizens desiring a more pristine nighttime environment free from light pollution, waste, trespass, or clutter while providing nighttime safety, security and productivity. Accordingly, it is the intent of this Ordinance to encourage lighting practices and systems which will minimize light pollution, glare, light trespass, and conserve energy while maintaining nighttime safety, utility, security and productivity.

3.11.002 - Applicability

- (a) New uses, buildings and additions. All proposed new land uses, developments, buildings, structures, or building additions of twenty-five percent (25%) or more in terms of additional dwelling units, gross floor area, seating capacity, or other units of measurement specified herein, either with a single addition or cumulative additions subsequent to the effective date of this provision, July 7, 2007, shall meet the requirements of this Ordinance for the entire property. This includes additions which increase the total number of required parking spaces by twenty-five percent (25%) or more. For all building additions of less than twenty-five percent (25%) cumulative, the applicant shall only have to meet the requirements of this Ordinance for any new outdoor lighting provided.
- (b) Change of use/intensity. Except as provided in subsection (c) of this section, whenever the use of any existing building, structure, or premises is changed to a new use, or the intensity of use is increased through the incorporation of additional dwelling units, gross floor area, seating capacity, or other units of measurement specified herein, and which change of use or intensification of use creates a need for an increase in the total number of parking spaces of 25 percent or more, either with a single change or cumulative changes subsequent to the effective date of this provision, then all outdoor lighting facilities shall meet the requirements of this Ordinance for the entire property, to the maximum extent possible as determined by the Director of Development. For changes of use or intensity which require an increase in parking of less than twenty-five percent (25%) cumulative, the applicant shall only have to meet the requirements of this Ordinance for any new outdoor lighting provided.
- (c) Compliance for single-family residences shall be enforced on a complaint basis.

3.11.003 - Conflicting Regulations

In the event of conflict between the regulations set forth in this Code and any other regulations applicable to the same area, the more stringent limitation or requirement shall govern.

3.11.004 - Nonconforming uses, structures or lots

- (a) Whenever a nonconforming use, structure or lot is abandoned for a period of 180 consecutive days and then changed to a new use according to the requirements of Section 3.01.008, then any existing outdoor lighting shall be reviewed and brought into compliance as necessary for the entire building, structure or premises, to the maximum extent possible as determined by the Director of Development.
- (b) No outdoor lighting fixture or use which was lawfully installed or implemented prior to the enactment of this Ordinance shall be required to be removed or modified except as expressly provided herein; however, no modification or replacement shall be made to a nonconforming fixture unless the fixture thereafter conforms to the provisions of this Ordinance, except that identical lamp replacement is allowed.
- (c) In the event that an outdoor lighting fixture is abandoned or is damaged to the point of requiring repairs for safe operation, the repaired or replacement fixture shall comply with the provisions of this Ordinance.

3.11.005 - Approved materials and methods of construction or installation/operation

- (a) The provisions of this Ordinance are not intended to prevent the use of any design, material or method of installation or operation not specifically prescribed by this Ordinance, provided any such alternate has been approved by the City Council.
- (b) The City Council may approve any such proposed alternate provided that such alternate:
 - (1) Provides at least equivalence to the applicable specific requirements of this Ordinance; and
 - (2) Is otherwise satisfactory and complies with the intent of this Ordinance.

3.11.005 - Definition

The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Abandonment means the discontinuation of use for a period of six (6) months.

<u>Class 1 lighting</u> means all outdoor lighting used for but not limited to outdoor sales or eating areas, assembly or repair areas, advertising and other signs, recreational facilities and other similar applications where color rendition is important.

<u>Class 2 lighting</u> means all outdoor lighting used for but not limited to illumination for walkways, roadways, equipment yards, parking lots and outdoor security where general illumination of the grounds is the primary concern.

<u>Class 3 lighting</u> means any outdoor lighting used for decorative effects, including but not limited to architectural illumination, flag monument lighting, and illumination of trees, bushes, etc.

<u>Development Director</u> means the Director of Development for the city or his/her designated representative.

<u>Development project</u> means any residential, commercial, industrial or mixed use subdivision plan or individual building development or remodeling plan which is submitted to the city for approval.

<u>Direct illumination</u> means illumination resulting from light emitted directly from a lamp, luminary or reflector, not light diffused through translucent signs or reflected from other surfaces such as the ground or building faces.

<u>Fully shielded fixture</u> means that fixtures are shielded in such a manner that light rays emitted by the fixture, either directly from the lamp or indirectly from the fixture, are projected below a horizontal plane running through the lowest point on the fixture where light is emitted. See Appendix A [to Ordinance 2007-15] for examples.

<u>Installed</u> means attached, or fixed in place, whether or not connected to a power source.

<u>Light trespass</u> is spill light falling over property lines that illuminates adjacent grounds or buildings in an objectionable manner.

<u>Lumen</u> is the unit used to measure the actual amount of visible light, which is produced by a lamp as defined by the manufacturer.

<u>Luminary</u> means the complete lighting assembly, less the support assembly.

<u>Multi-class lighting</u> means any outdoor lighting used for more than one purpose, such as security and decoration, when those purposes fall under the definitions for two or more lighting classes as defined for Class 1, 2 and 3 lighting above.

<u>Motion sensing security lighting</u> means a fixture designed, and properly adjusted, to illuminate an area around a residence or other building by means of switching on a lamp when motion is detected inside the area or perimeter, and switching the lamp off when the detected motion ceases.

<u>Net acreage</u> means the remaining ground area of a parcel after deleting all portions for proposed and existing public rights-of-way and undeveloped area.

<u>Outdoor light fixtures</u> means all outdoor illuminating devices, reflective surfaces, lamps and other devices, either permanently installed or portable, which are used for illumination or advertisement. Such devices shall include, but are not limited to, search, spot and floodlights for:

- (a) Buildings and structures.
- (b) Recreational areas.
- (c) Parking lot lighting.
- (d) Landscape and architectural lighting.

- (e) Billboards and other signs (advertising or other).
- (f) Street lighting, excluding antique street and pedestrian lighting as approved by the City Council or such other person as they may authorize.
- (g) Product display area lighting.
- (h) Building overhangs and open canopies.
- (i) Security lighting.

<u>Outdoor recreation facility</u> means an area designed for active recreation, whether publicly or privately owned, including but not limited to parks, baseball diamonds, soccer and football fields, golf courses, tennis courts and swimming pools.

<u>Person</u> includes a corporation, company, partnership, firm, association or society, as well as an individual.

<u>Security lighting</u> means lighting designed to illuminate a property or grounds for the purpose of visual security. This includes fully shielded lighting designed to be left on during nighttime hours as well as motion sensing lighting fixtures.

<u>Temporary lighting</u> means lighting which does not conform to the provisions of this Ordinance and which will not be used for more than one 45-day period within a calendar year. Temporary lighting is intended for uses which by their nature are of limited duration; e.g. holiday decorations, civic events, or construction projects.

<u>Total outdoor light output</u> means the maximum total amount of light, measured in lumens, from all outdoor light fixtures on a property. For lamp types that vary in their output as they age (such as high pressure sodium and metal halide), the initial output, as defined by the manufacturer, is the value to be considered.

<u>Unshielded fixture means</u> a fixture that allows light to be emitted above the horizontal directly from the lamp or indirectly from the fixture or a reflector. See Appendix A [to Ordinance 2007-15] for examples.

<u>Watt</u> is the unit used to measure the electrical power consumption (not the light output) of a lamp.

3.11.006 - Preferred source

Due to their high energy efficiency, long life and spectral characteristics, low-pressure sodium (LPS) lamps are the preferred illumination source throughout the city. Their use is encouraged for outdoor illumination whenever possible.

3.11.007 - Lighting requirements

(a) Outdoor floodlighting by floodlight projection above the horizontal is prohibited except for lamps specifically exempted under subsections K and Q of this section and properly adjusted motion sensing security lighting fixtures as defined in section 3.11.005.

- (b) All light fixtures which are required to be shielded shall be installed in such a manner that the shielding complies with the definition of fully shielded fixtures.
- (c) All light fixtures, including security lighting, except street lamps, shall be aimed or shielded so that the direct illumination shall be confined to the property boundaries of the source. Particular care is to be taken to assure that the direct illumination does not fall onto or across any public or private street or road. Motion sensing lighting fixtures shall be properly adjusted, according to the manufacturer's instructions, to turn off when detected motion ceases.
- (d) No new mercury vapor light fixtures or replacement equipment other than bulbs shall be sold or installed for use as outdoor lighting within the city after the effective date of this Ordinance.
- (e) Search lights, laser source lights, strobe or flashing lights, motion or illusion lights or any similar high-intensity light shall not be permitted, except in emergencies by police and fire personnel at their direction or as permitted in section 3.11.010. Does not include an approved special event permit.
- (f) Class 1 lighting, including but not limited to, sales, service, commercial, assembly, repair, maintenance, and industrial areas, may only continue in operation until 10:00 p.m., or for as long as the area is in active use. This provision is not applicable to fixtures lawfully installed or implemented prior to the adoption of the Ordinance.
- (g) Class 2 lighting shall have no time restrictions except as specified by the City Council for new projects as specified herein.
- (h) Class 3 lighting, except for flagpole lighting, should be extinguished after 10:00 p.m. or when the business closes, whichever is later, except that low-wattage holiday decorations may remain on all night from November 1 to January 30.
- (i) Multi-class lighting, except for security lights, must conform to the time limitations of the strictest class.
- (j) Except as permitted in subsections (k), (l) and (m) of this section, total outdoor light output, excluding streetlights used for illumination of public rights-of-way, of any development project shall not exceed 100,000 lumens per net acre, averaged over the entire property. No more than 5,500 lumens per net acre may be accounted for by lamps in unshielded fixtures permitted in subsection (q) of this section.
- (k) Lighting, in all cases, for all outdoor athletic fields, courts, tracks or ranges shall be considered Class 1. Lighting allowed in this subsection shall be subject to approval of the City Council. When the proposed lumens per acre exceeds the limits of subsection (j) of this section, the installation shall be designed to achieve no greater than the minimum luminance levels for the activity as recommended by the Illuminating Engineering Society of North America (IESNA). The installation shall also limit off-site spill (off the parcel containing the sports facility) to a maximum of 0.5 fc at any location on any nonresidential

property, and 0.05 fc at any location on any residential property, as measurable from any orientation of the measuring device. Every such lighting system design shall be certified by a Texas registered engineer as conforming to all applicable restrictions of this Ordinance. All events shall be scheduled so as to complete all activity by 10:00 p.m. Illumination of the playing field, court, track or range shall be permitted after 10:00 p.m. only to conclude a scheduled event that was unable to conclude before 10:00 p.m. due to unusual circumstances. Fully shielded lighting shall be required for fields designed for amateur, recreational or nonprofessional sports activity. For professional level sports facilities where fully shielded fixtures are not utilized, acceptable luminaries shall include those which:

- (1) Are provided with internal or external glare control louvers, or both, and installed so as to minimize uplight and off-site light trespass as required in subsection J of this section; and
- (2) Are installed and maintained with aiming angles that permit no greater than two percent of the light emitted by each fixture to project above the horizontal.
- (l) Lighting for outdoor display lots shall be considered Class 1, and shall conform to the lumens per acre limits of subsection (j) of this section except as follows:
 - (1) All such lighting shall utilize fully shielded luminaries that are installed in a fashion that maintains the fully-shielded characteristics. When the proposed lumens per acre exceed the limits of subsection (j) of this section the installation shall be designed to achieve no greater than the minimum luminance levels for the activity as recommended by the Illuminating Engineering Society of North America (IESNA). The installation shall also limit off-site spill (off the parcel containing the display lot) to a maximum of 0.5 fc at any location on any nonresidential property, and 0.05 fc at any location on any residential property, as measurable from any orientation of the measuring device. Every such lighting system design shall be certified by a state registered engineer as conforming to all applicable restrictions of this Ordinance. Outdoor display lot lighting exceeding the lumens per acre cap of section J of this section shall be turned off at 10:00 p.m. or within 30 minutes after closing of the business or activity whichever is later. Lighting in the outdoor display lot after this time shall be limited to Class 2 lighting, and shall conform to all restrictions of this Ordinance applicable for this class, including the lumens per acre caps in section (j) of this section.
 - (2) Lighting allowed in this subsection shall be subject to approval of the City Council.
- (m) Lighting for service station or similar canopies shall be considered Class 1 lighting. All luminaries shall be flush with the lower surface of canopies and utilize flat glass or plastic covers. The total light output used for illuminating service station canopies, defined as the sum of undercanopy initial bare-lamp outputs in lumens, shall not exceed 40 lumens per square foot of canopy. All lighting mounted under the canopy except internally

illuminated signs, shall be included in the total. Fifty percent (50%) of the lumen output of all lamps mounted within or under a canopy, except internally illuminated signs, is included in the lumen caps in subsection (j) of this section.

- (n) Lighting used for all externally illuminated signs shall conform to all restrictions of this Ordinance and shall be fully shielded.
- (o) All site lighting not directly associated with the special uses as permitted in sections 3.11.005 and 3.11.007 shall conform to all lighting standards described in this Ordinance.
- (p) Outdoor internally illuminated advertising signs shall either be constructed with an opaque background and translucent letters and symbols or with a colored (not white, cream, off-white, yellow or other light color) translucent background, with either translucent or opaque letters and symbols. Opaque means only that the material must not transmit light from the internal illumination source; the color of such opaque backgrounds is not restricted by this section. Lamps used for internal illumination of such signs shall not be included in the lumens per net acre limit set in subsection (j) of this section.
- (q) The requirements for lamp source and shielding of light emissions for outdoor light fixtures are as follows:

Shielding use code:

A = allowed, unshielded;

F = allowed, fully shielded

Lamp Type	Shielding
Class 1, 2 and 3 lighting:	
All lamp types above 2,050 lumens	F (See Note 1)
All types below 2,050 lumens	A (See Note 2)
All neon tube lighting	F
Lamps in motion sensing security lights (see section 3.11.005)	A (See section 3.11.005)

Note 1. Examples of lamp types of 2,050 lumens and below (the acceptability of a particular light is decided by its lumen output, not wattage. Check manufacturer's specifications):

- 1. 100 Watt Standard Incandescent and less
- 2. 100 Watt Midbreak Tungsten-Halogen (quartz) and less
- 3. 25 Watt T-12 Cool White Fluorescent and less

4. 18 Watt Low Pressure Sodium and less

Note 2. Lights shall be shielded whenever feasible to minimize light spilled into the night sky or adjacent properties. Unshielded lights (all types) are limited to a maximum of 5,500 lumens per net acre (see subsection (j) of this section. Residential parcels and development projects containing one net acre or less are allowed 5,500 lumens of unshielded light (all Classes).

3.11.008 - Parking lot lighting standards.

Lighting standards (poles) shall be sized in such a manner that the top of any luminary does not exceed 30 feet above adjacent grade, unless otherwise approved by the City Council.

3.11.009 - Infrared security lighting.

Such lighting is permitted in all zones with the following restrictions:

- (a) Fixed lights must be fully-shielded.
- (b) Moveable lights, such as spotlights attached to infrared-sensitive cameras, must be mounted such that the lights cannot be directed higher than 20 degrees below the horizontal, measured from the center of the light beam.

3.11.010 - Temporary lighting permits.

- (a) The Director of Development may grant a permit for temporary lighting if he/she finds all of the following:
 - (1) The purpose for which the lighting is proposed is not intended to extend beyond 45 days;
 - (2) The proposed lighting is designed in such a manner as to minimize light pollution as much as is feasible;
 - (3) The proposed lighting will comply with the general intent of this Ordinance; and
 - (4) The permit will be in the public interest.
- (b) The Director of Development shall rule on the application within five (5) business days from the date of submission of the request and notify the applicant in writing of his/her decision. The Director of Development may grant one renewal of the permit for an additional 30 days if he/she finds that, because of an unanticipated change in circumstances, a renewal would be in the public interest. The Director of Development is not authorized to grant more than one temporary permit and one renewal for the same property within one calendar year.
- (c) Temporary lighting permits are not required for low-wattage holiday lighting.

3.11.011 - Variances

Any person desiring to install an outdoor lighting fixture in violation of this Ordinance may apply to the Board of Adjustment for a variance from the regulation in question. Such variances shall be allowed only as provided by Ch. 14 Art. 14.02 Exhibit A Art. IV Sec. 72.

3.11.012 - Permits and plan review

- (a) Whenever a person is required to obtain a building or electrical permit for outdoor lighting or signage, a conditional use permit, subdivision approval or any site development plan approval by the city, including all city projects, or whenever a person requests annexation or rezoning, the applicant shall, as a part of said application, submit sufficient information to enable the Director of Development to determine whether the proposed lighting will comply with this Ordinance. All applications may be subject to review and action by the City Council at the discretion of the Director of Development or the City Council.
- (b) All applications, except those for single-family residences, shall include the following:
 - (1) Site plan indicating the proposed location of all outdoor lighting fixtures;
 - (2) A description of each illuminating device, fixture, lamp, support and shield. This description may include, but is not limited to, manufacturer's catalog cuts and drawings (including sections where required), lamp types and lumen outputs;
 - (3) Photometric data, such as that furnished by manufacturers, or similar, showing the angle of cut-off of light emissions for the proposed luminaire; and
 - (4) Such other information as the Director of Development may determine is necessary to ensure compliance with this Ordinance.
 - (c) If the Director of Development determines that the proposed lighting does not comply with this Ordinance, the permit shall not be issued or the plan approved.

3.11.013 - Violations and enforcement

It shall be unlawful to install or operate an outdoor light fixture in violation of this Ordinance. Any person violating any provisions of this Ordinance shall be guilty of a misdemeanor. Each and every day during which the illegal erection, maintenance and use continues is a separate offense.

<u>Section 7. Conflicting Ordinances.</u> All ordinances or parts of ordinances in conflict with this ordinance are hereby amended to the extent of such conflict and shall hereinafter read as provided herein. To the extent only, if any, necessary to accomplish the purposes of this ordinance, any such term, condition or provision of any ordinance of the city that is in conflict herewith is hereby repealed to the extent of such conflict.

<u>Section 8. Severability.</u> If any provision of this ordinance or the application of any provision to any person or circumstance held invalid, the invalidity shall not affect other provisions or applications hereof which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

<u>Section 9. Open Meetings</u>. That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the *Open Meetings Act, Chapt.* 551, Loc. Gov't Code.

<u>Section 10</u>. <u>Effective Date</u>. This ordinance shall take effect immediately from and after its passage and publication.

DULY PASSED AND ADOPTED this the 20th day of September, 2017

THE-CITY OF MANOR, TEXAS

Rita G. Jonse, Mayor

ATTEST:

Lluvia Tijerina, City Secretary