

Ordinance No. 2022-08

DRAINAGE

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF PAYNE SPRINGS, TEXAS, PROVIDING REGULATIONS FOR DRAINAGE.

WHEREAS, the City of Payne Springs, Texas ("City") is a Type-A general law municipality organized and existing pursuant to the laws of the State of Texas; and

WHEREAS, the City of Payne Springs is authorized, pursuant to Chapter 51 of the Texas Local Government Code, to adopt an ordinance or regulation that is for the good government, peace or order of the municipality or for the trade and commerce of the municipality; and

WHEREAS, the City Council for the City of Payne Springs finds it necessary to adopt regulations concerning the proper drainage on new buildings within the city.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF PAYNE SPRINGS, TEXAS, as follows:

(A) The owner of presently developed property or developer of property to be developed shall be responsible for all storm drainage flowing through or abutting their property, including the installation of culverts beneath all driveway approaches to the property. This responsibility includes drainage directed to that property by prior development as well as drainage naturally flowing through the property by reason of topography. Further, the property owner or developer of property to be developed shall maintain five feet at each end of all culverts. Maintenance of culverts (if on city right-of-way) shall be maintained by the property owner.

(B) Culverts, ditches and other drainage facilities required of property owners and developers, to meet the responsibilities outlined in division (A) above, shall be sized and constructed or installed in accordance with city standards and specifications. Permits for culverts shall be required in accordance with this section. Culvert pipe in residential areas shall not be less than 15 inches in diameter and culvert pipe shall not extend more than 50 feet in length without a five-foot length break for the purpose of cleaning out same. Any size culvert pipe, or culvert installation that has the potential to impede the flow of water, shall be replaced by an adequate size culvert pipe and installed so as to permit the free flow of water.

(C) No building permit shall be issued, nor certificate of occupancy approved, upon any land on which the owner has not fulfilled his or her responsibility for drainage as outlined in divisions (A) and (B) above.

(D) Whoever shall willfully fill up, clog, damage or destroy, or in any manner impair the usefulness of any drainage channel, ditch, creek or water course or fill in the area of any said natural creek, drainage channel or ditch with dirt or other debris shall be guilty of a misdemeanor.

(E) Provisions shall be made by the owner for the control and drainage of surface water around buildings. Runoff water from rains and storms shall not be allowed to inundate or flood

adjacent property when such flooding is the result of grading, drainage ditches, retaining walls or other surface alterations that control or divert the natural flow of water. Rain water shall not be conveyed, received or discharged upon property belonging to another or adjacent to such property. Where potential flooding on adjacent property exists from run-off water from an unguttered roof, each roof shall be installed with property guttering containing down spouts arranged in such a manner that the runoff water will not be discharged on the adjacent property.

PASSED AND APPROVED by the City Council, City of Payne Springs, Texas, this 17th day of May, 2022.

APPROVED BY:

Andrea Miller, Mayor

ATTEST:

Beth Billings, City Secretary