

Noise Abatement

City of Deport

201 Main Street
P.O. Box 354A
Deport, TX 75435

ORDINANCE NO. 3 - 1995

AN ORDINANCE DEFINING CERTAIN NUISANCES AND PROVIDING FOR THE ABATEMENT THEREOF

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF DEPORT

SECTION 1. All dead, decaying and putrid carasses, flesh, fish, or vegetable, all deposits of manure, offals, or other unwholesome substances or filths of any kind or description; all filthy or offensive water or slops when thrown or conducted upon any street, alley or enclosure so as to be unwholesome; all privies, water closets, and slaughter houses or pen or places used as such that have become offensive from use; all market houses, cellars, stores, and all other buildings or places of any character or kind that are not kept free from filthy or unwholesome substances; all live stock pens, hog pens, sheep pens, stock lots and stables that are offensive or liable to engender disease; any lot retaining water until it becomes stagnant or that may be unwholesome from any other cause; any article or substance of any kind such as glass, tin, crockery, or other rubbish placed or permitted by owner of adjacent property to be placed or allowed by occupants or owners of property to remain on such property by such owners or occupants to the middle of all streets and alleys adjacent to such property including all public grounds so as to render unsightly or dangerous in anyway to the public or on account of fire; all weeds or rubbish of any kind on any side-walk, street or alley to the middle thereof and also of any premises within the corporate bounds of this Town, provided that growing Bermuda grass shall not be considered a nuisance if kept reasonable closely pastured or be mown every thirty days during its growing season; the burning of weeds, grass, or refuse of any kind in close enough proximity to render dangerous to any property of any kind within the limits of this Town; the placing within any drain within this Town so as to clog drains, draining the Town any obstructions or rubbish of any kind, provided that

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that in cases of gulches or drains where sufficient walls are built by party so using to prevent rubbish from getting into the channel of such drains such gulches may be used for such purpose by owner or occupant adjacent thereto but not to such a degree as to render such dumping ground detrimental to the occupants of that or adjoining property; the allowing or permitting the running at large of mules, horses, jacks, jennetts, cattle, hogs, goats, sheep, or any other stock; the discharging of any gun or pistol or any other firearms of any kind within the Town limits except as may be provided by the Council; the discharging of any firecrackers, or Roman Candles or fire works of any nature except such as is permitted by the general laws of the State of Texas or may be by permission granted from time to time by the City Council.

SECTION 2. It shall be the duty of the occupants of any lot, place or building occupied or if unoccupied the owner, in this Town where any nuisance may exist to remove, abate or destroy, or have removed abated or destroyed, at their own expense, the same without delay.

SECTION 3. Any person or persons who shall within the limits of the Town of Deport cause, create, permit, keep or otherwise be guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not to exceed Two Hundred (\$200.00) dollars, and each day that such nuisance shall continue shall constitute a separate offense.

SECTION 4. In all cases arising under the preceding sections of this chapter whenever it shall appear to the Mayor trying such cause that the nuisance continues at the time of convictions, that he shall order and adjudge the removal, abatement or destruction of such nuisance as the case by require and shall issue a separate warrant therefor, and the Court shall inquire into the probable cost of such removal, abatement or destruction and shall tax the cost thereof against the defendant.

SECTION 5. Whenever any nuisance as herein defined is found in any place in this Town for the removal, abatement or destruction of which no person or persons can be held liable under the provisions hereof, it shall be the duty of Marshal or Town Board of Health or The City Council, to remove abate or destroy the same at the expense of the

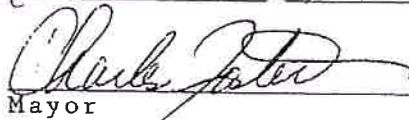
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Town under the approval of the Mayor.

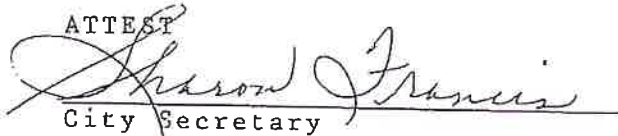
SECTION 6. All stewards, church officers, or other persons in charge of any church within the limits of the Town; also every teacher, trustee, officer or other person in charge of any public or private school within the limits of this Town shall be held responsible for the sanitary condition of all such grounds and buildings and premises attached thereto under this act.

EMERGENCY CLAUSE: It being very important that the Town of Deport have immediate benefit of this ordinance because of the many nuisances existing in said Town creates an imperative public necessity and emergency requiring that the ordinance requiring same to be read on three servatl days be suspended and the same is, therefore, suspended and this act shall take effect from and after its passage with the required tendays notice.

ENACTED ON THIS 13th DAY OF November, 1995.



Mayor

ATTEST


City Secretary

To Whom It May Concern

At the residence on Depot St. in Deport, there is an abundance of fighting roosters. They each have a separate coop. The Attendants run a skill saw daily building coops for more roosters. They also play a very loud stereo outside even throughout the nights. There are also several families living at this residence with children, and there is a lot of foul language and suspicious activity.

There are many older people that live very close to this residence that are not in good health, and are disturbed constantly by all this activity.

Please sign this petition so we can have a quieter neighborhood...

Raymond & Dorothy Melton
Dale & Ruth Gray
Lucky Nemos
James / Farris - Sue Farris
Dwayne & Virginia Rhodes
Michael & Misti Webb