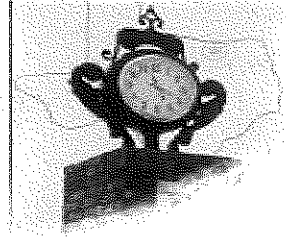


TOM BEAN



ORDINANCE 2006-15

AN ORDINANCE OF THE CITY OF TOM BEAN, TEXAS ("CITY") PROHIBITING POTENTIAL POLLUTION SOURCES WITHIN SPECIFIED DISTANCES OF WASTEWATER PLANT; ESTABLISHING A PENALTY; AND PROVIDING FOR PUBLICATION.

WHEREAS: The Texas Commission on Environmental Quality, ("TCEQ") has established rules and regulations for public wastewater systems, (30 TAC Section 309.13 (e)(3)) which permit the substitution of ordinance prohibitions in place of sanitary control easements otherwise required for wastewater systems:

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TOM BEAN, TEXAS AS FOLLOWS:

Section 1: That within 50 feet of the wastewater racetracks the area around the wastewater plant must be secured by an 8 ft. fence with security wire attached to the top of the fence. Proper signage must be maintained identifying it as a secured no admittance area by law.

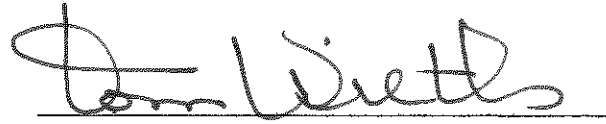
Section 2: That within 150 feet of the wastewater treatment plant owned by the City, there shall not be placed, installed, or established by any person or corporation:

- A. areas irrigated by low dosage sewage disposal systems;
- B. low angle spray on-site sewage facilities;
- C. improperly constructed water well;
- D. underground petroleum storage tank;
- E. underground chemical storage tank; or
- F. Petroleum or chemical liquid transmission pipeline.
- G. Prohibits the building of any residential or business structure.

Section 3: Violation of this Ordinance is punishable by a fine not to exceed \$2,000. Or the maximum amount allowed by law if that amount is less than \$2,000. Each day any such violation shall continue shall constitute a separate offense punishable hereunder.

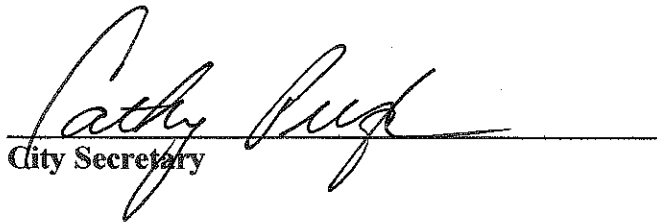
Section 4: The City Secretary shall cause the descriptive publication and penalty clauses hereof to be published.

**PASSED AND APPROVED BY THE CITY COUNCIL OF TOM BEAN, TEXAS
THIS 9TH DAY OF OCTOBER, 2006.**

A handwritten signature in cursive script, appearing to read "Tom Witt", written over a horizontal line.

Mayor

Attest:

A handwritten signature in cursive script, appearing to read "Cathy Ruff", written over a horizontal line.
City Secretary