



Surfside Beach, Texas, Code of Ordinances >> - CODE OF ORDINANCES >> Chapter 20 - FLOOD DAMAGE PREVENTION >> ARTICLE III. PROVISIONS FOR FLOOD HAZARD REDUCTION >>

ARTICLE III. PROVISIONS FOR FLOOD HAZARD REDUCTION

Sec. 20-51. General standards.

Sec. 20-52. Specific standards.

Sec. 20-53. Standards for subdivision proposals.

Sec. 20-54. Standards for areas of shallow flooding (AO/AH zones).

Sec. 20-55. Floodways.

Sec. 20-56. Coastal high hazard areas.

TOPARCODEHITS ADVERTISEMENT

**Sec. 20-51. General standards.**

In all areas of special flood hazards the following provisions are required for all new construction and substantial improvements:

- (1) All new construction or substantial improvements shall be designed (or modified) and adequately anchored to prevent flotation, collapse or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy;
- (2) All new construction or substantial improvements shall be constructed by methods and practices that minimize flood damage;
- (3) All new construction or substantial improvements shall be constructed with materials resistant to flood damage;
- (4) All new construction or substantial improvements shall be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed and/or located so as to prevent water from entering or accumulating within the components during conditions of flooding.
- (5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
- (6) New and replacement sanitary sewage systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the systems into floodwaters; and
- (7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.

(Ord. No. 2007-18, art. 5, § A, 11-26-2007)

**Sec. 20-52. Specific standards.**

In all areas of special flood hazards where base flood elevation data has been provided as set forth in (i) section 20-7, (ii) subsection 20-32(8), or (iii) subsection 20-53(3), the following provisions are required:

- (1) *Residential construction.* New construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to or above the base flood elevation. A registered professional engineer, architect, or land

surveyor shall submit a certification to the floodplain administrator that the standard of this subsection as proposed in subsection 20-33(1)a., is satisfied.

- (2) *Nonresidential construction.* New construction and substantial improvements of any commercial, industrial or other nonresidential structure shall either have the lowest floor (including basement) elevated to or above the base flood level or together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall develop and/or review structural design specifications, and plans for the construction, and shall certify that the design and methods of construction are in accordance with accepted standards of practice as outlined in this subsection. A record of such certification which includes the specific elevation (in relation to mean sea level) to which such structures are floodproofed shall be maintained by the floodplain administrator.

- (3) *Enclosures.* New construction and substantial improvements, with fully enclosed areas below the lowest floor that are usable solely for parking of vehicles, building access or storage in an area other than a basement and which are subject to flooding shall be designed to automatically equalize hydrostatic flood forces on exterior walls by allowing for the entry and exit of floodwaters. They shall also be no larger than 300 square feet. Designs for meeting this requirement must either be certified by a registered professional engineer or architect or meet or exceed the following minimum criteria:

- a. A minimum of two openings on separate walls having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding shall be provided.
- b. The bottom of all openings shall be no higher than one foot above grade.
- c. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

- (4) *Manufactured homes.*

- a. Require that all manufactured homes to be placed within zone A on a community's FHBM or FIRM shall be installed using methods and practices which minimize flood damage. For the purposes of this requirement, manufactured homes must be elevated and anchored to resist flotation, collapse, or lateral movement. Methods of anchoring may include, but are not limited to, use of over-the-top or frame ties to ground anchors. This requirement is in addition to applicable state and local anchoring requirements for resisting wind forces.
- b. Require that manufactured homes that are placed or substantially improved within zones A1-30, AH, and AE on the community's FIRM on sites: (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as a result of a flood, be elevated on a permanent foundation such that the lowest floor of the manufactured home is elevated to or above the base flood elevation and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.
- c. Require that manufactured homes be placed or substantially improved on sites in an existing manufactured home park or subdivision with zones A1-30, AH and AE on the community's FIRM that are not subject to the provisions of paragraph (4)

of this section be elevated so that either:

- (i) The lowest floor of the manufactured home is at or above the base flood elevation, or
  - (ii) The manufactured home chassis is supported by reinforced piers or other foundation elements of at least equivalent strength that are no less than 36 inches in height above grade and be securely anchored to an adequately anchored foundation system to resist flotation, collapse, and lateral movement.
- (5) *Recreational vehicles.* Require that recreational vehicles placed on sites within zones A1-30, AH, and AE on the community's FIRM either (i) be on the site for fewer than 180 consecutive days, (ii) be fully licensed and ready for highway use, or (iii) meet the permit requirements of subsection 20-33(1), and the elevation and anchoring requirements for "manufactured homes" in paragraph (4) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

(Ord. No. 2007-16, art. 5, § B, 11-26-2007)

### Sec. 20-53. Standards for subdivision proposals.

- (1) All subdivision proposals including the placement of manufactured home parks and subdivisions shall be consistent with sections 20-2, 20-3, and 20-4 of this chapter.
- (2) All proposals for the development of subdivisions including the placement of manufactured home parks and subdivisions shall meet development permit requirements of section 20-8; section 20-33; and the provisions of article III of this chapter.
- (3) Base flood elevation data shall be generated for subdivision proposals and other proposed development including the placement of manufactured home parks and subdivisions which is greater than 50 lots or five acres, whichever is lesser, if not otherwise provided pursuant to section 20-7 or subsection 20-32(8) of this chapter.
- (4) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have adequate drainage provided to reduce exposure to flood hazards.
- (5) All subdivision proposals including the placement of manufactured home parks and subdivisions shall have public utilities and facilities such as sewer, gas, electrical and water systems located and constructed to minimize or eliminate flood damage.

(Ord. No. 2007-16, art. 5, § C, 11-26-2007)

### Sec. 20-54. Standards for areas of shallow flooding (AO/AH zones).

Located within the areas of special flood hazard established in section 20-7, are areas designated as shallow flooding. These areas have special flood hazards associated with flood depths of one to three feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flow may be evident. Such flooding is evident by ponding or sheet flow; therefore, the following provisions apply:

- (1) All new construction and substantial improvements of residential structures have the lowest floor (including basement) elevated to or above the base flood elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified).
- (2) All new construction and substantial improvements of nonresidential structures:
  - a. Have the lowest floor (including basement) elevated to or above the base flood

elevation or the highest adjacent grade at least as high as the depth number specified in feet on the community's FIRM (at least two feet if no depth number is specified), or

- b. Together with attendant utility and sanitary facilities be designed so that below the base specified flood depth in an AO zone, or below the base flood elevation in an AH zone, level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads of effects of buoyancy.
- (3) A registered professional engineer or architect shall submit a certification to the floodplain administrator that the standards of this section, as proposed in section 20-33 are satisfied.
- (4) Require, within zones AH or AO, adequate drainage paths around structures on slopes, to guide floodwaters around and away from proposed structures.

*(Ord. No. 2007-16, art. 5, § D, 11-26-2007)*

### **Sec. 20-55. Floodways.**

Floodways, located within areas of special flood hazard established in section 20-7, are areas designated as floodways. Since the floodway is an extremely hazardous area due to the velocity of floodwaters which carry debris, potential projectiles and erosion potential, the following provisions shall apply:

- (1) Encroachments are prohibited, including fill, new construction, substantial improvements and other development within the adopted regulatory floodway unless it has been demonstrated through hydrologic and hydraulic analyses performed in accordance with standard engineering practice that the proposed encroachment would not result in any increase in flood levels within the community during the occurrence of the base flood discharge.
- (2) If subsection (1) above is satisfied, all new construction and substantial improvements shall comply with all applicable flood hazard reduction provisions of article III.
- (3) Under the provisions of 44 CFR Chapter 1, Section 65.12, of the National Flood Insurance Program Regulations, a community may permit encroachments within the adopted regulatory floodway that would result in an increase in base flood elevations, provided that the community first completes all of the provisions required by Section 65.12.

*(Ord. No. 2007-16, art. 5, § E, 11-26-2007)*

### **Sec. 20-56. Coastal high hazard areas.**

Located within the areas of special flood hazard established in section 20-7, are areas designated as coastal high hazard areas (zones V1-30, VE and/or V). These areas have special flood hazards associated with high velocity waters from tidal surges and hurricane wave wash; therefore, in addition to meeting all provisions outlined in this chapter, the following provisions must also apply:

- (1) Obtain the elevation (in relation to mean sea level) of the bottom of the lowest structural member of the lowest floor (excluding pilings and columns) of all new and substantially improved structures, and whether or not such structures contain a basement. The floodplain administrator shall maintain a record of all such information.
- (2) All new construction shall be located landward of the reach of mean high tide.
- (3) All new construction and substantial improvements shall be elevated on pilings and



columns so that:

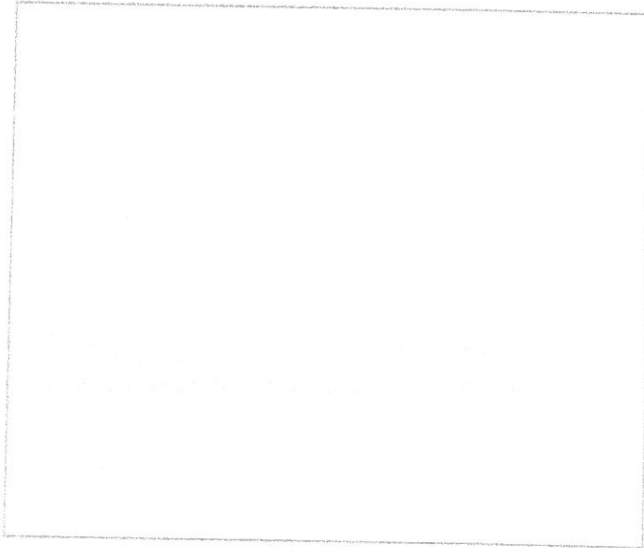
- a. The bottom of the lowest horizontal structural member of the lowest floor (excluding the pilings or columns) is elevated to or above the base flood level;
  - b. The pile or column foundation and structure attached thereto is anchored to resist flotation, collapse and lateral movement due to the effects of wind and water loads acting simultaneously on all building components. Water-loading values used shall be those associated with the base flood. Wind-loading values used shall be those required by applicable state or local building standards. A registered professional engineer or architect shall develop or review the structural design, specifications and plans for the construction, and shall certify that the design and methods of construction to be used are in accordance with accepted standards of practice for meeting the provisions of subsection (3)a. and b. of this section.
- (4) Provide that all new construction and substantial improvements have the space below the lowest floor either free of obstruction or constructed with nonsupporting breakaway walls up to 300 square feet, open wood lattice-work, or insect screening intended to collapse under wind and water loads without causing collapse, displacement, or other structural damage to the elevated portion of the building or supporting foundation system.

For the purpose of this section, a breakaway wall shall have a design safe loading resistance of not less than ten and no more than 20 pounds per square foot. Use of breakaway walls which exceed a design safe loading resistance of 20 pounds per square foot (either by design or when so required by local or state codes) may be permitted only if a registered professional engineer or architect certifies that the designs proposed meet the following conditions:

- (i) Breakaway wall collapse shall result from a water load less than that which would occur during the base flood; and
  - (ii) The elevated portion of the building and supporting foundation system shall not be subject to collapse, displacement, or other structural damage due to the effects of wind and water loads acting simultaneously on all building components (structural and nonstructural). Water-loading values used shall be those associated with the base flood. Wind-loading values used shall be those required by applicable state or local building standards. Such enclosed space shall be useable solely for parking of vehicles, building access, or storage. Such space shall not be used for human habitation.
- (5) Prohibit the use of fill or structural support of buildings.
- (6) Prohibit manmade alteration of sand dunes and mangrove stands which increase potential flood damage.
- (7) Manufactured homes. Require that manufactured homes placed or substantially improved with zone V1-30, V, and VE on the community's FIRM on sites (i) outside of a manufactured home park or subdivision, (ii) in a new manufactured home park or subdivision, (iii) in an expansion to an existing manufactured home park or subdivision, or (iv) in an existing manufactured home park or subdivision on which a manufactured home has incurred "substantial damage" as the result of a flood, meet the standards of paragraphs (1) through (6) of this section and that manufactured homes placed or substantially improved on other sites in an existing manufactured home park or subdivision within zones V1-30, V and VE on the community's FIRM meet the requirements of subsection 20-52(4) of this chapter.
- (8) Recreational vehicles. Require that recreational vehicles placed on sites within zones V1-30, V, and VE on the community's FIRM either (i) be on the site for fewer than 180

consecutive days, (ii) be fully licensed and ready for highway use, or (iii) meet the requirements in section 20-8 of this chapter and paragraphs (1) through (6) of this section. A recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick disconnect type utilities and security devices, and has no permanently attached additions.

(Ord. No. 2007-16, art. 5, § F, 11-26-2007)



# OFFICIAL MUNICIPAL COURT MONTHLY REPORT

| MUNICIPAL COURT OF<br><b>Village of Surfside Beach</b>  | TRAFFIC     |          | NON-TRAFFIC MISDEMEANORS |                  |
|---|-------------|----------|--------------------------|------------------|
|   | NON-PARKING | PARKING  | STATE LAW                | CITY ORDINANCE   |
| FOR MONTH <b>03</b> YEAR <b>2014</b>  |             |          |                          |                  |
| 1. New Cases Filed During the Month   |             |          |                          |                  |
| 2. Dispositions Prior to Trial:   | <b>63</b>   | <b>1</b> | <b>29</b>                | <b>7</b>         |
| A. Bond Forfeitures   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| B. Fined<br><i>(Before trial only. If the defendant goes to trial, enter in Item 3.)</i>                      | <b>23</b>   | <b>2</b> | <b>8</b>                 | <b>5</b>         |
| C. Cases Dismissed<br><i>(Do not include dismissals that are to be reported in Items 3C and 4 below.)</i>     | <b>2</b>    | <b>0</b> | <b>5</b>                 | <b>0</b>         |
| 3. Dispositions at Trial:   |             |          |                          |                  |
| A. Trial by Judge   |             |          |                          |                  |
| (1) Finding of Guilty   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| (2) Finding of Not Guilty   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| B. Trial by Jury  |             |          |                          |                  |
| (1) Finding of Guilty   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| (2) Finding of Not Guilty   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| C. Dismissed at Trial   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| 4. Cases Dismissed:   |             |          |                          |                  |
| A. After Driver Safety Course<br><i>(C.C.P., Art. 45.0511)</i>  | <b>1</b>    |          |                          |                  |
| B. After Deferred Disposition <i>(C.C.P., Art. 45.051)</i>  | <b>39</b>   | <b>2</b> | <b>8</b>                 | <b>0</b>         |
| C. After Proof of Financial Responsibility<br><i>(Transportation Code, Sec. 601.193)</i>                      | <b>3</b>    |          |                          |                  |
| D. Compliance Dismissal<br><i>(Proof of Inspection, License, or Registration)</i>                             | <b>5</b>    |          |                          |                  |
| 5. Community Service Ordered<br><i>(For satisfaction of fine or costs only.)</i>                              |             |          |                          |                  |
| 6. Cases Appealed   |             |          |                          |                  |
| 7. Juvenile / Minor Activity:   | <b>0</b>    | <b>0</b> | <b>0</b>                 | <b>0</b>         |
| A. Transportation Code Cases Filed  |             |          |                          |                  |
| B. Non-Driving Alcoholic Beverage Code Cases Filed  | <b>1</b>    |          |                          |                  |
| C. Driving Under the Influence of Alcohol Cases Filed   | <b>0</b>    |          |                          |                  |
| D. Health & Safety Code (Tobacco) Cases Filed   | <b>0</b>    |          |                          |                  |
| E. Failure to Attend School Cases Filed<br><i>(Education Code, Sec. 25.094)</i>                               | <b>0</b>    |          |                          |                  |
| F. Education Code (Except Failure to Attend) Cases Filed  | <b>0</b>    |          |                          |                  |
| G. Violation of Local Daytime Curfew Ordinance Cases Filed<br><i>(Loc. Govt. Code, Sec. 341.905)</i>          | <b>0</b>    |          |                          |                  |
| H. All Other Non-Traffic Fine-Only Cases Filed  | <b>0</b>    |          |                          |                  |
| I. Waiver of Jurisdiction of Non-Traffic Cases<br><i>(Family Code, Sec. 51.08(b))</i>                         |             |          |                          |                  |
| J. Referred to Juvenile Court for Delinquent Conduct<br><i>(C.C.P., Art. 45.050 (c)(1))</i>                   |             |          |                          |                  |
| K. Held in Contempt, Fined, or Denied Driving Privileges<br><i>(C.C.P., Art. 45.050 (c)(2))</i>               |             |          |                          |                  |
| Magistrate Warnings Given (Juvenile):   |             |          |                          |                  |
| L. Warnings Administered  |             |          |                          |                  |
| M. Statements Certified   |             |          |                          |                  |
| 8. Parent Contributing to Nonattendance Cases Filed<br><i>(Education Code, Sec. 25.093)</i>                   |             |          |                          | <b>0</b>         |
| 9. Safety Responsibility and Driver's License Suspension Hearings Held  |             |          |                          |                  |
| 10. Search Warrants Issued<br><i>(Do not include warrants for arrest.)</i>                                    |             |          |                          |                  |
| 11. Arrest Warrants Issued:   |             |          |                          |                  |
| A. Class C Misdemeanors Only  |             |          |                          |                  |
| B. Felonies and Class A and B Misdemeanors  |             |          |                          | <b>28</b>        |
| 12. Magistrate Warnings Given:<br><i>(Given to defendants charged with county or district court offense.)</i> |             |          |                          |                  |
| A. Class A and B Misdemeanors Only  |             |          |                          |                  |
| B. Felonies   |             |          |                          |                  |
| 13. Emergency Mental Health Hearings Held   |             |          |                          |                  |
| 14. Magistrate's Orders for Emergency Protection  |             |          |                          |                  |
| 15. Total Revenue   |             |          | \$                       | <b>13,762.30</b> |

*(Include all revenue collected during month to be remitted to city of state.)*

# MONTHLY OFFICER ACTIVITY REPORT

From 03/01/2014 To 03/31/2014

NOTE: Only "A" active officers will appear.

| OFFICER ID         | BADGE | OFFICER NAME        | Count | Percent of Total |
|--------------------|-------|---------------------|-------|------------------|
|                    | 0     |                     | 1     | 1.0753           |
|                    | 2940  | Byron Richey        | 1     | 1.0753           |
| CD                 | 1820  | Cory Dunlap         | 13    | 13.9785          |
| DBZ                | 0     | Deborah Blombergh   | 6     | 6.4516           |
| DC                 | 0     | Donna Cox           | 7     | 7.5269           |
| FM                 | 0     | Francis McCollister | 6     | 6.4516           |
| GP                 | 0     | Gary Phillips       | 1     | 1.0753           |
| MM                 | 0     | Michael Monnat      | 6     | 6.4516           |
| PV                 | 0     | Paul V Varesic      | 44    | 47.3118          |
| ZM                 | 0     | Z W Monnat          | 8     | 8.6022           |
| Total All Officers |       |                     | 93    |                  |



BOA question

# Notice of Regular Meeting of the City Council

Tuesday: 5/08/2007 – 7:00 pm

Village of Surfside Beach  
1304 Monument Drive  
Surfside Beach, Texas 77541

**TO ALL INTERESTED CITIZENS OF THE VILLAGE OF SURFSIDE BEACH**

## AGENDA

An Agenda information packet is available for public inspection at City Hall, Utility Department

- 1) CALL REGULAR CITY COUNCIL MEETING TO ORDER
- 2) MOMENT OF SILENCE
- 3) PLEDGE OF ALLEGIANCE
- 4) CITIZENS/VISITORS COMMENTS TO COUNCIL

Please fill out an "Appearance Before City Council" form in order to address the Council, and turn the form in prior to Citizens and Visitors Comments, or by 7:00 p.m. to City Secretary, Karlyn "Kelly" Hamby.

Speakers are normally limited to five minutes. Time limits can be adjusted by the Mayor as to accommodate more or fewer speakers.

The purpose of this item is to allow citizens an opportunity to address the City Council on issues that are not the subject of a public hearing. Any item requiring a Public Hearing will allow citizens or visitors to speak at the time that item appears on this agenda as indicated as a "Public Hearing". Items that are the subject matter jurisdiction of the City Council include City policy and legislative issues. ***Issues regarding daily operational or administrative matters should first be dealt with at the administrative level by calling City Hall at 979-233-1531 during business hours.***

### 5) MAYORAL/ALDERMEN/COMMITTEE/POLICE ANNOUNCEMENTS

### 6) CONSENT ITEMS:

All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member or citizen so request. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary

1. Consider approval of the minutes from City Council Regular Meeting, April 10, 2007.
2. Consider approval of the minutes from City Council Special Meeting, April 26, 2007.
3. Consider approval of the un-paid bills for April, 2007.
4. Consider resignation of police officer Sgt. Hector Gonzalez.

**7) REGULAR ITEMS**

1. Discuss and consider amending Traffic Ordinance No. 47 and repealing Ordinance No 2007-4 regarding setting a speed limit on the "S" curve on Bluewater Highway (CR257).
2. Discuss and consider giving a variance to the Temporary Vendor Ordinance for SOBA to sell food, drinks (non-alcoholic), t-shirts, koozies, and hats in the northwest area of the corner of SH332 and Fort Velasco; on Saturday May 26, 2007.
3. Discuss requiring that contractors be bonded within the Village.
4. Discuss and consider amending Ordinance No. 2004-15A the Building Code, Section R. 112 of the International Residential Code to clarify Board of Appeals.
5. Discuss and consider amending Ordinance No. 92-9 Pedestrian Beach by decreasing the length of it by 200 feet to the East.

**8) CLOSED SESSION**

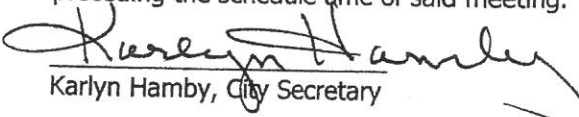
1. The City Council to convene in closed session pursuant to the Texas Government Code: Section 551.074, deliberation on the appointment, employment, evaluation, and/or duties regarding personnel as follows:
  - a. Discuss police officers and EMS employee's pay and positions, including Beach Patrol.
  - b. Discuss termination of full time public works employee Steven Sproat.

**9) RECONVENE INTO OPEN SESSION**

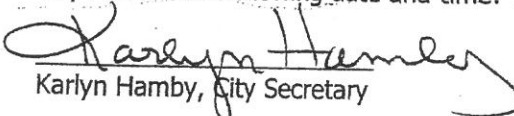
1. The City Council to reconvene into open session pursuant to the Texas Government Code: Section 551.074, deliberation on the appointment, employment, evaluation, and/or duties regarding personnel as follows:
  - a. Consider police officers and EMS employee's pay and positions, including Beach Patrol.
  - b. Consider termination of full public works employee Steven Sproat.

**ADJOURNMENT – CITY COUNCIL MEETING**

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the front door of the City Hall of the Village of Surfside Beach, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: May 4, 2007 at 4:00 p.m. and remained so posted continuously for at least 72 hours preceding the schedule time of said meeting.

  
Karlyn Hamby, City Secretary

This public notice was removed from the official posting place at the Village of Surfside Beach City Hall on the following date and time: 5-9-07 at 9:00 am

  
Karlyn Hamby, City Secretary

If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact Karlyn "Kelly" Hamby, City Secretary at (979) 233-1531 extension 4 within 48 business hours of the scheduled meeting date. Reasonable accommodations will be made to assist your needs.

**MINUTES**  
**Surfside Beach City Council**  
**MAY 08, 2007**

**PRESENT:** Mayor James Bedward  
Kitty Smith, Mayor Pro-temp  
Glenda McGonigle, Alderwoman  
Georgia Keeney, Alderwoman  
Peggy Llewellyn, Alderwoman  
Mark Corey, Alderman

The Surfside Beach City Council convened in a regular meeting on May 08, 2007 at 7:00 PM.

**Citizens/Visitors Comments to Council:**

Bob Cook expressed his concerns with the Anchor Motel and events that had recently transpired there and in the vicinity. He asked if there was anything Council could do to make his home safer. The Mayor said that patrols have been stepped up in the area; and Chief Smith offered to pull data from other towns and look at the possibility of adopting a "habitual ordinance".

Russell Clinton asked if repairs on Beach Drive are still prohibited. The Mayor said electric service was not a city issue; but that no repairs to porch railings, windows, etc. would be allowed.

Lily Baker asked if the police were giving tickets for the burning of the Christmas trees placed along the dune line. The Mayor said tickets were being issued and that it really comes down to a public education issue. The Chief said he is seeing more people bring wood to the beach now for fires, and Alderwoman Llewellyn said she thought the seaweed on top of the trees was also a deterrent.

**Mayoral/Council/Committee/Police Announcements:**

Chief Smith gave his monthly police report.

Chairperson Linda Manning of the Planning Commission Board of Adjustments gave a report on their March meeting and said they had no quorum and therefore, no meeting.

Alderwoman Smith gave a report on the VFD Commission Meeting and announced a BBQ fundraiser was set for Election Day, May 12, 2007 and encouraged everyone to participate.

Chief Smith brought up the issue of Council considering doing something extra for the volunteers as water exempt bills, equipment, or an appreciation dinner. Just something extra to show we care.

Alderwoman McGonigle asked for an update on the codification of ordinances. She was advised that our City Attorney is reviewing them and that a meeting is being set up. She also asked about the street signs. The Mayor said he would take public works off other projects to get this done. House numbers were also discussed and the need for them due to emergency calls. The Mayor said we could fine them.

Mayor Bedward said he gave kudos to all the employees as lots of things were happening within the Village.

**Consent Agenda:**

Alderwoman Smith, seconded by Alderwoman McGonigle, duly moved to approve the consent agenda. The motion carried with a vote of five (5) ayes.

**Regular Items:**

A discussion was opened regarding the amendment of Traffic Ordinance No. 47 in setting a speed limit on the S curve of CR257. Chief Smith showed some examples of products and materials he would like to see being used; and said he thought 35 mph was a good speed. He said the nighttime driving is the main issue with this curve and therefore more reflective markers are needed. Alderwoman Smith, seconded by Alderwoman Keeney, duly moved to amend Traffic Ordinance No. 47 and repealing Ordinance No 2007-4 regarding setting a speed limit of 35 mph on the "S" curve on Bluewater Highway (CR257). The motion carried with a vote of five (5) ayes.

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A discussion was opened regarding that contractors be bonded within the Village. The main issues were:

- √ Vendors are the ones causing the problems not the contractors who are bonded
- √ Civil issue with property owner if property is damaged
- √ Accountability
- √ Add to permit the requirement of a bond
- √ Chief will check at Chief's Meeting regarding homeowner's insurance
- √ Call the Mayor is something happens and he will get a hold of responsible party

The Mayor opened the floor for discussion regarding who Council wanted to sit as the Board of Appeals as required by the International Residential Code. Issues were;

- √ Alderwoman McGonigle said Planning Commission should as they were more informed
- √ Cities have done it both ways with either the Planning Commission or the Council
- √ Alderman Corey said Council would end up being the one accountable and should sit as the Board of Appeals
- √ Alderwoman McGonigle not comfortable with Council in position due to lots of problems with building permits and that this should be tabled; as a more objective group is needed
- √ Alderman Corey said the "buck stops with Council".

Alderman Corey, seconded by Alderwoman Llewellyn, duly moved to amend Ordinance No. 2004-15A the Building Code, Section R. 112 of the International Residential Code to clarify Board of Appeals as being the City Council. The motion carried with a vote of four (5) ayes. Alderwoman McGonigle voted nay.

Discussion was opened on decreasing the length of pedestrian beach by 200'. Topics brought up by Council and citizens were as follows:

- √ Hate to give up any of pedestrian beach
- √ Why open the beach
- √ Provide access to two houses that are crossing private property
- √ Would replace road to landlocked lots
- √ Other people want to keep their property
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- √ Took a long time to even get a pedestrian beach
- √ Cost factor of building a road



Alderman Corey, seconded by Alderwoman Llewellyn, duly moved to table amending Ordinance No. 92-9 Pedestrian Beach by decreasing the length of it by 200 feet to the East. The motion carried with a vote of five (5) ayes.

The City Council convened in closed session pursuant to the Texas Government Code: Section 551.074, deliberation on the appointment, employment, evaluation, and/or duties regarding personnel as follows: to discuss police officers and EMS employee's pay and positions, including Beach Patrol; and termination of full time public works employee Steven Sproat.

The City Council reconvened into open session pursuant to the Texas Government Code: Section 551.074, deliberation on the appointment, employment, evaluation, and/or duties regarding personnel as follows.

Alderwoman McGonigle, seconded by Alderwoman Smith, duly moved to agreed police officers and EMS employee's pay raises and positions; plus the position of a paid part time beach patrol officer and acquisition of an ATV 4-wheel beach patrol vehicle. The motion carried with a vote of five (5) ayes.

Alderwoman Smith, seconded by Alderwoman McGonigle, duly moved to the termination of full time public works employee Steven Sproat. The motion carried with a vote of five (5) ayes.

No further action to bring before council, the meeting adjourned.

---

Karlyn Hamby  
City Secretary

Approved: \_\_\_\_\_

ORDINANCE NO. 2007-9

AN ORDINANCE OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, AMENDING ORDINANCE NUMBER 2004-15A, WHICH ADOPTED THE INTERNATIONAL RESIDENTIAL CODE, TO AMEND SECTION R112 OF SAID CODE TO PROVIDE THAT THE BOARD OF APPEALS IS THE CITY COUNCIL OF THE VILLAGE AND OTHER RELATED AMENDMENTS; CONTAINING SAVINGS CLAUSES; CONTAINING A SEVERANCE CLAUSE; PROVIDING THAT SAID ORDINANCE AS HEREBY AMENDED IS PUNISHABLE BY A FINE NOT TO EXCEED \$500.00 AND THAT EACH DAY THAT A VIOLATION OCCURS IS A SEPARATE OFFENSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON THE COMPLETION OF ITS PUBLICATION AS HEREIN PROVIDED.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS:**

First, Ordinance No. 2004-15A of said Village, is hereby amended to amend portions of Section R112 "Board of Appeals" of the International Residential Code as follows:

First, Subsection R112.1 is amended to read as follows:

"R112.1 **General.** In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this Code, the City Council of the Village shall act as the Board of Appeals under this Code. Any references in this Code to the Board or Board of Appeals shall mean the City Council sitting as such. The City Council, when sitting as the Board of Appeals, shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official".

Second, Subsection 112.3, "Qualifications", is hereby deleted from said Code.

Third, Subsection 112.4 is renumbered to be Subsection R112.3.

Fourth, in the event any section or provision of this ordinance is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.


Fifth, this ordinance is cumulative of and in addition to all other ordinances of the Village of Surfside Beach, Texas, on the same subject and all such ordinances are hereby expressly saved from repeal. Provided, however, where this ordinance and another ordinance shall conflict or overlap, whichever imposes the more stringent regulations or penalties, as the case may be, shall prevail.

Sixth, no offense committed and no fine, forfeiture or penalty incurred prior to the effective date of this ordinance is to be affected by the adoption of this ordinance but the punishment for any offense committed and the recovery of any fines or forfeitures incurred prior to such date shall take place as if this ordinance had not been adopted.

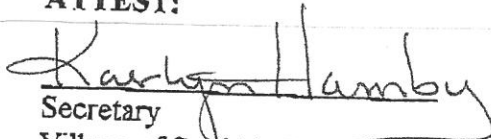
Seventh, any person violating any provisions of Ordinance No. 2004-15A as hereby amended shall be punished by a fine not exceeding \$500.00. Each day or portion thereof that any such violation occurs or continues shall constitute a separate offense.

Eighth, this ordinance shall take effect and be in force from and after its descriptive caption has been published for two consecutive days in the Brazosport Facts.

PASSED AND APPROVED this 8<sup>th</sup> day of May, A.D. 2007.

  
\_\_\_\_\_  
Mayor,  
Village of Surfside Beach

ATTEST:

  
\_\_\_\_\_  
Secretary  
Village of Surfside Beach

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To: Facts - legal

publish 2x consecutive

Kareyn Hamby  
City Secretary

233-1531x4



# Police and EMS Report

From 3/1/14 To 3/31/14

|                          |           |
|--------------------------|-----------|
| EMS Calls                | <u>9</u>  |
| EMS Transports           | <u>6</u>  |
| Deaths                   | <u>0</u>  |
| Police Reports           | <u>16</u> |
| Burglary Habitation      | <u>1</u>  |
| Burglary Vehicle         | <u>0</u>  |
| Thefts                   | <u>0</u>  |
| Assaults                 | <u>2</u>  |
| Criminal Mischief        | <u>0</u>  |
| Disturbances             | <u>13</u> |
| Alcohol Related Offenses | <u>6</u>  |
| Motor Vehicle Accidents  | <u>0</u>  |
| Agency Assists           | <u>7</u>  |
| Motorist Assist          | <u>4</u>  |

Arrests

11

Citations

93

MUNICIPAL COURT OF **Village of Surfside Beach**  
 FOR MONTH **03** YEAR **2014**

**TRAFFIC**

**NON-TRAFFIC MISDEMEANORS**

NON-PARKING

PARKING

STATE LAW

CITY ORDINANCE

1. New Cases Filed During the Month

2. Dispositions Prior to Trial: **63** **1** **29** **7**

A. Bond Forfeitures

B. Fined **0** **0** **0** **0**  
*(Before trial only. If the defendant goes to trial, enter in Item 3.)*

C. Cases Dismissed **23** **2** **8** **5**  
*(Do not include dismissals that are to be reported in Items 3C and 4 below.)*

**2** **0** **5** **0**

3. Dispositions at Trial:

A. Trial by Judge

(1) Finding of Guilty **0** **0** **0** **0**

(2) Finding of Not Guilty **0** **0** **0** **0**

B. Trial by Jury

(1) Finding of Guilty **0** **0** **0** **0**

(2) Finding of Not Guilty **0** **0** **0** **0**

C. Dismissed at Trial **0** **0** **0** **0**

4. Cases Dismissed:

A. After Driver Safety Course **1** **0** **0** **0**  
*(C.C.P., Art. 45.0511)*

B. After Deferred Disposition **39** **2** **8** **0**  
*(C.C.P., Art. 45.051)*

C. After Proof of Financial Responsibility **3** **0** **0** **0**  
*(Transportation Code, Sec. 601.193)*

D. Compliance Dismissal **5** **0** **0** **0**  
*(Proof of Inspection, License, or Registration)*

5. Community Service Ordered  
*(For satisfaction of fine or costs only.)*

6. Cases Appealed

7. Juvenile / Minor Activity:

A. Transportation Code Cases Filed **1**

B. Non-Driving Alcoholic Beverage Code Cases Filed **0**

C. Driving Under the Influence of Alcohol Cases Filed **0**

D. Health & Safety Code (Tobacco) Cases Filed **0**

E. Failure to Attend School Cases Filed **0**  
*(Education Code, Sec. 25.094)*

F. Education Code (Except Failure to Attend) Cases Filed **0**

G. Violation of Local Daytime Curfew Ordinance Cases Filed **0**  
*(Loc. Govt. Code, Sec. 341.905)*

H. All Other Non-Traffic Fine-Only Cases Filed **0**

I. Waiver of Jurisdiction of Non-Traffic Cases **0**  
*(Family Code, Sec. 51.08(b))*

J. Referred to Juvenile Court for Delinquent Conduct **0**  
*(C.C.P., Art. 45.050 (c)(1))*

K. Held in Contempt, Fined, or Denied Driving Privileges **0**  
*(C.C.P., Art. 45.050 (c)(2))*

**Magistrate Warnings Given (Juvenile):**

L. Warnings Administered

M. Statements Certified

8. Parent Contributing to Nonattendance Cases Filed **0** **0**  
*(Education Code, Sec. 25.093)*

9. Safety Responsibility and Driver's License Suspension Hearings Held **0**

10. Search Warrants Issued **0**  
*(Do not include warrants for arrest.)*

11. Arrest Warrants Issued:

A. Class C Misdemeanors Only

B. Felonies and Class A and B Misdemeanors **28**

12. Magistrate Warnings Given:  
*(Given to defendants charged with county or district court offense.)*

A. Class A and B Misdemeanors Only

B. Felonies

13. Emergency Mental Health Hearings Held

14. Magistrate's Orders for Emergency Protection

15. Total Revenue \$ **13,762.30**  
*(Include all revenue collected during month to be remitted to city or state.)*

# MONTHLY OFFICER ACTIVITY REPORT

From 03/01/2014 To 03/31/2014

NOTE: Only "A" active officers will appear.

| OFFICER ID         | BADGE | OFFICER NAME        | Count | Percent of Total |
|--------------------|-------|---------------------|-------|------------------|
|                    | 0     |                     | 1     | 1.0753           |
| BR                 | 2940  | Byron Richey        | 1     | 1.0753           |
|                    | 1820  | Cory Dunlap         | 13    | 13.9785          |
| DBZ                | 0     | Deborah Blombergh   | 6     | 6.4516           |
| DC                 | 0     | Donna Cox           | 7     | 7.5269           |
| FM                 | 0     | Francis McCollister | 6     | 6.4516           |
| GP                 | 0     | Gary Phillips       | 1     | 1.0753           |
| MM                 | 0     | Michael Monnat      | 6     | 6.4516           |
| PV                 | 0     | Paul V Varesic      | 44    | 47.3118          |
| ZM                 | 0     | Z W Monnat          | 8     | 8.6022           |
| Total All Officers |       |                     | 93    |                  |



Village of Surfside Beach  
 1304 Monument Drive  
 Surfside Beach, Texas 77541  
 Office: 979 233-1531 Fax: 979 373-0699

APPLICATION FOR CITY BOARDS/COMMISSIONS/COMMITTEES

DATE: 11/11/2013

NAME: Steve Porter

PHONE: 713.202.3538

ADDRESS: 1548 Castle Court #1

ALTERNATE PHONE: 281.694.4564

CITY/ZIP: Houston, 77006

EMAIL: porter2012@gmail.com

APPLICATION FOR THE FOLLOWING COUNCIL APPOINTED BOARDS/COMMISSIONS/COMMITTEES (CHECK)

- BEAUTIFICATION COMMITTEE
- CITY ADVISORY PLANNING COMMISSION
- OLD VELASCO/SURFISDE BEACH HISTORICAL COMMISSION
- BEACH ADVISORY COMMITTEE
- TOURISM COMMITTEE

PERSONAL INFORMATION

OCCUPATION: Operations Manager Beach Front Properties

ADDITIONAL EXPERIENCE: Established website to bring families to Surfside in 1998.

EDUCATION: Certified Network Engineer (CNE), Microsoft Certified Systems Engineer (MCSE)

PROFESSIONAL AND/OR OTHER COMMUNITY ACTIVITIES:

I left my consulting job after Hurricane Ike to enable Brooks + Merry Porter to rebuild. We have rebuilt and now bring hundreds of families to Surfside Beach each year. I am dedicated to using the appeal of Surfside to bring families to Surfside Beach instead of Galveston.

PLEASE RETURN FORM TO: VILLAGE OF SURFSIDE BEACH, OFFICE OF THE CITY SECRETARY VIA FAX, MAIL, OR EMAIL.

[glenna@surfsidebc.org](mailto:glenna@surfsidebc.org)

**Appearance before City Council**

**Please fill out and give to City Secretary prior to start of meeting.**

Name: Nelda Galloway

Address: 311 Caisson

Phone: 979-255-7642

Email: neldamgalloway@yahoo.com

Issue: 303 Texas Variance request

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Date: \_\_\_\_\_

**Appearance before City Council**

**Please fill out and give to City Secretary prior to start of meeting.**

Name: Glenda McGonigle

Address: 319 Shack Lane

Phone: 979 292 9488

Email: \_\_\_\_\_

Issue: Why does our council have  
the need to review the employees  
at every council meeting?

Thank you

Date: 4-8-14

**Appearance before City Council**

**Please fill out and give to City Secretary prior to start of meeting.**

Name: Brooks Porter

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Email: \_\_\_\_\_

Issue: Status of Beach Dr. reencourishment

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Date: \_\_\_\_\_

Sandra:

The well depth will be to the deeper sand we found in the test well. Screens will be set at approximately 545 feet to 585 feet of depth.

The well will tentatively be a 12-inch casing with 6-inch screen and liner, under-reamed to 16 or 18-inches.

The design capacity will be a minimum of 225 GPM, hoping for up to 300 GPM.

John

Garner is waiting on chip seal which should be completed later this week or early next week and then they will pave directly after that.



BOA question

# Notice of Regular Meeting of the City Council

Tuesday: 5/08/2007 - 7:00 pm

Village of Surfside Beach  
1304 Monument Drive  
Surfside Beach, Texas 77541

TO ALL INTERESTED CITIZENS OF THE VILLAGE OF SURFSIDE BEACH

## AGENDA

An Agenda information packet is available for public inspection at City Hall, Utility Department

- 1) CALL REGULAR CITY COUNCIL MEETING TO ORDER
- 2) MOMENT OF SILENCE
- 3) PLEDGE OF ALLEGIANCE
- 4) CITIZENS/VISITORS COMMENTS TO COUNCIL

Please fill out an "Appearance Before City Council" form in order to address the Council, and turn the form in prior to Citizens and Visitors Comments, or by 7:00 p.m. to City Secretary, Karlyn "Kelly" Hamby.

Speakers are normally limited to five minutes. Time limits can be adjusted by the Mayor as to accommodate more or fewer speakers.

The purpose of this item is to allow citizens an opportunity to address the City Council on issues that are not the subject of a public hearing. Any item requiring a Public Hearing will allow citizens or visitors to speak at the time that item appears on this agenda as indicated as a "Public Hearing". Items that are the subject matter jurisdiction of the City Council include City policy and legislative issues. **Issues regarding daily operational or administrative matters should first be dealt with at the administrative level by calling City Hall at 979-233-1531 during business hours.**

### 5) MAYORAL/ALDERMEN/COMMITTEE/POLICE ANNOUNCEMENTS

### 6) CONSENT ITEMS:

All of the following items on the Consent Agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member or citizen so request. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary

- 1. Consider approval of the minutes from City Council Regular Meeting, April 10, 2007.
- 2. Consider approval of the minutes from City Council Special Meeting, April 26, 2007.
- 3. Consider approval of the un-paid bills for April, 2007.
- 4. Consider resignation of police officer Sgt. Hector Gonzalez.

## 7) REGULAR ITEMS

1. Discuss and consider amending Traffic Ordinance No. 47 and repealing Ordinance No 2007-4 regarding setting a speed limit on the "S" curve on Bluewater Highway (CR257).
2. Discuss and consider giving a variance to the Temporary Vendor Ordinance for SOBA to sell food, drinks (non-alcoholic), t-shirts, koozies, and hats in the northwest area of the corner of SH332 and Fort Velasco; on Saturday May 26, 2007.
3. Discuss requiring that contractors be bonded within the Village.
4. Discuss and consider amending Ordinance No. 2004-15A the Building Code, Section R. 112 of the International Residential Code to clarify Board of Appeals.
5. Discuss and consider amending Ordinance No. 92-9 Pedestrian Beach by decreasing the length of it by 200 feet to the East.

## 8) CLOSED SESSION

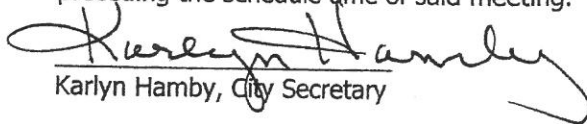
1. The City Council to convene in closed session pursuant to the Texas Government Code: Section 551.074, deliberation on the appointment, employment, evaluation, and/or duties regarding personnel as follows:
  - a. Discuss police officers and EMS employee's pay and positions, including Beach Patrol.
  - b. Discuss termination of full time public works employee Steven Sprout.

## 9) RECONVENE INTO OPEN SESSION

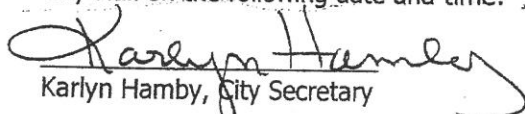
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  - b. Consider termination of full public works employee Steven Sprout.

## ADJOURNMENT – CITY COUNCIL MEETING

I, the undersigned authority do hereby certify that the Notice of Meeting was posted on the front door of the City Hall of the Village of Surfside Beach, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: May 4, 2007 at 4:00 p.m. and remained so posted continuously for at least 72 hours preceding the schedule time of said meeting.

  
Karlyn Hamby, City Secretary

This public notice was removed from the official posting place at the Village of Surfside Beach City Hall on the following date and time: 5-9-07 at 9:00 am

  
Karlyn Hamby, City Secretary

If you plan to attend this public meeting and you have a disability that requires special arrangements at the meeting, please contact Karlyn "Kelly" Hamby, City Secretary at (979) 233-1531 extension 4 within 48 business hours of the scheduled meeting date. Reasonable accommodations will be made to assist your needs.

**MINUTES**  
**Surfside Beach City Council**  
**MAY 08, 2007**

**PRESENT:** Mayor James Bedward  
Kitty Smith, Mayor Pro-temp  
Glenda McGonigle, Alderwoman  
Georgia Keeney, Alderwoman  
Peggy Llewellyn, Alderwoman  
Mark Corey, Alderman

The Surfside Beach City Council convened in a regular meeting on May 08, 2007 at 7:00 PM.

**Citizens/Visitors Comments to Council:**

Bob Cook expressed his concerns with the Anchor Motel and events that had recently transpired there and in the vicinity. He asked if there was anything Council could do to make his home safer. The Mayor said that patrols have been stepped up in the area; and Chief Smith offered to pull data from other towns and look at the possibility of adopting a "habitual ordinance".

Russell Clinton asked if repairs on Beach Drive are still prohibited. The Mayor said electric service was not a city issue; but that no repairs to porch railings, windows, etc. would be allowed.

Lily Baker asked if the police were giving tickets for the burning of the Christmas trees placed along the dune line. The Mayor said tickets were being issued and that it really comes down to a public education issue. The Chief said he is seeing more people bring wood to the beach now for fires, and Alderwoman Llewellyn said she thought the seaweed on top of the trees was also a deterrent.

**Mayoral/Council/Committee/Police Announcements:**

Chief Smith gave his monthly police report.

Chairperson Linda Manning of the Planning Commission Board of Adjustments gave a report on their March meeting and said they had no quorum and therefore, no meeting.

Alderwoman Smith gave a report on the VFD Commission Meeting and announced a BBQ fundraiser was set for Election Day, May 12, 2007 and encouraged everyone to participate.

Chief Smith brought up the issue of Council considering doing something extra for the volunteers as water exempt bills, equipment, or an appreciation dinner. Just something extra to show we care.

Alderwoman McGonigle asked for an update on the codification of ordinances. She was advised that our City Attorney is reviewing them and that a meeting is being set up. She also asked about the street signs. The Mayor said he would take public works off other projects to get this done. House numbers were also discussed and the need for them due to emergency calls. The Mayor said we could fine them.

Mayor Bedward said he gave kudos to all the employees as lots of things were happening within the Village.

**Consent Agenda:**

Alderwoman Smith, seconded by Alderwoman McGonigle, duly moved to approve the consent agenda. The motion carried with a vote of five (5) ayes.

**Regular Items:**

A discussion was opened regarding the amendment of Traffic Ordinance No. 47 in setting a speed limit on the S curve of CR257. Chief Smith showed some examples of products and materials he would like to see being used; and said he thought 35 mph was a good speed. He said the nighttime driving is the main issue with this curve and therefore more reflective markers are needed. Alderwoman Smith, seconded by Alderwoman Keeney, duly moved to amend Traffic Ordinance No. 47 and repealing Ordinance No 2007-4 regarding setting a speed limit of 35 mph on the "S" curve on Bluewater Highway (CR257). The motion carried with a vote of five (5) ayes.

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- ✓ Alderwoman McGonigle said Planning Commission should as they were more informed
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No further action to bring before council, the meeting adjourned.

---

Karlyn Hamby  
City Secretary

Approved: \_\_\_\_\_

**ORDINANCE NO. 2007-9**

**AN ORDINANCE OF THE VILLAGE OF SURFSIDE BEACH, TEXAS, AMENDING ORDINANCE NUMBER 2004-15A, WHICH ADOPTED THE INTERNATIONAL RESIDENTIAL CODE, TO AMEND SECTION R112 OF SAID CODE TO PROVIDE THAT THE BOARD OF APPEALS IS THE CITY COUNCIL OF THE VILLAGE AND OTHER RELATED AMENDMENTS; CONTAINING SAVINGS CLAUSES; CONTAINING A SEVERANCE CLAUSE; PROVIDING THAT SAID ORDINANCE AS HEREBY AMENDED IS PUNISHABLE BY A FINE NOT TO EXCEED \$500.00 AND THAT EACH DAY THAT A VIOLATION OCCURS IS A SEPARATE OFFENSE; AND PROVIDING THAT THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY UPON THE COMPLETION OF ITS PUBLICATION AS HEREIN PROVIDED.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE VILLAGE OF SURFSIDE BEACH, TEXAS:**

First, Ordinance No. 2004-15A of said Village, is hereby amended to amend portions of Section R112 "Board of Appeals" of the International Residential Code as follows:

First, Subsection R112.1 is amended to read as follows:

"R112.1 **General.** In order to hear and decide appeals of orders, decisions or determinations made by the building official relative to the application and interpretation of this Code, the City Council of the Village shall act as the Board of Appeals under this Code. Any references in this Code to the Board or Board of Appeals shall mean the City Council sitting as such. The City Council, when sitting as the Board of Appeals, shall render all decisions and findings in writing to the appellant with a duplicate copy to the building official".

Second, Subsection 112.3, "Qualifications", is hereby deleted from said Code.

Third, Subsection 112.4 is renumbered to be Subsection R112.3.

Fourth, in the event any section or provision of this ordinance is found to be unconstitutional, void or inoperative by the final judgment of a court of competent jurisdiction, such defective provision, if any, is hereby declared to be severable from the remaining sections and provisions of this ordinance and such remaining sections and provisions shall remain in full force and effect.

Fifth, this ordinance is cumulative of and in addition to all other ordinances of the Village of Surfside Beach, Texas, on the same subject and all such ordinances are hereby expressly saved from repeal. Provided, however, where this ordinance and another ordinance shall conflict or overlap, whichever imposes the more stringent regulations or penalties, as the case may be, shall prevail.


Sixth, no offense committed and no fine, forfeiture or penalty incurred prior to the effective date of this ordinance is to be affected by the adoption of this ordinance but the punishment for any offense committed and the recovery of any fines or forfeitures incurred prior to such date shall take place as if this ordinance had not been adopted.



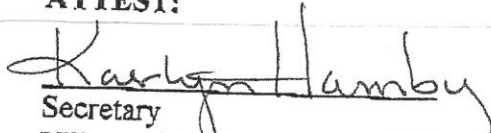
Seventh, any person violating any provisions of Ordinance No. 2004-15A as hereby amended shall be punished by a fine not exceeding \$500.00. Each day or portion thereof that any such violation occurs or continues shall constitute a separate offense.

Eighth, this ordinance shall take effect and be in force from and after its descriptive caption has been published for two consecutive days in the Brazosport Facts.

PASSED AND APPROVED this 8<sup>th</sup> day of May, A.D. 2007.

  
Mayor,  
Village of Surfside Beach

ATTEST:

  
Secretary  
Village of Surfside Beach

ORDINANCE NO. 2007-9

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To: Facts - legal

publish 2x consecutive

Karlyn Hamby  
City Secretary

233-1531x4

# Police and EMS Report

From 3/1/14 To 3/31/14

|                          |           |
|--------------------------|-----------|
| EMS Calls                | <u>9</u>  |
| EMS Transports           | <u>6</u>  |
| Deaths                   | <u>0</u>  |
| Police Reports           | <u>16</u> |
| Burglary Habitation      | <u>1</u>  |
| Burglary Vehicle         | <u>0</u>  |
| Thefts                   | <u>0</u>  |
| Assaults                 | <u>2</u>  |
| Criminal Mischief        | <u>0</u>  |
| Disturbances             | <u>13</u> |
| Alcohol Related Offenses | <u>6</u>  |
| Motor Vehicle Accidents  | <u>0</u>  |
| Agency Assists           | <u>7</u>  |
| Motorist Assist          | <u>4</u>  |

Arrests

11

Citations

93

MUNICIPAL COURT OF

Village of Surfside Beach

FOR MONTH

03

YEAR

2014

TRAFFIC

NON-TRAFFIC MISDEMEANORS

NON-PARKING

PARKING

STATE LAW

CITY ORDINANCE

1. New Cases Filed During the Month

2. Dispositions Prior to Trial:

A. Bond Forfeitures

B. Fined

(Before trial only. If the defendant goes to trial, enter in Item 3.)

C. Cases Dismissed

(Do not include dismissals that are to be reported in Items 3C and 4 below.)

3. Dispositions at Trial:

A. Trial by Judge

(1) Finding of Guilty

(2) Finding of Not Guilty

B. Trial by Jury

(1) Finding of Guilty

(2) Finding of Not Guilty

C. Dismissed at Trial

4. Cases Dismissed:

A. After Driver Safety Course  
(C.C.P., Art. 45.051)

B. After Deferred Disposition (C.C.P., Art. 45.051)

C. After Proof of Financial Responsibility  
(Transportation Code, Sec. 601.193)

D. Compliance Dismissal  
(Proof of Inspection, License, or Registration)

5. Community Service Ordered  
(For satisfaction of fine or costs only.)

6. Cases Appealed

7. Juvenile / Minor Activity:

A. Transportation Code Cases Filed

B. Non-Driving Alcoholic Beverage Code Cases Filed

C. Driving Under the Influence of Alcohol Cases Filed

D. Health & Safety Code (Tobacco) Cases Filed

E. Failure to Attend School Cases Filed  
(Education Code, Sec. 25.094)

F. Education Code (Except Failure to Attend) Cases Filed

G. Violation of Local Daytime Curfew Ordinance  
Cases Filed (Loc. Govt. Code, Sec. 341.905)

H. All Other Non-Traffic Fine-Only Cases Filed

I. Waiver of Jurisdiction of Non-Traffic Cases  
(Family Code, Sec. 51.08(b))

J. Referred to Juvenile Court for Delinquent Conduct  
(C.C.P., Art. 45.050 (c)(1))

K. Held in Contempt, Fined, or Denied Driving Privileges  
(C.C.P., Art. 45.050 (c)(2))

Magistrate Warnings Given (Juvenile):

L. Warnings Administered

M. Statements Certified

8. Parent Contributing to Nonattendance  
Cases Filed (Education Code, Sec. 25.093)

9. Safety Responsibility and Driver's License  
Suspension Hearings Held

10. Search Warrants Issued  
(Do not include warrants for arrest.)

11. Arrest Warrants Issued:

A. Class C Misdemeanors Only

B. Felonies and Class A and B Misdemeanors

12. Magistrate Warnings Given:  
(Given to defendants charged with county or district court offense.)

A. Class A and B Misdemeanors Only

B. Felonies

13. Emergency Mental Health Hearings Held

14. Magistrate's Orders for Emergency Protection

15. Total Revenue \$

(Include all revenue collected during month to be remitted to city or state.) \$ 13,762.30

# MONTHLY OFFICER ACTIVITY REPORT

From 03/01/2014 To 03/31/2014

NOTE: Only "A" active officers will appear.

| OFFICER ID         | BADGE | OFFICER NAME        | Count | Percent of Total |
|--------------------|-------|---------------------|-------|------------------|
|                    | 0     |                     | 1     | 1.0753           |
|                    | 2940  | Byron Richey        | 1     | 1.0753           |
| CD                 | 1820  | Cory Dunlap         | 13    | 13.9785          |
| DBZ                | 0     | Deborah Blombergh   | 6     | 6.4516           |
| DC                 | 0     | Donna Cox           | 7     | 7.5269           |
| FM                 | 0     | Francis McCollister | 6     | 6.4516           |
| GP                 | 0     | Gary Phillips       | 1     | 1.0753           |
| MM                 | 0     | Michael Monnat      | 6     | 6.4516           |
| PV                 | 0     | Paul V Varesic      | 44    | 47.3118          |
| ZM                 | 0     | Z W Monnat          | 8     | 8.6022           |
| Total All Officers |       |                     | 93    |                  |



Sign in Sheet for the 4-8-2014

①

Jan & Ronnie Grant

E. Elizabeth Brown

Randy BISSO

Llewellyn

RICHARD SHERIDAN

Julius Blansett

Terri Caprette

Due Day

Gordon Aust

Nelda Galloway

Dot Janal

Sheela McGee

Suzanne Zachariah

Mike Jannasch

Lou Golish

Donna Pekar

Henry Pekar

FREDA GUZMAN

