

**CITY OF AMARILLO, TEXAS
CODE OF ORDINANCES**



CHAPTER 4-10 - ZONING

ARTICLE X. - LEGAL PROVISIONS

PUBLIC REVIEW DRAFT

10-12-2020

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ARTICLE X. - LEGAL PROVISIONS

Sec. 4-10-315. - Relationship to other laws.

(a) **Stricter standards in this Chapter.** If this Chapter requires a greater width or size of a yard, requires a lower Building Height or fewer number of Stories for a Building, requires a greater percentage of Lot to be left unoccupied, or otherwise imposes higher standards than those¹ required in any other applicable statute, chapter, or regulation, the provisions of this Chapter govern. This Section does not apply to the extent that a Texas or federal statute preempts local regulation.

(b) **Stricter standards in other statutes, ordinances, or regulations.** If another applicable statute, ordinance, or regulation requires a higher standard than this Chapter, the provisions of that statute, ordinance, or regulation govern.

(c) **Stricter provisions apply.** This Chapter does not abrogate any deed restriction, covenant, easement, or any other private agreement or restriction on the use of land. However, where this Chapter is more restrictive or imposes higher standards than a private restriction, this Chapter controls. Where a private restriction is more restrictive or imposes higher standards than this Chapter, the private restriction controls if properly enforced by a person having the legal right to enforce the restrictions.

(d) **Enforcement.** The City does not enforce private restrictions.

Sec. 4-10-316. - Severability.

City Council declares that the requirements and provisions of this Chapter are severable. If a court of competent jurisdiction declares any section or part of this Chapter to be unconstitutional or invalid, the court's decision does not affect the validity of the Chapter as a whole or any section or part of this Chapter other than the section or part declared unconstitutional or invalid.

Sec. 4-10-317. - Repeal of existing ordinance.

This Chapter repeals Chapters 4-2, Signs; 4-9 Airport Height Hazard and Zoning Regulations; 4-10 Zoning; and 4-11, Landmarks and Historic Preservation, of the Amarillo Code of Ordinances, and all amendments to it, effective the ___ day of ___, 2020.

Sec. 4-10-318. - Effective date.

This Comprehensive Zoning Ordinance of the City of Amarillo, Texas, shall take effect on the ___ day of ___, 2020.

Sec. 4-10-319. - *Reserved.*

¹ Consistent with Texas LGC Chapter 211, Sec. 211.013.

SEC. 4-10-320. - RESERVED.

Sec. 4-10-320. - *Reserved.*

Sec. 4-10-321. - *Reserved.*

Sec. 4-10-322. - *Reserved.*

Sec. 4-10-323. - *Reserved.*

Sec. 4-10-324. - *Reserved.*