

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PFLUGERVILLE ADOPTING THE 2014 ENGINEERING DESIGN MANUAL AND CONSTRUCTION STANDARDS, REPLACING ALL ENGINEERING AND CONSTRUCTION STANDARDS IN CONFLICT; CONTAINING A SAVINGS CLAUSE; CONTAINING A SEVERABILITY CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the proposed 2014 Engineering Design Manual and Construction Standards shall replace the 2005 Engineering Design Guidelines and Construction Standards adopted by the City Council of the City of Pflugerville, Texas, by Resolution No. 728-05-05-24-11C; and

WHEREAS, the adoption of the 2014 Engineering Design Manual furthers the goals and objectives of the Pflugerville 2030 Comprehensive Plan; and

WHEREAS, the City Council recognizes the proposed 2014 Engineering Design Manual and Construction Standards will allow for greater consistency, clarity, ease of use and administration of public infrastructure; and

WHEREAS, the City Council does find that there is a public necessity for the amendment and revision of the said Manual and Construction Standards; that the public interest clearly requires the adoption of Manual and Standards, that the Manual and Standards, as amended does not unreasonably invade the rights of those who bought or improved property with reference to the classification and development standards which existed at the time the investment was made; and

WHEREAS, the City Council does find that the adoption of the proposed amendments to the Engineering Design Manual and Construction Standards promotes the health, safety, and general welfare; facilitates the adequate provisions of transportation, water, sewage, and other public requirements.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PFLUGERVILLE, TEXAS:

I. Adoption

The Engineering Design Manual and Construction Standards is hereby adopted as set forth in **Exhibit "A"** attached hereto and incorporated by reference for all purposes.

II. Review

The City Engineer shall cause the Engineering Design Manual and Construction Standards to be reviewed from time to time, and shall recommend such revisions as are necessary to account for changing conditions, updated technical standards for the development of

public infrastructure, and administration of the Engineering Design Manual and Construction Standards.

III. Severability

If any provision of this Ordinance is illegal, invalid, or unenforceable under present or future laws, the remainder of this Ordinance will not be affected and, in lieu of each illegal, invalid, or unenforceable provision, a provision as similar in terms to the illegal, invalid, or unenforceable provision as is possible and is legal, valid, and enforceable will be added to this Ordinance.

IV. Ongoing Projects

Any project for which a complete development application has been accepted and permitted by the City before the effective date of this Ordinance may proceed pursuant to the 2005 Engineering Design Manual and Construction Standards adopted as Resolution No. 728-05-05-24-11C, unless the permit expires or the applicant elects to subject the project to requirements of this Ordinance. Any project for which has not been permitted by the City on or after the effective date of this Ordinance shall adhere to the standards set forth in this Ordinance.

V. Publication of Engineering Design Manual and Construction Standards

The publishers of the City Code of Pflugerville, Texas are authorized to publish this enactment of the Engineering Design Manual and Construction Standards of Pflugerville, Texas, to correct typographical errors and index, format and number paragraphs to conform to the existing City Code.

VI. Effective Date.

This Ordinance will take effect upon its adoption by the City Council and publication as required by law.

PASSED AND APPROVED this _____ day of _____, 2014.

CITY OF PFLUGERVILLE, TEXAS

By: _____
Jeff Coleman, Mayor

ATTEST:

Karen Thompson, City Secretary

APPROVED AS TO FORM:

City Attorney

EXHIBIT A