

ORDINANCE NO. 05-03

AN ORDINANCE ALLOWING KCS UNTIL FEBRUARY 15, 2005 TO EXECUTE, DELIVER, AND FILE DEED RESTRICTIONS AS TO PROHIBIT THE DRILLING OF WELLS AND THE USE OF GROUNDWATER AT THE KCS PROPERTY LOCATED AT THE PORT DRUM SITE

WHEREAS, the City Council adopted Ordinance No. 04-75 as to municipal setting designations as to the KCS property located at the Port Drum Site; and

WHEREAS, KCS has asked for additional time to file the deed restrictions.

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

Section 1. That the facts and opinions in the preamble are true and correct.

Section 2. That the request of KCS to file the deed restrictions as to prohibit the drilling of wells and the use of groundwater at the KCS property located at the Port Drum site is herein approved.

Section 3. That this ordinance shall be effective immediately.

Section 4. That a copy of the caption of this Ordinance shall be spread upon the Minutes of the City Council.

READ, ADOPTED AND APPROVED on this 4th day of

Jan., A.D., 2005, at a Regular Meeting of the City Council of the City of Port Arthur, Texas, by the following

vote:

AYES: Mayor Ortiz; Councilmembers Mayor Pro
Tom Beard, Hannah, Baker, Henderson,
Flood, Thompson and Prince.

NOES: None.

Oscar D. Ortiz
OSCAR ORTIZ, MAYOR

ATTEST:

Evangelina Green
EVANGELINE GREEN, CITY SECRETARY

APPROVED AS TO FORM:

Mark Scholer
CITY ATTORNEY

APPROVED FOR ADMINISTRATION:

Steve Fitzgibbons
STEVE FITZGIBBONS, CITY MANAGER