

Fannin County Ordinances

Land Use Section

Title	Section	Date (s) Adopted	Description	Notes
<u>Prohibiting Solid Waste Disposal</u>	Texas Health and Safety Code 363.112 and 364.012	05/02/2023	Violation- The disposal of solid waste in the unincorporated areas of Fannin County that are not designated as solid waste disposal sites.	Penalties/Fees- Enforces a \$10,000 Fee for each violation.
<u>Junkyard Ordinance</u>	Texas Local Government Code Chapter 234	03-21-2023	Violation- A person who knowingly or intentionally violates Section 1 of the County Ordinance commits an offense. An offense under this section is a Class C misdemeanor.	Penalties/Fees- Initial fee of \$150 w/renewal fee of \$150
<u>Floodplain Ordinance</u>	Texas Water Code Section 16.315	02-18-2011	Violation- Non-compliance with the provisions set forth in the floodplain ordinance	Penalties/Fees- Enforces no more than \$2,000 for each violation. Each day a violation occurs is a separate offense.

			listed constitutes a misdemeanor.	
<u>On-Site Sewage Facility Ordinance</u>	Texas Health and Safety Code- Chapter 366	01-26-2009	Violation- If it appears that a person has violated Chapter 366, an authorized agent or, at the request of the commission, the attorney general may bring a civil suit.	Penalties/Fees- Residential: \$375 Commercial: \$550 Repair: \$150 Reinspection: \$1,000 Annual Contract: \$25.00 Paper Fee: \$50.00 Variance: \$1,500 Attorney & Court Costs in case of State prevailing with civil suit.

<p><u>Lake Ralph Hall Zoning Regulations</u></p>	<p>Texas Local Government Code 231.132</p>	<p>Date Adopted 02-07-2023</p>	<p>Violation- A person commits an offense if the person violates the Lake Zoning Regulations.</p>	<p>Penalties/Fees-</p> <ul style="list-style-type: none"> (a) An offense under this subsection is a misdemeanor punishable by a fine of no less than \$500 or more than \$1,000. (b) Trial shall be in the district court.
<p><u>Subdivision Regulations</u></p>	<p>Tx Local Government Code Chapter 232</p>	<p>09-17-2024</p>	<p>Violation- Failure to obtain required permits prior to building a structure, failure to comply with code requirements.</p>	<p>Penalties/Fees- See Appendix D</p>

<u>Manufactured Home Rental Community Standards</u>	Tx Local Government Code 232.007	10-13-2020	Violation- Failure to meet minimum infrastructures standards for manufactured home rental.	Penalties/Fees The application for a Manufactured Home Rental Community shall be \$250.00. The fee shall be paid when the application for approval is submitted.
<u>Bois d'Arc Lake Zoning Regulations</u>	Tx Local Government Code 231	Adopted 10/30/2018 (includes latest approved updates)	Violation- A person violates the Lake Zoning Regulations.	Penalties/Fees (1) An offense under this subsection is a misdemeanor punishable by a fine of not less than \$500 or more than \$1,000. (2) Trial shall be in the District Court

Roads & Transportation Section

Title	Section	Date (s) Adopted	Description	Notes
<u>ROW- Culvert- Easement</u>	Tx Transportation Code Sections 251.003, 251.016 & 251.017		Violations- Any person, firm or corporation violating any of the provisions of the county ordinance.	Penalties/Fees- Enforces a \$30.00 fine.

<u>Recreational Vehicle Park Regulations</u>	Tx Local Government Code Chapter 232	01-23-2024	Violations- Failure to comply with the standards and regulations of the local municipality through zoning codes and ordinances.	Penalties/Fees- Retainer for Engineer Review and Inspection Fees: \$5,000 (a) A fee of \$150, plus \$20 for each proposed Recreational Vehicle Space will be assessed on filing the development application (b) A fee of \$80.00 will be assessed for each inspection to issue the Certificate of Compliance. (c) Waiver/variance fee \$1,000 non-refundable, waiver/ variance must be approved in Commissioners Court and filed with the County Clerk to be considered complete (d) A fee of \$25.00, plus \$4.00 per each additional page will be assessed for filing the Certificate of Compliance with the County Clerk
<u>FC Road Naming Policy</u>	Tx Transportation Code Section 251.013	06-09-2020	Violations- A person commits an offense if the person knowingly or intentionally violates a prohibition established by an order issued under this section.	Penalties/Fees- Class C Misdemeanor.

General Business Section

Title	Section	Date (s) Adopted	Description	Notes
<u>Sexually Oriented Business Regulations</u>	Texas Local Government Code Chapters 234 & 243	11-14-2023	Violations- A person who violates these regulations, other than the prohibition on massage parlors, is subject to a suit to enjoin operation of the enterprise pursuant to Section 243.010 of the TLGC and is also subject to prosecution for criminal violations.	Penalties/Fees- No fees have been established yet by the Commissioners Court.
<u>Hotel Occupancy Tax</u>	Texas Tax Code 352.002	05-02-2023	Violations- Failure to report hotel rentals as required and/or paying the tax when due.	Penalties/Fees- (a) 7% of hotel rental rate. (b) 5% of the hotel tax due.
<u>Fannin County Purchasing Manual</u>	Texas Local Government Code 262		Violations- Offense of non-authorized purchases punishable by a Class B Misdemeanor (Class C)	Penalties/Fees- Class C and B Misdemeanor.

Health and Safety Section

Title	Section	Date (s) Adopted	Description	Notes
Fannin County Food Order	Texas Health & Safety Code Chapter 437	10-17-2003	Violations- Failure to follow approved plans and specifications, when required, will result in a permit denial, suspension, or revocation.	Penalties/Fees- 1) <u>Food Establishment Permit Fees:</u> < 5 employees - \$100.00 >5 employees - \$150.00 2) <u>Temporary food service:</u> \$25.00 for up to four days or \$100.00 annually (non-profits - \$0) 3) <u>Food Handlers Card:</u> \$15.00 (good for three years) 4) <u>Food Managers:</u> \$25.00 (good for three years) 5) <u>Plan Review for Food Establishments:</u> Establishments \$75.00 6) <u>Late fee surcharge:</u> \$50.00 for up to two weeks late 7) <u>Reopening fee:</u> 50% of annual permit fee
Fireworks	Texas Local Government Code 352.051		Violations- A person commits an offense if the person knowingly or intentionally violates a prohibition established by an order issued under this section.	Penalties/Fees- An offense under this Section 352.05, Subsection C is a Class C misdemeanor.

Emergency Order Section

Title	Section	Date (s) Adopted	Description	Notes
<u>Fannin County Emergency Management Plan</u>	Government Code Chapter 418 (Emergency Management)		Violations- A state, local, or interjurisdictional emergency management plan may provide that failure to comply with the plan or with a rule, order, or ordinance adopted under the plan is an offense. The plan may prescribe a punishment for the but may not prescribe a fine that exceeds \$1,000 or confinement in jail for a term that exceeds 180 days.	Penalties/Fees- No fees have been established yet by the Commissioners Court.
<u>Fire Marshal</u>	Texas Local Government Codes Chapter 352		Violations- A person commits an offense if the person knowingly or intentionally violates a prohibition established by an order issued under Chapter 352 of the TLGC.	Penalties/Fees- Class B Misdemeanor to State Jail.
<u>Burn Ban Order</u>	Texas Local Government Codes Chapter 352	09-27-2022	Violations- A person commits an offense if the person knowingly or intentionally violates a prohibition established by an order issued under Chapter 352 of the TLGC.	Penalties/Fees- Class C Misdemeanor.

<u>Proposed County Nuisance Order</u>	Texas Health and Safety Code Chapter 343		Violations- A person commits an offense if the person knowingly or intentionally violates a prohibition established by an order issued under Chapter 343 of the TLGC.	Penalties/Fees-
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