

GRIMES COUNTY ORDER FOR ABATEMENT OF PUBLIC NUISANCES, JUNKED VEHICLES AND LITTER

DEFINITIONS:

Abate	to eliminate by removal, repair, rehabilitation, or demolition
Antique Auto	passenger car or truck that was manufactured in 1925 or before OR a passenger car or truck that is at least 35 years old
Building	a structure built for the support, shelter, or enclosure of a person, animal, chattel, machine, equipment, or other movable property
Collector	the owner of one or more antique autos or special interest vehicles who collects, purchases, acquires, trades, or disposes of special interest or antique vehicles or parts of them for personal use in order to restore, preserve, and maintain an antique or special interest vehicle for historic interest.
Commissioners Court	the Grimes County Commissioners Court, the governing body of Grimes County
County Employee	any authorized employee of the Grimes County Environmental Department acting on behalf of Grimes County and any authorized employee of the Health Department acting on behalf of Grimes County under the Interlocal Agreement between the City of Navasota and Grimes County
Demolisher	a person whose business is to convert a motor vehicle into processed scrap or scrap metal or to otherwise wreck or dismantle a motor vehicle
Flea Market	an outdoor or indoor market, conducted on non-residential premises for selling secondhand articles or antiques, unless conducted by a religious, educational, fraternal, or charitable organization
Garbage	a decayable waste from a public or private establishment or restaurant. The term includes vegetable, animal, and fish offal and animal and fish carcasses, but does not include sewage, body waste, or an industrial by-product
Health Authority	the City of Navasota/Grimes County Health authority or his/her authorized representative

Junked Vehicle	<p>a motor vehicle as defined in Section 1, Chapter 42, General Laws, Acts of the 41st Legislature, 2nd Called Session, 1929 (article 6701d-11, Vernon's Texas Civil Law Statutes):</p> <ul style="list-style-type: none"> A. that is inoperative; and B. that does not have lawfully affixed to it either an unexpired license plate, or a valid motor vehicle safety inspection certificate, that is wrecked, dismantled, partially dismantled, or discarded, or that remains inoperative for a continuous period of 45 days.
Litter	<p>decayable waste from a public or private establishment, residence, or restaurant, including animal and vegetable waste material from a market or storage facility handling or storing produce or other food products, or the handling, preparation, cooking or consumption of food, but not including sewage, body wastes, or industrial by-products; OR</p> <p>non-decayable solid waste, except ashes, that consists of:</p> <ul style="list-style-type: none"> A. combustible waste material including rags, paper, cartons, wood, excelsior, furniture, rubber, plastics, yard trimmings, leaves, or similar materials; B. noncombustible waste material including glass, crockery, tin or aluminum cans, metal furniture, and similar materials that do not burn at ordinary incinerator temperatures of 1800 degrees Fahrenheit or less; and C. discarded or worn-out manufactured materials and machinery, including motor vehicles and parts of motor vehicles, tires, aircraft, farm implements, building or construction materials, appliances, and scrap metal. D. the term does not include equipment being used for agricultural purposes.
Motor Vehicle	<p>a motor vehicles subject to registration under the Certificate of Title Act (Article 6687-1, Vernon's Texas Civil Statutes), except that for purposes of these Rules, may include a motorboat, outboard motor, or vessel subject to registration under Chapter 31, Texas Parks and Wildlife Code.</p>
Neighborhood	<p>a platted subdivision or property contiguous to and within 300 feet of a platted subdivision</p>
Order	<p>the Grimes County Order for Abatement of Public Nuisances, Junked vehicles, and litter</p>

Platted Subdivision	a subdivision that has or is required to have its approved or unapproved plat recorded with the county clerk of the county in which the subdivision is located
Person	an individual, corporation, or association
Premises	all privately owned property, including vacant land, or a building designed or used for residential, commercial, business, industrial or religious purposes. The term includes a yard, ground, walk, driveway, fence, porch, steps, or other structure appurtenant to the property
Public Nuisance	<ul style="list-style-type: none"> A. keeping, storing, or accumulating refuse on premises in a neighborhood unless the refuse is entirely contained in a closed receptacle; B. keeping, storing or accumulating rubbish, including newspapers, C. maintaining premises in a manner that creates an unsanitary condition likely to attract or harbor mosquitoes, rodents, vermin, or disease carrying pests; D. allowing weeds to grow on premises in a neighborhood if the weeds are located within 300 feet of another residence or commercial establishment; E. maintaining a building in a manner that is structurally unsafe or constitutes a hazard to safety, health, or public welfare because of inadequate maintenance, unsanitary conditions, dilapidation, obsolescence, disaster, damage, or abandonment or because it constitutes a fire hazard; F. maintaining an abandoned and unoccupied property in a neighborhood a swimming pool that is not protected with: <ul style="list-style-type: none"> 1. a fence that is at least four feet high and that has a latch gate that cannot be opened by a child; or 2. a cover over the entire swimming pool that cannot be removed by a child G. maintaining a flea market in a manner that constitutes a fire hazard the definition of "Public Nuisance" does not apply to a site or facility that is permitted and regulated by a state agency
Public Street or Public Highway	the entire width between property lines of a road, street, way, thoroughfare, bridge, public beach, or park in this state not privately owned or controlled if any part of the road, street, way, thoroughfare, or bridge is: open to the public for vehicular or pedestrian traffic; used as a public recreational area; or is under the state's legislative jurisdiction through its police power.

Receptacle	a container that is composed of durable material and designed to prevent the discharge of its contents and to make its contents inaccessible to animals, vermin or other pests
Refuse	garbage, rubbish, paper, and other decayable and non-decayable waste, including vegetable matter and animal and fish carcasses
Review Board	a three person panel to review hearings requested by a charged citizen to the abatement of a public nuisance, designated by the Commissioners Court
Rubbish	non-decayable waste from a public or private establishment or residence
Special Interest Vehicle	a motor vehicle of any age that has not been altered or modified from original manufacture's specifications and, because of its historic interest, is being preserved from lobbyists
Storage Facility	a garage, parking lot, or any type of facility or establishment for the servicing, repairing, storing, or parking of motor vehicles
Weeds	all rank and uncultivated vegetable growth or matter that: <ul style="list-style-type: none"> A. has grown to more than 36 inches in height; or B. may create an unsanitary condition or become a harborage for rodents, vermin, or other disease carrying pests, regardless of the height of the weeds

SECTION I ESTABLISHMENT AND GENERAL PROVISIONS -
AUTHORITY

The Grimes County Order for Abatement of Public Nuisance, ("order") is adopted by the Commissioners Court acting in its capacity as the governing body of Grimes County under the authority of the Litter Abatement Act, Article 4477-9(a), Sections 5.02 and 5.09(a), V.C.S., and Chapter 343 of the Health and Safety Code, Chapter 365 of the Health and Safety Code and other applicable statutes.

SECTION II PURPOSE

The purpose of this Order is to protect the public health, safety, and welfare, to promote the economic welfare of the state, to decrease situations which are nuisances creating a greater likelihood of vandalism and fire, and to prohibit activity which would cause, permit or allow a public nuisance.

SECTION III AREA OF JURISDICTION

- A. Grimes County. This Order shall apply to all of the areas of Grimes County except for the areas within the boundaries of the incorporated cities and towns of Grimes County.
- B. Incorporated areas. This Order shall also apply to those incorporated cities and towns or villages that have adopted this Order and executed cooperative agreements with Grimes County for their enforcement.
- C. Reference. The area of jurisdiction as described in A and B may be referred to herein as Grimes County.

SECTION IV EFFECTIVE DATE

This Order shall become effective upon adoption by the Commission Court.

SECTION V CONSTRUCTION, PRECEDENTS, AND INTERPRETATION

- A. Liberal Construction. This Order shall be construed liberally to accomplish their purpose.
- B. Interpretation. The Commissioner Court shall ultimately resolve any question regarding any interpretation of the Order.
- C. Conflict. In the event of any conflict between the Order and a State Law, a rule adopted under a State Law, or a County order, the stricter of the two provisions shall prevail.
- D. Number and Gender. The masculine, feminine, and neuter genders shall be construed to include the other genders as required. The singular and plural shall be construed to include the other number as required.
- E. Computation of Time. When any period of time is stated in this Order, the time shall be computed to exclude the first day and include the last day of the period. If the last

day of any period falls on a Saturday, Sunday, or holiday, these days shall be omitted from the computation.

SECTION VI SEVERABILITY

If any provision of this Order of the application thereof to any person or circumstances is held invalid by a court of competent jurisdiction, the validity of the remainder of this Order and the application thereof to other persons and circumstances shall not be affected.

SECTION VII ADMINISTRATION OF THE ORDER AND DESIGNATION OF AUTHORIZED PERSON

This Order may be administered by a person, board, commission or official designated by the Commissioners Court.

Unless the Commissioners Court designates otherwise, or unless otherwise required by statute, the Commissioners Court hereby orders that the Environmental Authority shall be the designated and authorized representative of the County in all matters concerning application and enforcement of this Order and thus have the duty and necessary powers to administer and enforce the provisions of this Order. Specifically, the Environmental Authority shall have the following duties and necessary concomitant powers.

- A. To enforce this Order and to make appropriate recommendations to proper County authorities when instances of noncompliance with this Order have been determined.
- B. To make inspections of any property, public or private, as requested or required to enforce this Order.
- C. To assist as requested at a hearing conducted by the Review Board regarding violations of this Order, so that the Review Board may render determinations regarding violations under this Order.
- D. To provide to the Commissioners Court any information concerning this Order and its implementation which may be requested by the Commissioners Court.
- E. To perform all other duties necessary to meet the requirements of this Order.

SECTION VIII NUISANCES. PROHIBITION.

The Commissioners Court hereby orders that it shall be unlawful for an owner, occupant, tenant, resident or person in control of any lot or parcel of ground within Grimes County to:

- A. cause, permit, or allow a public nuisance on any premise; or
- B. fail to keep the property owned or occupied by him/her under his/her control free from stagnant water, weeds, rubbish, garbage, brush, trash or any other objectionable, unsightly, or unsanitary matter of whatsoever nature; or

- C. fail to fill up, drain or regrade any lots, ground, or yards or any other property owned or occupied by him/her or under his/her control which shall be unwholesome or have stagnant water thereon, or which from any other cause, is in such condition as to be liable to produce disease; or
- D. fail to keep any house, building, establishment, lot, yard or grounds owned or occupied by him/her or under his/her control at all times free from filth, carrion or impure or unwholesome matter of any kind.
- E. accumulation of litter for more than thirty (30) days on a person's property within fifty (50) feet of a public highway in the County is prohibited.

SECTION IX GENERAL PROCEDURES-ABATEMENT PUBLIC NUISANCE
OTHER THAN JUNKED VEHICLES

- A. Application. The requirements of Section VIII shall apply to any public nuisance unless that public nuisance is a junked vehicle or vehicle part as addressed in Section XIV of this Order.
- B. Administration of Nuisance Procedures. County abatement procedures must be administered by a regularly salaried, full-time County employee, but the removal or demolition of the nuisance may be made by a person authorized by the person administering the abatement program.
- C. Authority to Enter Premises - Nuisance

Entry-A County official, agent, or employee charged with the enforcement of health, including the health Authority, its authorized representative or other duly authorized person, environmental, safety, or fire laws may enter any premises in the unincorporated area of the County at a reasonable time to inspect, investigate, or abate a nuisance or to enforce this Order.

Identification-Before entering the premises, the official, agent, or employee must exhibit proper identification to the occupant, manager, or other appropriate person.

SECTION X NOTICE

- A. Notice must be in writing and given to:
 - 1. the owner, lessee, occupant, agent or person in charge of the premises; and
 - 2. the person responsible for causing a public nuisance on the premises when:
 - a. that person is not the owner, lessee, occupant, agent or person in charge of the premises; and
 - b. the person responsible can be identified
- B. The notice must state:
 - 1. the specific condition that constitutes a nuisance;

2. that the person receiving notice shall abate the nuisance before the thirty-first (31st) day after the date on which the notice is received;
3. that failure to abate the nuisance may result in abatement by the County; assessment of costs to the person responsible for causing the nuisance when that person can be identified; and a lien against the property on which the nuisance exists, if the person responsible for causing the nuisance has an interest in the property; and
4. that the person receiving the notice is entitled to submit, before the thirty-first (31st) day after the date on which the notice was received, a written request for hearing.

C. The notice must be:

1. given by service in person by an officer or employee of the County; or
2. sent by registered or certified United States mail, return receipt requested, addressed to such owner at his mailing address; or
3. if personal service can not be obtained, or the mailing address of the person to be notified is not known, then notice may be given by:
 - a. publishing a copy of the notice at least two times within ten consecutive days in some daily newspaper of general circulation published in the County addressed "Sanitary Improvements", "To Whom It May Concern:", and such publication shall be deemed sufficient notice; and
 - b. posting a copy of the notice on or near the front door of each building on the property to which the violation relates, or, if the property contains no building, by posting a copy of the notice on a placard attached to a stake driven into the ground of the property to which the violation relates.

SECTION XI PUBLIC HEARING

- A. Public Hearing. Subject to Section VII of this Order, if a hearing is requested under Section 343.022(e), Texas Health and Safety Code, the County must conduct said hearing before the Review Board prior to abatement. In order to request such a hearing, the owner, lessee, agent, or person in charge of the property who has received notice that a public nuisance exists shall file a written request for same with the Environmental Authority before the thirty-first (31st) day after the date of said notice, and the Environmental Authority shall then set a hearing date within a reasonable time. Environmental authority may set a date for hearing without one being requested, and provide notice of that hearing to the person receiving notice under Section X.
- B. Appeal. Within ten (10) days of the issuance of a determination by the Review Board after the public hearing under Section XI (A), the person receiving notice under Section XI may file a written request for appeal of that determination to the Commissioners Court, at which time a public hearing before the Commissioners Court will:

1. review the appeal of the determination by the Review Board; and, if the determination of the existence of a nuisance is confirmed; then,
 2. review the issue of abatement, including the costs of such abatement, and make a final determination as to the actual course of action to be taken by the County.
- C. Commissioners Court Action. In the event a hearing is not requested under Section XI or an appeal is not requested under Section XI (B), the Environmental authority will present its determination and necessary information concerning the proposed abatement to the Commissioners Court in a regularly scheduled meeting for a final decision by the Commissioners Court as to the action to be taken by the County.

Further Action. Final determinations by the Commissioners Court may be submitted to any competent Court of jurisdiction with Grimes County.

SECTION XII ASSESSMENT OF COSTS AND EXPENSES

- A. Failure to Remedy. In the event any owner shall fail or refuse to remedy any of the conditions prohibited by Section XIII after the thirtieth (30th) day after receipt of notice to do so, the County may abate such condition by demolition or removal, or cause the same to be done, and pay therefor, and charge the expenses in doing or having such work done, to the owner of the property, with such charge being a personal liability of such owner to the County.
- B. Assesses Against Property. In addition to other remedies provided herein, and cumulative thereto, the Environmental Authority, after giving thirty (30) days notice as specified in Section X, may cause any of the work mentioned in Section XII(A) to be done at the expense of the County, on the account of the owner of the property on which such work is done and cause all other actual cost to the County to be assessed on the real estate or lot on account of which such expense is incurred.
- C. Assessment of Costs; Lien.
1. Assessment. County may assess the cost of abating the nuisance, the cost of legal notification by publication, and an administrative fee of not more than \$100.00 on the person receiving notice or, by order or resolution, assess said costs against the property on which the nuisance exists. The County may not make an assessment against property unless the owner or owner's agent receives notice of the nuisance in accordance with Section X.
 2. Lien. To obtain a lien against the property to secure an assessment, the Environment Authority shall cause a statement of the costs incurred in doing such work to be made out and certified to by the Environmental Authority and filed with the County Clerk, stating the description of the property upon which such work was done, the character of work done and the name of the owner of such property, and follow any other

- procedure required by law to secure a lien against the property.
3. Inferiority of Lien. The County's lien to secure an assessment is inferior to a previously recorded bona fide mortgage lien attached to the real property to which the County's lien attaches, if the mortgage was filed for record in the office of the County Clerk of the County in which the real property is located before the date on which the County begins abatement.
 4. Interest. The County is entitled to accrued interest beginning on the thirty-first (31st) day after the date of the assessment against the property at the rate of ten (10) percent per year.
 5. Suit Against Owner. For any such expenditures and interest under Section XII, suit may be instituted and a personal judgment obtained against the owner of such property and recovery and
 6. foreclosure had in the name of the County against the owner of such property in any court having jurisdiction, and the statement of expenditures so made and filed, or a certified copy thereof, shall be prima facie proof of the amount expended in any such work.

SECTION XIII INJUNCTION

Prevention. A County or district court having jurisdiction may, by injunction, prevent or restrain a violation of the Order in the unincorporated area of the County.

Suit. A County or a person affected or to be affected by a violation under this Order, including a property owner, resident of a neighborhood, may bring suit under Section XIII (Prevention). If the court grants the injunction, that court may award the plaintiff reasonable attorney's fees and court costs.

SECTION XIV CRIMINAL PENALTY

- A. Commission. A person commits an offense if:
 1. the person violates Section VIII; and
 2. the nuisance remains unabated after the thirtieth (30th) day after the date on which a person receives notice from the Environmental Authority, or any duly authorized County official, agent, or employee to abate the nuisance.
- B. Misdemeanor; Fine. An offense under Section VIII is a misdemeanor punishable by a fine of not less than fifty dollars (\$50.00) or more than two hundred dollars (\$200.00).
- C. Previous Conviction. If it is shown on the trial of the defendant that the defendant has been previously convicted of an offense under this Order, the defendant is punishable by a fine of not less than two hundred dollars (\$200.00) or more than one thousand dollars (\$1,000.00), confinement in jail for not more than six (6) months, or both.
- D. Separate Offense. Each day a violation occurs, starting with the thirty-first (31st) day, is a separate offense and shall be charged for each day at the court hearing.

- E. Order to Abate. The County or district court having jurisdiction shall order abatement of the nuisance if the defendant is convicted of an offense under this Order.

SECTION XV

GENERAL PROCEDURES-JUNKED VEHICLE

- A. Administration by Authorized Person. The procedure herein shall be administered by a regularly salaried, full-time employee of Grimes County, except that the removal of a vehicle or vehicle part from property may be by any duly authorized person requested by the Environmental Department.
- B. Entry by Authorized Person. A person authorized by Grimes County to administer the procedures authorized by this Order, including the Environmental authority or its authorized representative, may enter private property for the purposes specified in the procedures to examine a vehicle or vehicle part, obtain information as to the identity of the vehicle, and remove or cause the removal of a vehicle or vehicle part that constitutes a nuisance.

SECTION XVI

EXEMPTIONS-JUNKED VEHICLE REQUIREMENTS

- A. Concealed or Special Vehicles. The provisions of this Section shall not apply to:
 - 1. a vehicle or part hereof which is completely enclosed within a building in a lawful manner where it is not visible from the street or other public or private property;
 - 2. a vehicle or part thereof which is stored or parked in a lawful manner on private property in connection with the business of a vehicle dealer or junkyard; or
 - 3. unlicensed, operable or inoperable antique and special interest vehicles stored by a collector on his property, provided that the vehicles and the outdoor storage areas are maintained in such a manner that they do not constitute a health hazard and are screened from ordinary public view by means of a fence, rapidly growing trees, shrubbery or other appropriate means.
 - 4. no vehicle or parts of vehicles shall be "grandfathered" (exempt from new regulations)
- B. Obstruction of Traffic. This section does not effect a law authorizing the Immediate removal, as an obstruction to traffic, of a vehicle left on public property or public right-of-way.

SECTION XVII

WRITTEN NOTICE TO ABATE-JUNKED VEHICLE

- A. Notice Requirements-Whenever any junked vehicle is located on any private

property in violation of this Order, the Environmental Authority shall order the owner or the occupant of the premises whereon such public nuisance exists, to abate or remove the same. The notice shall:

1. be in writing; and
 2. state the nature of the public nuisance and that it must be abated with ten (10) days after the service of notice; and
 3. state that a request for a hearing to determine whether or not the motor vehicle is a junked motor vehicle in violation of this Order must be made to the Environmental Authority, in writing and without the requirement of bond, before the expiration of said ten (10) day period from the date of the written notice.
 4. state that in the event that no request for a hearing is received before the expiration of said ten (10) day period, it shall be conclusively presumed that said vehicle is a junked vehicle in violation of this Order.
 5. be mailed by certified or registered United States Mail with a five (5) day return receipt requested or hand delivered by an official of the county to the last known owner of the junked motor vehicle, any lien holder of record, and the owner or occupant of the private premises on which the public nuisance exists. If the mailing address of the last known registered owner of the motor vehicle is unknown, notice to the last known registered owner may be placed on the motor vehicle. If any notice is returned undelivered by the United States Post Office or the county official, official action to abate the nuisance shall be continued to a date not less than ten (10) days after the day of the return.
- B. Notice if Vehicle Owner Cannot be Found. If there is a junked vehicle, as herein defined, on premises that are occupied or unoccupied, and neither the owner nor the occupant of the premises can be found and notified to remove same; or the notice required is returned undelivered by the U.S. Post Office or the county official, and ten (10) days after the return of such notice the nuisance has not been abated; then, upon a showing of such facts by the Environmental Authority to the Commissioners Court, the Commissioners Court may issue an order directing the removal of the vehicle or vehicle part, and the Environmental Authority shall take responsibility of such junked vehicle and have it removed by an authorized person.

SECTION XVIII

VISIBLE NOTICE ON JUNKED VEHICLES

- A. Contents of Notice. At the time notice is given under Section XVII regarding a vehicle which is in violation of this Order in addition to any other notices

required herein, a visible notice, brightly colored, but of a color different from that used for notices of abandonment, may be securely affixed to such vehicle. Such notice shall:

1. state that the vehicle is a public nuisance and that it must be abated with ten (10) days from the date on such notice; and
 2. state that a request for a hearing to determine whether or not the motor vehicle is a junked vehicle as defined herein must be made to the Environmental Authority in writing and without the requirement of bond, before the expiration of said ten (10) day waiting period; and
 3. state that in the event that no request for a hearing is received before the expiration of said ten (10) day period, it shall be conclusively presumed that said vehicle is a junked vehicle in violation of this Order as defined under county rules; and
 4. state the date it was affixed
- B. Failure to Affix. Affixing the notice set out herein shall not be a condition or requirement precedent to any proceeding or official action to abate such public nuisance, and such proceeding or action shall not be rendered void or voidable, nor in any way affected by failure to affix the visible notice prescribed herein.

SECTION XIX

PUBLIC HEARING

- A. Hearing Request. The owner or occupant of any premises on which a junked vehicle is located may, within ten (10) days after service of a notice to abate said nuisance, request of the Environment Authority, in writing, and without the requirement of a bond, that a date and time be set when he/she may appear before the Review Board for a hearing to determine whether or not the motor vehicle is a junked vehicle in violation of this Order. If a hearing is not requested, one will be set by the Environmental Authority.
- B. Determination. The Review Board shall hear any case brought before it, as set out herein, and shall determine by a preponderance of the evidence whether or not the motor vehicle is a junked motor vehicle and in violation of this Order. At the hearing,
- C. It is presumed, unless demonstrated otherwise by the owner, that the vehicle is inoperable. Such hearing shall not be criminal in nature and shall be as summary as due process and orderly procedure allows. Upon finding that such motor vehicle is in violation of this Order by the Review Board, the Review Board shall order such defendant to abate such nuisance with ten (10)

days, the same being a reasonable time. If the defendant shall fail and/or refuse within the ten (10) days to abate the nuisance, or the owner or occupant does not request a public hearing, the Environmental Authority may issue an order including the current identification number and license number of the vehicle, if available at the time, to have the same removed, and the County shall take possession of such junked vehicle.

- D. Authority to Abate. Public Hearing. In all cases, before the removal of a vehicle, or vehicle part as a nuisance by the County, a public hearing must be held before the governing body of the County or any board, commission, or official of the county as designated by the Commissioners Court pursuant to Section XX. The Commissioners Court hereby designates the Review Board to conduct these hearings.

SECTION XX

IMPOUNDMENT OF JUNKED VEHICLES

- A. Notice. Notice shall be given to the Texas Highway Department that a junked vehicle has been impounded with five (5) days after the removal of the junked motor vehicle as provided in this provision, identifying the vehicle or part thereof impounded.
- B. Disposition of Impounded Vehicles. The Environmental Authority shall dispose of all impounded junked vehicles in such manner as may be designated by the County, consistent with state law, provided such vehicle shall not be reconstructed or made operable. Disposal may be by removal or sale, with or without competitive bidding, to a scrapyard, to a demolisher, or to any suitable site operated by the City of the County for processing of scrap or salvage.

SECTION XXI

PENALTY

If a person is found guilty of maintaining a junked vehicle in violation of this Order, the person shall be guilty of a misdemeanor, and subject to a fine not to exceed two hundred dollars (\$200.00) and the Environmental Authority shall order abatement of the nuisance.

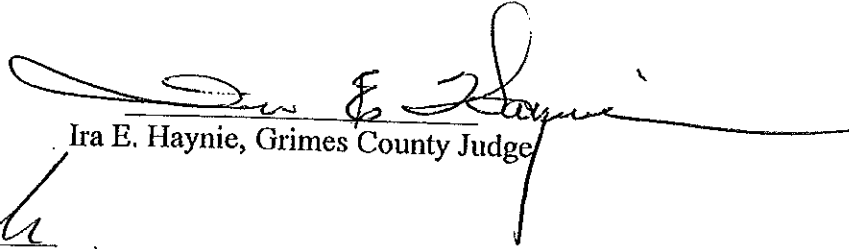
Misdemeanor. The violation of Section XXI is a Class C misdemeanor.

SECTION XXII

AMENDMENTS

This Order may be amended through action of the Grimes County Commissioners Court after placing on the agenda for its regularly scheduled meeting.

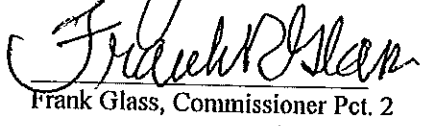
Adopted and effective on this the 8th day of April, 2002 by the Commissioners Court of Grimes County.



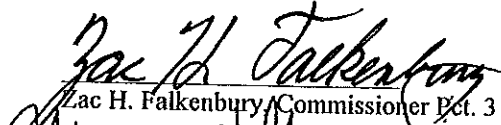
Ira E. Haynie, Grimes County Judge



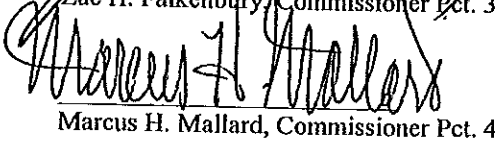
Larry Snook, Commissioner Pct. 1



Frank Glass, Commissioner Pct. 2



Zac H. Falkenbury, Commissioner Pct. 3



Marcus H. Mallard, Commissioner Pct. 4