

ORDINANCE #024 (REVISION #01)

AN ORDINANCE OF THE CITY OF HIGHLAND HAVEN AUTHORIZING THE HIGHLAND HAVEN PROPERTY OWNERS ASSOCIATION, INC. (HHPOA) TO DEFINE A 40 FEET BY 61 FEET BY 90 FEET AREA AT THE DOVE PARK PIER BY INSTALLING WATER SAFETY BUOYS AND DESIGNATING THE MARKED AREA AS A PROTECTED SWIMMING AREA.

WHEREAS, the area around Dove Park Pier was used by members of the HHPOA for swimming prior to the area being incorporated into the City of Highland Haven, Texas. Entrance to the swimming area from land is controlled by HHPOA as they own the park;

WHEREAS, unrestricted jet ski (personal water craft) and pleasure boat traffic around and near Dove park Pier is a serious hazard to both swimmers and water craft.

WHEREAS, The Board of Aldermen of the City of Highland Haven, Texas finds it necessary to approve the HHPOA's request for a designated swimming area at their Dove Park Pier as a means of preserving and safeguarding the public health, safety and general welfare of the citizens of Highland Haven, Texas.

NOW THEREFORE:

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS.

SECTION 1: APPROVAL

The Board of Aldermen of the City of Highland Haven, Texas approves the HHPOA's Property Development Application form for a City permit to set water safety buoys and thereby mark a 40 feet by 61 feet by 90 feet area at the HHPOA Dove Park Pier for "Protected Swimming". The HHPOA's permit application to set water safety buoys on the surface of Lake LBJ also required approval by the Lower Colorado River Authority (LCRA).

SECTION 2: DESIGNATED SWIMMING ARE & ENTRANCE FEE

The 40 feet by 61 feet by 90 feet area after being marked off by water buoys, plus other appropriate devices, at the Dove Park Pier is designated as a "Protected Swimming Area" within the City of Highland Haven, Texas. Entrance into the designated area, by land, will be controlled by the HHPOA who owns Dove Park and the Pier. The City of Highland Haven will not charge a fee for use of the Protected Swimming Area.

AUTHORIZATION

The board of Aldermen hereby authorize implementation of ordinance #024(revision #01).

APPLICATION

Ordinance #024 applies to the 40 feet by 61 feet by 90 feet protected swimming area, marked by water safety buoys, located within the city limits at the HHPOA's Dove Park Pier, Highland Haven, Texas.

EFFECTIVE DATE

The protected swimming area designation at the end of Dove Park Pier will become effective as soon as the water safety buoys plus other appropriate barriers are approved by the LCRA and installed by HHPOA.

PASSED AND APPROVED this 16th day of April, 1998 by the Board of Aldermen of the City of Highland Haven at which a quorum was present and for which due notice was given pursuant to law.

Mayor

(Seal)

ATTEST: _____
City Secretary

APPROVED AS TO FORM: _____
City Attorney