

ORDINANCE NO. 2026-02

AN ORDINANCE OF THE CITY OF SAGINAW, TEXAS, AMENDING SUBPART 1 "INSTALLATION AND DESIGN," OF SUBSECTION D "CARPORTS," OF SECTION 8-6, "MISCELLANEOUS REQUIREMENTS," OF ARTICLE 8, "SUPPLEMENTAL DISTRICT REGULATIONS," OF APPENDIX A, "ZONING," OF THE SAGINAW CITY CODE, TO AMEND INSTALLATION AND DESIGN REQUIREMENTS FOR CARPORTS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Saginaw, Texas (the "City"), is a home rule city acting under its Charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, the City Council has previously adopted an ordinance amending the carport regulations of the municipality; and

WHEREAS, the City Council wishes to further clarify the carport regulations of the municipality; and

WHEREAS, the City has a substantial interest in protecting the health, safety, welfare, convenience, and enjoyment of the general public and has adopted zoning regulations to further this interest; and

WHEREAS, public hearings in accordance with the requirements of the Local Government Code were held after proper notice of these hearings was given in accordance with said Code; and

WHEREAS, the City Council does hereby deem it advisable and in the public interest to amend the City's zoning ordinance as described herein.

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

SECTION 1.

Subpart 1, "Installation and Design," of Subsection D, "Carports," of Section 8-6, "Miscellaneous requirements," of Article 8, "Supplemental District Regulations," of Appendix A, "Zoning," of the Saginaw City Code is hereby amended to read as follows:

“1. *Installation and design.* The installation and design of carports shall meet the following standards:

- a. No more than one (1) carport shall be permitted per residential lot, unless otherwise approved by the city council.
- b. Except as provided in subsection j., below, no carport may exceed more than 600 square feet in roofed area.
- c. No carport may exceed more than ten (10') feet in clear opening height for any open sided area.
- d. Except as provided in subsection j., below, carports shall maintain the required side yard setback from the property lines according to the applicable zoning district or approved development agreement.
- e. The front setback for carports shall be a minimum of ten (10') feet from the back of the curb, but in no case shall any portion of the carport project beyond any property line.
- f. Construction is encouraged to be compatible in both design and materials with the primary structure to mirror or maintain the characteristics of the primary structure, adjacent properties and neighborhood. Construction shall meet the requirements of the city building code and other applicable codes as adopted by the city and require permitting prior to construction.
- g. Approved materials:
 1. Wood framing and decking meeting the current adopted codes.
 2. Metal C-Purlin & Receiver Minimum 14 gauge.
 3. 0' - 12' in length = 6" C-Purlin, 0' - 20' in length = 8" C-Purlin.
 4. Minimum 14-gauge 4x4 steel post.
 5. Minimum 10" round pier hole.
 6. Minimum buried depth 1/3 height of post.
 7. Minimum 26-gauge R- panel.
 8. Composition shingle allowed > 2:12 roof pitch for wood framed.
 9. Other approved materials.
- h. Prohibited materials:
 1. Corrugated roofing.
 2. Fiberglass roofing.
 3. Corrugated asphalt roofing.
 4. Rolled roofing.
- i. Manufactured carport construction shall incorporate associated trim kits or finishing trim. Non-manufactured carports shall incorporate trim components to conceal seams and provide a finished construction appearance.

- j. With the approval of a Specific Use Permit in a zoning district that otherwise allows the installation of a carport, a carport may exceed 600 square feet in roofed area and/or may encroach into the side yard setback. In the permitted erection, repair or remodel of any carport pursuant to this subsection j., if a known drainage problem exists, or if, in the sole opinion of the Chief Building Official, a drainage problem is likely to be created or compounded, an engineered drainage study for mitigation may be required with the cost of said study to be borne by the applicant. In situations where the side yard property boundary location is not known with certainty, an application for a Specific Use Permit seeking permission to encroach into a side yard setback must include a valid survey of the property on which the carport is proposed to be installed. Said survey must: i) clearly identify the property boundaries, ii) include the dimensions of the proposed carport structure's location on the property in reference to property boundaries, and, iii) clearly demonstrate that the proposed carport will not encroach upon the property line. The Chief Building Official shall determine whether a legal survey of the property shall be required. Costs associated with the survey shall be borne by applicant. An application for a Specific Use Permit seeking permission to encroach into a side yard setback must also include signed written consent for such encroachment, in the form of a letter prepared by the City, from the neighboring property owner who shares a common side yard property boundary adjacent and contiguous with the side yard within which encroachment approval is sought."

SECTION 2.

This Ordinance shall be cumulative of all other ordinances of the City and shall not repeal any of the provisions of such ordinances, except in those instances where provisions of such ordinances are in direct conflict with the provisions of this Ordinance.

SECTION 3.

That it is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared void, ineffective, or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such voidness, ineffectiveness, or unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation herein of any such void, ineffective, or unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 4.

That all rights or remedies of the City are expressly saved as to any and all violations of the Saginaw City Code or any amendments thereto regarding carports or permitted uses that have accrued at the time of the effective date of this Ordinance; and as to such accrued violations, and all pending litigation, both civil or criminal, same shall not be affected by this Ordinance but may

be prosecuted until final disposition by the courts.

SECTION 5.

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00) for each violation of this Ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.

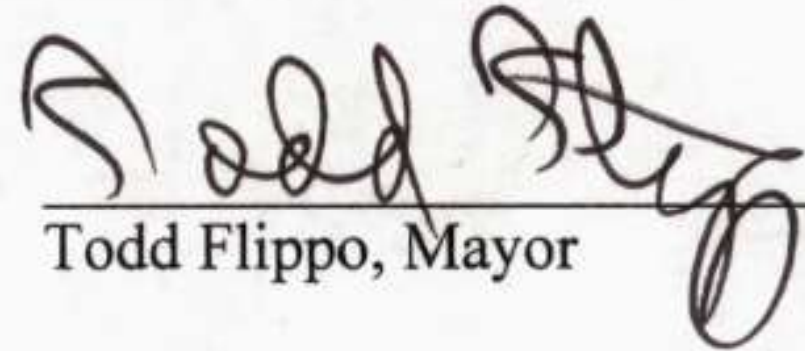
SECTION 6.

The City Secretary of the City is hereby directed to publish at least twice in the official newspaper of the City, the caption and the penalty clause of this Ordinance in accordance with Section 52.013(b) of the Local Government Code.

SECTION 7.

This Ordinance shall be in full force and effect from and after its date of passage and publication as required by law and it is so ordained.

PASSED AND APPROVED ON this the 20th day of January 2026.


Todd Flippo, Mayor

ATTEST:


Vicky Vega, City Secretary

APPROVED AS TO FORM AND LEGALITY:


Bryn Meredith, City Attorney

