

CITY OF MOUNTAIN CITY, TX
ADOPTION OF NATIONAL CODES
ORDINANCE NO. 121514A

AN ORDINANCE OF THE CITY OF MOUNTAIN CITY, TEXAS, ("CITY") REPEALING ORDINANCE NO. 121514 AND APPROVING AND ADOPTING THE MOST CURRENT VERSIONS OF NATIONAL MODEL CODES (BUILDING AND REHABILITATION CODES); PROVIDING FOR A PENALTY AS A CLASS C MISDEMEANOR AND A FINE IN AN AMOUNT NOT TO EXCEED \$500.00; PROVIDING FOR A CUMULATIVE & CONFLICTS CLAUSE, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING FOR AN OPEN MEETING, PUBLICATION AND EFFECTIVE DATE.

WHEREAS, Texas Local Government Code Chapter 214, Subchapter G, authorizes and directs the City to adopt National Model Building and Rehabilitation Codes (National Codes); and

WHEREAS, the City has adopted previous National Model Building and Rehabilitation Codes, Ordinance 121514, which it now desires to repeal and replace with the adoption and enforcement of the most recently approved codes.

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

SECTION 1. The foregoing recitals are hereby adopted as true and correct factual findings of the City Council of Mountain City and Ordinance 121514 is hereby repealed.

SECTION 2. Adoption of National Model Codes

National Model Codes are hereby adopted by reference as though they were copied fully in this section as follows:

1. 2018 International Building Code (IBC)
2. 2018 International Plumbing Code (IPC)
3. 2018 International Property Maintenance Code (IPMC)
4. 2014 National Electric Code (NEC)
5. 2018 International Existing Building Code (IEBC)
6. 2018 Fuel and Gas Code (IFGC)
7. 2018 Mechanical Code (IMC)
8. 2018 International Residential Code (IRC)
9. 2018 International Energy Conservation Code (IECC)
10. 2018 International Fire Code (IFC)

SECTION 3. Cumulative and Conflicts

This ordinance shall be cumulative of all provisions of ordinances of the City of Mountain City, Texas, except where the provisions of the Ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed. Any and all previous versions of this ordinance to the extent that they are in conflict are hereby repealed.

SECTION 4. Severability

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

SECTION 5. Penalty

Any person who violates any of the provisions of this Ordinance, or who fails to comply therewith, or with any of the requirements thereof, within the City limits shall be deemed guilty of an offense and shall be liable for a fine not to exceed the sum of five hundred dollars (\$500.00) per offense. Each day that the violation exists shall constitute a separate offense. Such penalty shall be in addition to all other remedies provided herein.

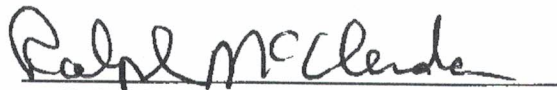
SECTION 6. Open Meeting

That it is officially found, determined and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place and subject matter of the public business to be considered at such meeting, including this ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

SECTION 7. Effective Date and Publication

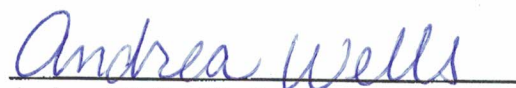
The Ordinance shall become effective immediately upon its passage, approval and publication as provided by law.

PASSED AND APPROVED THIS 8th DAY OF MARCH, 2021.



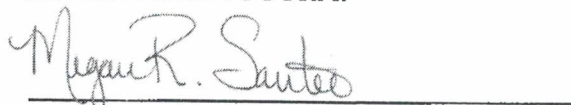
Ralph McClendon, Mayor
City of Mountain City

ATTEST:



Andrea Wells, City Secretary
City of Mountain City

APPROVED AS TO FORM:



City Attorney
City of Mountain City