ORDINANCE

Motion was made by Councilmember Clint Fowler

seconded by Councilmember JohnLangley, that the following Ordinance be adopted.

ORDINANCE NO. : 2015-393

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF PANORAMA VILLAGE, TEXAS, TO ADOPT VARIOUS BUILDING, MECHANICAL AND PLUMBING CODES RELATED TO ALL RESIDENTIAL AND COMMERCIAL BUILDINGS AND STRUCTURES, INCLUDING FIRE, FUEL GAS, MECHANICAL, ENERGY CONSERVATION, PROPERTY MAINTENANCE, SWIMMING POOLS AND SPAS, EXISTING BUILDINGS, AND PERFORMANCE CODES; DESIGNATING A CITY BUILDING OFFICIAL; PROVIDING FOR INSPECTION ACTIVITIES BY THE BUILDING OFFICIAL; PROVIDING PENALTIES NOT TO EXCEED A $500 FINE FOR ANY VIOLATION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING A TEXAS OPEN MEETINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE ON OR AFTER JANUARY 1, 2016.

WHEREAS, it is the desire of the City Council of the City of Panorama Village, Texas, to adopt, in all respects, certain codes published by the International Code Council, relating to all applicable building, mechanical and plumbing codes for both commercial and residential structures; and

WHEREAS, the adoption of these 2015 International Code Series as published by the International Code Council is done to facilitate proper inspection activities by the City of Panorama Village, Montgomery County, Texas, relating to construction and to maintenance of all buildings and structures within the corporate limits of said City of Panorama Village, Texas, and relating to public safety, health, and general welfare;

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

SECTION I.

The following International Code Council Editions including Appendix Chapters ("the Codes") are hereby adopted by reference as though they were copied herein fully:

2015 International Residential Code ® (for 1 & 2 Family Dwellings only)

2015 International Building Code ® (for all other residential and commercial construction)

2015 International Fire Code ®

2015 International Mechanical Code ®

2015 International Plumbing Code ® and Appendixes C, D, and E

2015 International Fuel Gas Code ®

2015 International Energy Conservation Code ®

2015 International Swimming Pool & Spa Code ®

2015 International Property Maintenance Code ®

2015 International Existing Building Code ®

2015 International Performance Code ® and Appendixes A, B, C, D, and E

SECTION II.

BUILDING OFFICIAL. When reference is made to the duties of a certain official named within said Codes, that designated official of the City of Panorama Village Montgomery County, Texas, who has duties corresponding to those of the named official in the Codes shall be deemed the ***Building Official*** or his/her designee. The Building Official shall periodically review amendments to the International Codes and other building codes, and may recommend adoption of such amendments to the City Council. The Building Official may also recommend other local amendments to the International Codes. Local amendments to the International Codes shall be adopted by ordinance and shall control over any conflicting provisions of the International Codes.

SECTION III.

BUILDING PERMIT PROCEDURES AND INSTRUCTIONS. The City Council hereby authorizes the Building Official to implement Building Permit procedures and instructions for construction of all buildings and structures in the City of Panorama Village which are consistent with the Codes and this Ordinance.

SECTION IV.

PERMIT APPLICATION FORMS. The City Council hereby authorizes the Building Official to issue permits for all buildings and structures, mechanical, and plumbing which are consistent with the Codes and this Ordinance.

SECTION V.

CRIMINAL PENALTIES.

A. A person, firm or corporation violating any provision of this Ordinance shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than $500 for each act of violation, and each day of violation shall be considered a separate violation.

B. In addition to proceeding under authority of this Ordinance, the City is entitled to pursue all other criminal and civil remedies to which it is entitled under authority of statutes or ordinances against a person continuing to violate this Ordinance.

SECTION VI.

REPEALING CLAUSE. Any matters in said Codes and Appendixes which are contrary to existing Ordinances and Codes of the City of Panorama Village, Montgomery County, Texas, shall prevail; and all other Ordinances in conflict are hereby repealed to the extent of any conflict.

SECTION VII.

SEVERABILITY. If any section, subsection, sentence, clause, provision or part of this Ordinance shall be held invalid for any reason, the remainder of this Ordinance shall not be affected thereby but shall remain in full force and effect.

SECTION VIII.

TEXAS OPEN MEETINGS ACT. It is hereby officially found and determined that the meeting at which this Ordinance was considered was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, of the Texas Government Code.

SECTION IX.

EFFECTIVE DATE. This Ordinance shall take effect and be in force from and after January 1, 2016.

PASSED AND APPROVED by the City Council of the City of Panorama Village, Texas, on the 29th day of September 2015.

THE CITY OF PANORAMA VILLAGE, TEXAS

Howard Kravetz

Howard Kravetz, Mayor

ATTEST:

Lisa Evans

Lisa Evans, City Secretary