

# ***CITY OF WILLOW PARK***

ORDINANCE NO. ~~703-15~~ 705-15

**AN ORDINANCE PROVIDING AUTHORIZATION FOR THE ADOPTION OF CERTAIN UNIFORM MUNICIPAL CODES AND REVISIONS, UPDATES OR AMENDMENTS TO CERTAIN OTHER MUNICIPAL CODES RELATING TO BUILDING AND CONSTRUCTION IN THE CITY OF WILLOW PARK, TX., BY AMENDING CHAPTER 3, "BUILDING AND CONSTRUCTION," ARTICLE 3.000 "GENERAL ADOPTION OF CODES", AND CERTAIN OTHER RELATED ARTICLES OF THE MUNICIPAL CODE OF ORDINANCES OF THE CITY OF WILLOW PARK, TEXAS; AND PROVIDING FOR AN EFFECTIVE DATE, PENALTY AND PUBLICATION**

**WHEREAS**, the City of Willow Park, is a municipal corporation duly and legally formed in the State of Texas; and,

**WHEREAS**, the City is a general law municipality with specific powers delegated to it to protect the health, safety and general welfare of its citizens; and,

**WHEREAS**, the governing body of the municipality may adopt an Ordinance or Resolution that benefits the efficient provision of government or trade and commerce of the municipality pursuant to § 51.801 (2) TEX LOCAL GOV'T CODE; and,

**WHEREAS**, the City of Willow Park is and has been desirous of protecting the public safety and welfare of the public by providing for the development of better building construction an uniformity of building laws; and,

**WHEREAS**, the use of new materials and new construction systems should be incorporated in a systematic way into the rules, statutes, regulations and ordinances governing the City of Willow Park and construction therein; and,

**WHEREAS**, the International Code Council does periodically publish and update uniform codes for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment use, height, area, and maintenance of buildings or structures in the City and to provide guidelines for issuance of related permits.

**WHEREAS**, the North Central Texas Council of Governments has since 1967 promoted the standardization of model construction codes and conducts a formalized review process to propose regional amendments to address safety, uniformity and efficiency of implementation.

**NOW THEREFORE; BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WILLOW PARK, TEXAS:**

## **SECTION 1. AUTHORIZATION**

The Mayor, or his designee, is hereby authorized and directed to implement the applicable provision of this Ordinance.

## **SECTION 2. AMENDMENT**

Chapter 3 "BULIDING AND CONSTRUCTION, Article 3.000 "General Adoption of Codes", §3.001 "General Codes Adopted", is amended as follows:

The following codes are hereby formally adopted: the ~~2003~~ 2012 Edition of the ~~Uniform-International~~ Building Code, the ~~2003~~ 2012 Edition of the ~~Uniform~~ International Plumbing Code, the ~~2003~~ 2012 Edition of the ~~Uniform~~ International Mechanical Code, the ~~2003~~ 2012 Edition of the ~~Uniform~~ International Fire Code, the ~~2003~~ 2012 Edition of the ~~Uniform~~ International Administrative Code, the ~~2005~~ 2011 National Electric Code, the 2012 Edition of the Fuel

Gas Code, and the International Property Maintenance Code.

SECTION 3. AMENDMENT §3.101

Chapter 3 “BUILDING AND CONSTRUCTION, Article 3.000 “**General Adoption of Codes**”, §3.101 “*Uniform Building Code Adopting*” is amended as follows:

“§3.101 Uniform Building Code Adopted

- a) The ~~2003~~ 2012 edition the Uniform International Building Code, as published by the International Conference of Building Officials Code Council, is hereby formally adopted as the official regulatory building code to govern construction of buildings and structures within the corporate limits of the City of Willow Park, Texas. Moreover, as such amendments are made to the Uniform International Building Code, such amendments are expressly made a part of this article to the end that the Uniform International Building Code, as amended from the time and as revised, shall likewise continue to be the official building code for the City of Willow Park, Texas, and all such future revisions and amendments are expressly considered and incorporated within the terms and provisions of this enabling and adopting act.
- b) Notwithstanding (a) above, the ~~2003~~ 2012 edition of International Residential Code, including appendix chapters, as published by the International Code Council, is hereby adopted as the code of the City of Willow Park, Texas for regulating the design construction, equality of materials, creation, installation, alteration, repair, location, relocation, replacement, in addition to, use or maintenance of alteration, remodeling, enlargement and repair of residential structures, which are one- and or two-family dwellings and townhouses not more than three stories in height within the corporate limits of the City of Willow Park, Texas, and providing for the issuance of permits and collection of fees therefore.

SECTION 4. AMENDMENT

Chapter 3 “BUILDING AND CONSTRUCTION, Article 3.000 “**General Adoption of Codes**”, §3.401 “*National Electrical Code Adopted*” is amended as follows:

“§3.401 National Electrical Code Adopted

The ~~1984~~ 2011 Edition, and all subsequent revisions, standards or supplements thereto, of the National Electrical Code of the National Fire Protection Associations, is hereby adopted by reference and made part of this section as the general standard for electrical equipment and installations in the city, except such provisions thereof as may be in conflict with this section or other ordinances of the city. All electrical equipment installed or used in the city and all installations of electrical equipment shall be reasonably safe to persons and property in conformity with the standards provided in the National Electrical Code ~~1984~~ 2011 Edition, and with the provisions of this section and applicable state statutes, and any rules and regulations issued by authority thereof. A copy of the National Electrical Code referred to herein is on file in the office of the secretary for reference and inspection.”

SECTION 5. AMENDMENT

Chapter 3 “BUILDING AND CONSTRUCTION, Article §3.500 “**Mechanical Codes**” is amended as follows:

The ~~1991~~ 2012 Edition and all subsequent revisions, standards, or supplements thereof of the Uniform Mechanical Code is hereby adopted for reference and made part of this article as a general standard for mechanical equipment and installations in the city, except such provisions thereof as may be in conflict with this article or other ordinances of the city.

SECTION 6. REGIONAL AMENDMENTS

Pursuant to the North Central Texas Council of Governments Regional Codes Coordination Committee (RCCC) recommendation, the amendments, modification, changes and exceptions of the RCCC for regional use are hereby adopted as set forth in Attachment ‘A’ hereto and incorporated herein for all purposes.

**SECTION 7. SEVERANCE**

If for any reason any section, paragraph, subdivision, clause, phrase or provision of the Ordinance shall be held invalid, it shall not affect any valid provisions of this or any other Ordinance of the City of Willow Park to which these rules and regulations relate.

**SECTION 8. RECITALS**

The City Council hereby finds and declares all precatory language herein to be true and correct and approves and adopts the same herein as part of the Resolution.

**SECTION 9. PUBLICATION**

The City Secretary of the City of Willow Park is hereby directed to publish in the official newspaper of the City of Willow Park the caption hereof and effective date of this ordinance as required by §52.001 of the LOCAL GOVERNMENT CODE.

**SECTION 10. EFFECTIVE DATE**

This Ordinance shall take effect from and after the date of its publication as provided in Section 8 hereof.

PASSED AND APPROVED this 13<sup>th</sup> day of January, 2015.

/s/ Richard Neverdousky  
Mayor

ATTEST:  
/s/ Caroline J. Scott  
City Secretary/Clerk

APPROVED AS TO FORM:  
/s/ [Signature]  
City Attorney

The Willow Park City Council in acting on Ordinance No. 703-15 did on the 13<sup>th</sup> day of January, 2015 vote as follows:

	<u>FOR</u>	<u>AGAINST</u>
Richard Neverdousky, Mayor	_____	_____
Brian Thornburg, Place 1	_____✓_____	_____
Gene Martin, Place 2	_____✓_____	_____
Greg Runnebaum, Place 3	_____✓_____	_____
James E. Mullins, Place 4	_____✓_____	_____
Tim Griffiths, Place 5	_____✓_____	_____