

ORDINANCE NO. 227-19

AN ORDINANCE OF THE CITY OF COLUMBUS, TEXAS, AMENDING CHAPTER 3, BUILDING REGULATIONS BY ADDING ARTICLE 3.11 EXISTING BUILDING CODE OF THE CODE OF ORDINANCES OF THE CITY OF COLUMBUS, TEXAS; ADOPTING LOCAL AMENDMENTS TO THE INTERNATIONAL EXISTING BUILDING CODE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, pursuant to the laws of the State of Texas, including Texas Local Government Code section 51.001, the City Council of the City of Columbus (“City Council”) has the authority to adopt, publish, amend or repeal an ordinance that is for the good government, peace or order of the City; and

WHEREAS, the City Council has the authority to adopt International Codes to protect the public health and safety and ensure safe, quality development occurs within the city limits; and

WHEREAS, the City Council is of the opinion and finds that the adoption of the *International Existing Building Code*, 2018 edition, will promote the public health, safety, and general welfare of the citizens of the City; and

WHEREAS, the City Council is of the opinion and finds that local amendments to the *International Existing Building Code* will promote the public health, safety, and general welfare, and will promote the best and most orderly development of the properties affected thereby, and to be affected thereby, in the City, and as well, the owners and occupants thereof, and the City generally;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Columbus, Texas that:

I. AMENDMENTS

Chapter 3, Building Regulations of the Code of Ordinances of the City of Columbus, Texas is hereby amended by adding Article 3.11, Existing Building Code to read as follows:

ARTICLE 3.11 EXISTING BUILDING CODE

Sec. 3.11.001 Adopted

A certain document, one copy of which is on file in the office of the city secretary, being marked and designated as the *International Existing Building Code*, 2018 edition, including appendix chapters and any amendments that become an official part of said code, as published by the International Code Council, be and is hereby adopted as the existing building code of the city, for

regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for repair and alternative approaches for alterations and additions to existing buildings; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said existing building code on file in the office of the city are hereby referred to, adopted, and made a part hereof, as if fully set out in this section, with the additions, insertions, deletions and charges, if any, prescribed in section 3.11.002 of this article.

Sec. 3.11.002 Amendments

The following sections are hereby revised:

Section 101.1 Insert: City of Columbus.

Section 112 Delete in its entirety.

Section 113.2 Delete section item.

Section 113.3 Delete section item.

Section 113.4. Substitute: Violation Penalties: Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not less than \$25.00 nor more than \$1,000.00. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 115 Delete in its entirety.

Section 117 Delete in its entirety.

Sec. 3.11.003 Payment of permit fees

A permit shall not be issued until the fees which are on file in the city secretary's office have been paid. No amendment to a permit shall be approved until the additional fee, if any, due to an increase in the estimated cost of the installation, shall have been paid.

Sec. 3.11.004 Failure to obtain permit

If any person commences any work for which a permit is required before obtaining the necessary permit from the city, he shall be subject to the penalty prescribed in Section 1.01.009.

Sec. 3.11.005 Article Control

The requirements of this article shall control should they conflict with the *International Existing Building Code* as adopted by the city.

II. REPEALER

All provisions of the ordinances of the City of Columbus in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the ordinances of the City of Columbus, not in conflict with the provisions of this Ordinance, shall remain in full force and effect. The repeal of any ordinance or part of ordinances effectuated by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any ordinance at the time of passage of this Ordinance.

III. SEVERABILITY

It is the intention of the City Council that this Ordinance, and every provision thereof, shall be considered severable and the invalidity of any section, clause or provision or part or portion of any section, clause, or provision of this Ordinance shall not affect the validity of any other portion of this Ordinance.

IV. EFFECTIVE DATE

This Ordinance shall become effective immediately upon its passage and publication as required by law.

PASSED AND APPROVED THIS THE 9th DAY OF December, 2019.



Hon. Lori An Gobert, Mayor
City of Columbus, Texas

ATTEST:



Bana Schneider, City Secretary