

TOW

MOTION was made by Lorraine Mack, seconded by Linda McClain that the following Ordinance be passed:

ORDINANCE NO. 2002.007

AN ORDINANCE BY THE TOWN OF WOODLOCH, TEXAS IMPLEMENTING SUBCHAPTER G, CHAPTER 214, TEXAS LOCAL GOVERNMENT CODE, BY ADOPTING THE INTERNATIONAL RESIDENTIAL CODE AND THE NATIONAL ELECTRICAL CODE FOR MUNICIPAL RESIDENTIAL CONSTRUCTION IN THE TOWN; REPEALING ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING TEXAS OPEN MEETINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the 77th Texas Legislature has enacted Senate Bill No. 365, requiring all municipalities to establish rules and take other necessary action to implement Subchapter G, Chapter 214, Texas Local Government Code, before January 1, 2002;

NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WOODLOCH, TEXAS, that:

I.

DEFINITIONS

1. "International Residential Code" means the International Residential Code for One and Two-Family Dwellings promulgated by the International Code Council.
2. "National Electrical Code" means the electrical code published by the National Fire Protection Association.
3. "Residential" means having the character of a detached one-family or two-family dwelling or a multiple single-family dwelling that is not more than three stories high with separate means of egress, including the accessory structures of the dwelling, and that does not have the character of a facility used for the

accommodation of transient guests or a structure in which medical, rehabilitative, or assisted living services are provided in connection with the occupancy of the structure.

II.

ADOPTION OF INTERNATIONAL RESIDENTIAL CODE

The International Residential Code, as it existed on May 1, 2001, is hereby adopted as the municipal residential building code for the Town of Woodloch. The International Residential Code applies to all construction, alteration, remodeling, enlargement, and repair of residential structures in the Town. The Code does not apply to the installation and maintenance of electrical wiring and related components.

III.

ADOPTION OF NATIONAL ELECTRICAL CODE

The National Electrical Residential Code as it existed on May 1, 2001, is hereby adopted as the municipal residential electrical construction code for the Town of Woodloch and applies to all residential electrical construction applications.

IV.

REPEALING CLAUSE

All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby expressly repealed.

V.

SEVERABILITY CLAUSE

If any part or parts of this Ordinance shall be held unconstitutional or invalid, such

unconstitutionality or invalidity shall not affect the validity of the remaining parts of this ordinance. It is hereby declared that the remaining parts of this Ordinance shall have been ordained and passed had it been known that such parts hereof would be declared unconstitutional and invalid.

VI.

TEXAS OPEN MEETINGS ACT CLAUSE

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

VII.

EFFECTIVE DATE

This Ordinance shall be effective on January 1, 2002. This Ordinance applies only to residential construction, remodeling, alteration, or repairs that begins under an agreement made on or after January 1, 2002, or that begins, in the absence of an agreement, on or after that date. Residential construction, remodeling, alteration or repair that begins under an agreement made before January 1, 2002, or that begins in the absence of an agreement before that date, is governed by the law and ordinances in effect when the agreement was made or the activity began, as appropriate, and that law is continued in effect for that purpose.

PASSED AND APPROVED THIS 11 day of December,
2001.

TOWN OF WOODLOCH, TEXAS

By: Carolyn Gonzales
Carolyn Gonzales, Mayor

ATTEST:

By: Ellen Norman
Ellen Norman, Town Secretary

APPROVED AS TO FORM:

By: _____
R.A. Deison, Town Attorney