

TOWN OF HORIZON CITY

ORDINANCE NO. 202\_\_ - \_\_

**AN ORDINANCE OF THE TOWN OF HORIZON CITY, TEXAS, AMENDING THE BUILDING CODE BY ADOPTING AND AUTHORIZING THE MAYOR TO EXECUTE AND ADOPT THE AMENDED BUILDING CODE; AND PROVIDING FOR FOLLOWING: FINDINGS OF FACT, REPEALER, SEVERABILITY, EFFECTIVE DATE, PROPER NOTICE, AND HEARING.**

**WHEREAS,** the City Council of the Town of Horizon City (“City Council”) finds it to be in the public interest and necessary to update its Code of Ordinances from time to time; and

**WHEREAS,** Texas Local Government Code Section 51.001 provides the City general authority to adopt an ordinance, rule, or police regulation that is for the good government, peace, or order of the City and are necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS,** pursuant to Section 55.001 of the Texas Local Government Code, and Section 3.15 of the City Charter, the City Council has the authority to modify and adopt codes of technical regulations; and

**WHEREAS,** the City Council has determined that the adoption of the updated 2021 International Building Code (“IBC”) to promote the safety and orderly construction within the corporate city limits of the Town of Horizon City, Texas, in the extraterritorial jurisdiction of Horizon City; and

**WHEREAS,** the City Council finds it to be in the public interest that the City modify and adopt this ordinance and technical code to promote the safety and welfare of the community.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY, that:**

**Section 1. FINDINGS OF FACT**

Pursuant to Sections 51.001 and 51.012 of the Texas Local Government Code and Section 3.15 of the City Charter, the City Council hereby approves the modification of the building code.

**Section 2. AMENDMENT OF THE BUILDING CODE**

The City Council hereby enacts and adopts the 2021 edition of the International Building Code (“IBC”) regulating and governing property, buildings, and structures in the City; providing for the issuance of permits and collection of fees.

The City Council hereby approves the modification of Chapter 3, Article 3.02, Division 2 of the City’s Code of Ordinances, as set forth in Attachment A, for the above-stated purpose.

### **Section 3. PUBLICATION OF ORDINANCE**

The City Council authorizes the Mayor, City Clerk, or their designee, to record and publish this ordinance’s regulations, rules, and policies in the City’s Code of Ordinances.

### **Section 4. REPEALER**

To the extent reasonably possible, ordinances are to be read together in harmony. However, all ordinances, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

### **Section 5. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections, or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

### **Section 6. PROPER NOTICE & MEETING**

The meeting at which this Resolution was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Texas Open Meetings Act.

**DULY RESOLVED & ADOPTED by the City Council of the Town of Horizon City, TX,  
on this, the \_\_\_\_ day of \_\_\_\_ 2024.**

**APPROVED:**

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Andres Renteria, Mayor

**ATTEST:**

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Elvia Schuller, City Clerk

**APPROVED AS TO FORM:**

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Sylvia B. Firth, City Attorney

## **Attachment “A”**

### **Section 3.02.031 Adoption.**

That certain document, a copy of which is on file with Town Clerk of the City and authenticated, being marked and designated as the 2021 edition of the International Building Code (“IBC”) is hereby adopted as the building code of the city for regulating and governing the conditions and maintenance of all property, buildings and structures, by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use, and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided, and providing for the issuance of permits and collection of fees therefor, and each and all of the regulations, provisions, penalties, conditions and terms of said building code on file in the office of the city clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in this division.

### **Section 3.02.032 Amendments.**

- (a) Insertions. None.
- (b) Revisions. None.
- (c) Deletions. The following sections of the IRC are hereby deleted in their entirety or as stated below, as follows:

Section A 105.2 – Work Exempt From Permit:

Building (1), (2), (4), (6)  
Mechanical (4), (7)