

ORDINANCE NO. O-15-14

AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS,
AMENDING CHAPTER 14, BUILDINGS AND BUILDING
REGULATIONS, OF THE MISSOURI CITY CODE BY ADOPTING THE
2015 EDITION OF THE INTERNATIONAL ENERGY CONSERVATION
CODE AND MAKING AMENDMENTS THERETO; PROVIDING AN
EFFECTIVE DATE; PROVIDING FOR REPEAL; PROVIDING A
PENALTY; AND PROVIDING FOR SEVERABILITY.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOURI CITY,
TEXAS:

Section 1. The Missouri City Code is hereby amended by deleting Article VIII
of Chapter 14 thereof and substituting therefor a new Article VIII of Chapter 14 to
provide as follows:

“Chapter 14

BUILDINGS AND BUILDING REGULATIONS

....

ARTICLE VIII. ENERGY CONSERVATION CODE

Sec. 14-321. International Energy Conservation Code adopted.

The 2015 edition of the International Energy Conservation Code and all appendices
thereto as published by the International Code Council, Inc., an authentic copy of which
has been filed with the city secretary, is hereby adopted and made a part of this chapter,
save and except those provisions amended in section 14-322 of this chapter.

Sec. 14-322. Amendments to International Energy Conservation Code.

The 2015 edition of the International Energy Conservation Code adopted in section 14-
321 is hereby amended in the following respects:

(1) *Subsection C101.1* is hereby amended to provide as follows:

C101.1 Title. The commercial provisions of the International Energy
Conservation Code shall be known as the Commercial Energy Conservation
Code of the City of Missouri City, Texas, hereinafter referred to as “this code.”

- (2) *Subsection C101.2* is hereby amended to provide as follows:

C101.2 Scope. The Commercial Energy Conservation Code of the City of Missouri City, Texas, applies to commercial and industrial construction.

- (3) *Subsection C101.5* is hereby amended to provide as follows:

C101.5 Compliance. *Residential buildings*, except single-family residential construction, shall meet the provisions of the Residential Energy Conservation Code of the City of Missouri City, Texas. The energy efficiency chapter of the Residential Code for One- and Two-family Dwellings of the City of Missouri City, Texas applies to single-family residential construction. *Commercial buildings* shall meet the provisions of the Commercial Energy Conservation Code of the City of Missouri City, Texas.

- (4) *Subsection C103.3.2* is hereby amended to provide as follows:

C103.3.2 Previous approvals. This code shall not require changes in the construction documents, construction or designated occupancy of a structure for which a lawful permit has been heretofore issued or otherwise lawfully authorized before the effective date of this code, provided that such construction has not been abandoned.

- (5) *Subsection C104.2* is hereby amended to provide as follows:

C104.2 Required approvals. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the *code official*. The holder of the permit shall obtain an inspection of such work by a person qualified to inspect such work. Such person qualified to inspect such work shall prepare a report that shall indicate the portion of the construction that is satisfactory as completed, or shall indicate wherein the same fails to comply with this code. Such report shall be submitted to the *code official*. The *code official* shall notify the permit holder or his or her agent of such satisfactory construction or of such construction that fails to comply with this code. Any portions of the work that do not comply with this code shall be corrected and such portions shall not be covered or concealed until authorized by the *code official*.

- (6) *Sections C108 and C109* are hereby deleted.

- (7) *Subsection R101.1* is hereby amended to provide as follows:

R101.1 Title. The residential provisions of the International Energy Conservation Code shall be known as the Residential Energy Conservation Code of the City of Missouri City, Texas, hereinafter referred to as “this code.”

- (8) *Subsection R101.2* is hereby amended to provide as follows:

R101.2 Scope. This code applies to *residential buildings*, except for single-family residential construction, and the building sites and associated systems and equipment. The energy efficiency chapter of the Residential Code for One- and Two-family Dwellings of the City of Missouri City, Texas applies to single-family residential construction.

- (9) *Subsection R101.5* is hereby amended to provide as follows:

R101.5 Compliance. *Residential buildings*, except single-family residential construction, shall meet the provisions of the Residential Energy Conservation Code of the City of Missouri City, Texas. The energy efficiency chapter of the Residential Code for One- and Two-family Dwellings of the City of Missouri City, Texas applies to single-family residential construction. *Commercial buildings* shall meet the provisions of the Commercial Energy Conservation Code of the City of Missouri City, Texas.

- (10) *Subsection R103.3.2* is hereby amended to provide as follows:

R103.3.2 Previous approvals. This code shall not require changes in the construction documents, construction or designated occupancy of a structure for which a lawful permit has been heretofore issued or otherwise lawfully authorized before the effective date of this code, provided that such construction has not been abandoned.

- (11) *Subsection R104.2* is hereby amended to provide as follows:

R104.2 Required approvals. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the *code official*. The holder of the permit shall obtain an inspection of such work by a person qualified to inspect such work. Such person qualified to inspect such work shall prepare a report that shall indicate the portion of the construction that is satisfactory as completed, or shall indicate wherein the same fails to comply with this code. Such report shall be submitted to the *code official*. The *code official* shall notify the permit holder or his or her agent of such satisfactory construction or of such construction that fails to comply with this code. Any portions of the work that do not comply with this code shall be corrected and such portions shall not be covered or concealed until authorized by the *code official*.

- (12) *Sections R108 and R109* are hereby deleted.”

Section 2. The 2015 International Energy Conservation Code and all appendices thereto, as amended by this Ordinance, are incorporated herein by reference and made a part hereof for all purposes.

Section 3. *Effective Date.* This ordinance shall become effective the 1st day of July, 2015.

Section 4. *Repeal.* All ordinances, resolutions, rules or parts of ordinances, resolutions, or rules in conflict herewith, if any, shall be and are hereby repealed only to the extent of such conflict.

Section 5. *Penalty.* Any person who violates, or any person who causes or allows another person to violate, any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00). Each occurrence of any violation of this Ordinance shall constitute a separate offense. Each day in which any violation of this Ordinance occurs shall constitute a separate offense.

Section 6. *Severability.* In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof, other than the part declared to be invalid or unconstitutional; and the City Council of the City of Missouri City, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED and APPROVED on first reading this 16th day of February, 2015.

PASSED, APPROVED and ADOPTED on second and final reading this 2nd day of March, 2015.

/s/Allen Owen, Mayor

ATTEST:

APPROVED AS TO FORM:

/s/Maria Gonzalez, City Secretary

/s/Caroline Kelley, City Attorney