

## **ORDINANCE 2014-O-11**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LULING, TEXAS AMENDING CHAPTER 22, CAPTIONED “BUILDINGS AND BUILDING REGULATIONS”, TO ADOPT 2009 INTERNATIONAL CODES AND THE 2008 NATIONAL ELECTRICAL CODE; PROVIDING A REPEALER; PROVIDING FOR SEVERABILITY; PROVIDING FOR PENALTY; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City Council of the City of Luling has determined that the City’s Buildings and Building Regulations Ordinances found in Chapter 20 of the City’s Code of Ordinances require updating from 2003 editions of International Codes to 2009 editions of International Codes and from the 1998 edition of the National Electrical Code to the 2008 edition of the National Electrical Code, and require replacing outdated Standard Codes with International Codes in order to ensure proper building construction and maintenance within the City and provide for safe structures; and

**WHEREAS**, the City Council has determined that these amendments to the Buildings and Building Regulations ordinances in Chapter 22 of the City Codes are necessary for the health, safety, and welfare of citizens in the community.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LULING, TEXAS THAT Chapter 50, “Buildings and Building Regulations” of the Code of Ordinances is hereby amended as follows:**

**I. Secs. 22-1, 22-26, 22-76, 22-111, 22-112, 22-146, 22-181, 22-183, 22-216, 22-217, 22-219, 22-376, 22-401, 22-428, 22-429, and 22-460 are amended to read:**

### **Sec. 22-1. Adoption of International Building Code.**

The International Building Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

### **Sec. 22-26. Adoption of International Existing Building Code.**

The International Existing Building Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

### **Sec. 22-76. Adoption of International Plumbing Code.**

The International Plumbing Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-111. Adoption of International Mechanical Code.**

The International Mechanical Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-112. Building plan review and insulation inspection.**

It is the sole responsibility of the property owner or his contractor to furnish to the city documentation showing that the building plans submitted have been reviewed and approved as complying with the International Energy Conservation Code, 2009 edition, by someone certified to do such plan review. Furthermore, before a certification of occupancy is issued by the city, the owner or his contractor will submit to the city a report by a qualified inspector certifying that the building components and material that were used in the construction of the building were equal to, or exceeding, those specified in the approved building plans.

**Sec. 22-146. Adoption of International Property Maintenance Code.**

The International Property Maintenance Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-181. Adoption of International Residential Code.**

The International Residential Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-182. Amendments.**

*Section 108.1.* Insert International Building Code, 2009 edition.

*[all other Amendments remain unchanged]*

**Sec. 22-216. Definitions.**

*Electrical Code* means the 2008 edition of the National Electrical Code, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations,

references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

*[all other Definitions remain unchanged]*

**Sec. 22-217. Scope of article provisions.**

*The last sentence of this Section is amended to read as follows:*

The license, permits, fees and bonds provided for in this article shall not apply to such companies and their employees, but the wiring and installations for light, heat and power equipment of such companies shall be done according to the requirements of this article, and all the requirements of this article, and all other electrical work by such companies shall be done in accordance with the National Electrical Code, 2008 edition.

*[the remainder of this Section remains unchanged]*

**Sec. 22-219. Enforcement of article provisions.**

This article shall be enforced by the city electrical inspector in accordance with the National Electrical Code, 2008 edition.

**Sec. 22-376. Adoption of International Electrical Code.**

The International Electrical Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-401. Adoption of Energy Conservation Code.**

The International Energy Conservation Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**Sec. 22-428. Electrical requirements and standards for industrialized housing and building codes.**

In addition to complying with subsections (b) or (c), as applicable, industrialized housing and buildings must be constructed to meet or exceed the requirements and standards of the National Electrical Code, 2008 edition,

**Sec. 22-429. Other codes applicable to industrialized housing and buildings.**

Industrialized housing and buildings erected or installed within the city's jurisdiction must be

constructed to meet or exceed the requirements and standards of the 2009 editions of the International Building Code, International Mechanical Code, and International Plumbing Code.

**Sec. 22-460. Adoption of Fuel Gas Code.**

The International Fuel Gas Code, 2009 edition, as now and hereafter revised or amended, is hereby adopted by reference and all regulations, parts, notations, references, and specifications therein are hereby adopted and made a part of this article, except as deleted or amended in this article.

**II. Severability:** If any provision, section, clause, sentence, or phrase of this ordinance is for any reason held to be unconstitutional, void, invalid, or un-enforced, the validity of the remainder of this ordinance or its application shall not be affected, it being the intent of the City Council in adopting and of the Mayor in approving this ordinance that no portion, provision, or regulation contained herein shall become inoperative or fail by way of reasons of any unconstitutionality or invalidity or any other portion, provision or regulation.

**III. Repealer:** All other ordinances, sections, or parts of ordinances heretofore adopted by the City of Luling in conflict with the provisions set out above in this ordinance are hereby repealed or amended as indicated.

**IV. Penalty:** Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Sections 1-8, 22-37, 22-220 of the City Code.

**V. Publication:** The City Secretary is directed to cause this ordinance caption to be published in a newspaper of general circulation according to law.

**VI. Effective Date:** This ordinance shall become effective ten (10) days after passage.

**PASSED, APPROVED and ADOPTED this the 14th day of August, 2014.**

**CITY OF LULING**

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**MIKE HENDRICKS, MAYOR**

**ATTEST:**

**APPROVED AS TO FORM:**

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**MARTHA VELASQUEZ**  
**CITY SECRETARY**

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**PETER GRUNING**  
**CITY ATTORNEY**