

ORDINANCE NO. 2025-017

AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF HITCHCOCK, TEXAS AMENDING THE CODE OF ORDINANCES TITLE XV ENTITLED "LAND USAGE", CHAPTER 150 ENTITLED "BUILDING REGULATIONS", ARTICLE II ENTITLED "BUILDING CODE", SECTION 150.15 - ENTITLED ADOPTION OF STANDARD BUILDING CODES AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE

WHEREAS, the City of Hitchcock is authorized to regulate ordinances pursuant to Texas Local Government Code;

WHEREAS, the City Council of the City of Hitchcock, Texas needs to amend the Code of Ordinance Title XV Entitled "Land Usage", Chapter 150 Entitled "Building Regulations", Article II Entitled "Building Code", Section 150.15 Adoption of standard building codes; and

WHEREAS, pursuant to TEX. LOCAL Gov't. CODE § 214.211 *et seq.*, and TEX. HEALTH & SAFETY CODE § 388.003 *et seq.* the City of Hitchcock is authorized to adopt standard building codes for residential, commercial, and industrial construction; and

WHEREAS, the City Council determines that amending Title XV, Article II, Section 150.15, will promote the health, safety, and welfare of the City;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HITCHCOCK, TEXAS, THAT:

Section 1. The above and foregoing recitals are hereby found to be true and correct and are incorporated herein as findings of fact. The City Council hereby further finds and determines that the rules, regulations, terms, conditions, provisions, and requirements of this ordinance are reasonable and necessary to protect the public's health, safety, and quality of life. The City of Hitchcock's Code of Ordinances, Section 151.15 (entitled "Adoption of standard building codes") is hereby amended by deleting in its entirety all the existing language in Section 150.15 and replacing it with the following:

Sec. 150.15. - Adoption of standard building codes.

National codes are hereby adopted by reference as though they were copied fully in this section, as follows:

International codes are hereby adopted by reference as though they were copied fully in this section, as follows:

- 2021 International Building Code
- 2021 International Plumbing Code
- 2021 International Property Maintenance Code
- 2023 National Electric Code
- 2021 International Existing Building Code
- 2021 International Fuel Gas Code
- 2021 International Mechanical Code
- 2021 International Residential Code and all Appendices except AL and AQ
- 2021 International Energy Conservation Code
- 2021 International Fire Code and Appendix B only
- 2021 International Swimming Pool and Spa Code

Section 2. This ordinance shall be cumulative of all previous ones of the City of Hitchcock, Texas, except where the provisions of this Ordinance are in direct conflict with the provisions of such Ordinances, in which event the more restrictive provision shall apply.

Section 3. It is hereby declared to be the intention of the City Council of the City of Hitchcock that the phrases, clauses, sentences, paragraphs, and sections of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance should be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, since the same would have been enacted by the City Council without incorporation in this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 4. All rights and privileges of the City of Hitchcock are expressly saved as to any and all violations of the provisions of any Ordinances affecting land use or development, which have accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such Ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

Section 5. This Ordinance shall be effective immediately upon the passage, approval and publication as required by law.

PASSED AND APPROVED this the 10th the day of November 2025.

Christopher E. Armacost, Mayor
City of Hitchcock

ATTEST:

Approved to form:

Debbie C. Nesbitt, City Secretary
City of Hitchcock

Kyle L. Dickson, City Attorney
City of Hitchcock