



ORDINANCE NO. 2019-31

AN ORDINANCE OF THE CITY OF RICHMOND, TEXAS, ADOPTING DIVISION 8 "EXISTING BUILDING CODE," ARTICLE II "TECHNICAL CODES," CHAPTER 103 "BUILDINGS AND BUILDING REGULATIONS," RICHMOND CODE; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY CLAUSE; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, the City Commission of the City of Richmond, Texas desires to adopt the International Existing Building Code, 2015 Edition, as the Existing Building Code for the City; and,

WHEREAS, the City Commission of the City of Richmond now deems it appropriate to adopt the International Existing Building Code, 2015 Edition, as amended below, as the Existing Building Code for the City; **Now Therefore**,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RICHMOND, TEXAS:

Section 1. The facts and recitations set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. Division 8 "Existing Building Code," Article II "Technical Codes," Chapter 103 "Buildings and Building Regulations," of the Code of Ordinances, City of Richmond, Texas is created to read as follows:

"Chapter 103 – BUILDINGS AND BUILDING REGULATIONS

. . . .

ARTICLE II. – TECHNICAL CODES

. . . .

DIVISION 8. – EXISTING BUILDING CODE

Sec. 103-192. - International Existing Building Code adopted.

The 2015 edition of the International Existing Building Code, including appendix A, B, and C, 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 103-193.

Sec. 103-193. - Amendments to International Existing Building Code.

The 2015 edition of the International Existing Building Code adopted in section 103-192 is hereby amended in the following respects:

- (1) *Subsection 101.1 is hereby amended to provide as follows:*

101.1 Title. These regulations shall be known as the Existing Building Code of the City of Richmond, Texas, hereinafter referred to as "this code."

- (2) *Section 108 is hereby deleted.*

- (3) *Section 112 is hereby deleted.*

- (4) *Subsection 113.4 is hereby amended to provide as follows:*

113.4 Violation Penalties. Any person who violates any provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed Five Hundred Dollars (\$500.00). Each day during which said violation shall exist or occur shall constitute a separate offense.

- (5) *Subsection 114.1 is hereby amended to provide as follows:*

114.1 Stop Work Orders. Upon notice from the code official, work on any system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine.

- (6) *Subsections 114.2 and 114.3 are hereby deleted."*

Section 3. Repeal. Division 1 "Generally," of Article II "Technical Codes," of Chapter 103 "Buildings and Building Regulations" of the Code of Ordinances, City of Richmond, Texas, as adopted by Ordinance No. 2015-24, is repealed. Any ordinance or other part of any other ordinance in conflict herewith shall be and is hereby repealed only to the extent of such conflict.

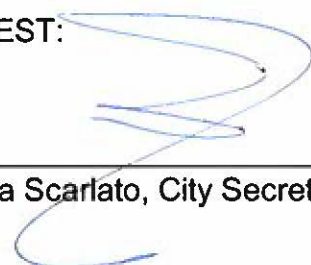
Section 4. Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, 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 Commission of the City of Richmond, 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.

Section 5. Effective Date. This Ordinance shall be effective from and after January 1, 2020, after its adoption and publication.

PASSED AND APPROVED on this the 19th day of August, 2019.


Evalyn W. Moore, Mayor

ATTEST:


Laura Scarlato, City Secretary

APPROVED AS TO FORM:


Gary W. Smith, City Attorney