

## **ORDINANCE NO. 2018-09-01**

**AN ORDINANCE OF THE CITY OF WESTON ADOPTING THE 2018 INTERNATIONAL BUILDING, EXISTING BUILDING, RESIDENTIAL, FIRE, PLUMBING, MECHANICAL, FUEL GAS, AND ENERGY CONSERVATION CODES; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES; PROVIDING FOR A PENALTY FOR VIOLATIONS; PROVIDING A CUMULATIVE REPEALER, SEVERABILITY AND A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Weston, Texas, Collin County, is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, the City Council of the City of Weston desires to adopt the 2018 International Building, Existing Building, Residential, Plumbing, Mechanical, Fuel Gas, Swimming Pool & Spa, Energy Conservation, and Fire Codes as the official municipal codes of the City.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF WESTON, TEXAS**

### **SECTION 1 ADOPTION OF THE 2018 INTERNATIONAL BUILDING CODE**

The 2018 International Building Code is hereby adopted as the official building code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

### **SECTION 2 ADOPTION OF THE 2018 INTERNATIONAL EXISTING BUILDING CODE**

The 2018 International Existing Building Code is hereby adopted as the official existing building code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

### **SECTION 3 ADOPTION OF 2018 INTERNATIONAL RESIDENTIAL CODE**

The 2018 International Residential Code is hereby adopted as the official residential construction code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

### **SECTION 4 RESOLUTION OF CONFLICTS BETWEEN INTERNATIONAL BUILDING CODE AND INTERNATIONAL RESIDENTIAL CODE**

To the extent of any conflict between the 2018 International Building Code or the 2018 International Existing Building Code, as applied to residential property and the 2018 International Residential Code, the 2018 International Residential Code shall control.

### **SECTION 5 ADOPTION OF 2018 INTERNATIONAL PLUMBING CODE**

The 2018 International Plumbing Code is hereby adopted as the official plumbing code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

### **SECTION 6 ADOPTION OF 2018 INTERNATIONAL MECHANICAL CODE**

The 2018 International Mechanical Code is hereby adopted as the official mechanical code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

### **SECTION 7 ADOPTION OF 2018 INTERNATIONAL FUEL GAS CODE**

The 2018 International Fuel Gas Code is hereby adopted as the official fuel gas code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.



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**SECTION 8  
ADOPTION OF 2018 INTERNATIONAL ENERGY CONSERVATION CODE**

The 2018 International Energy Conservation Code is hereby adopted as the official energy conservation code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

**SECTION 9  
ADOPTION OF 2018 INTERNATIONAL FIRE CODE**

The 2018 International Fire Code is hereby adopted as the official fire code of the City of Weston, Texas, and is fully incorporated by reference as though copied into this ordinance in its entirety.

**SECTION 10  
ADDITIONAL LOCAL AMENDMENTS CONTEMPLATED**

The City of Weston may from time to time determine that additional local modifications to the codes adopted herein are necessary and appropriate to meet the unique building needs of the City of Weston. To effectuate modifications, the city council may enact individual ordinances amending this ordinance fully setting forth the change to be made in the specific code. Such subsequent amendments shall be consolidated as an exhibit to this ordinance, and shall be maintained as a public record in the office of the City Secretary.

**SECTION 11  
PERMITS AND FEES**

The codes adopted herein provide for the issuance of certain permits and the collection of fees therefore. The fees shall be established by the City's schedule of fees.

**SECTION 12  
PENALTY**

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined no more than Two Thousand Dollars and no cents (\$2,000.00) for all violations and shall be fined not more than Five Hundred Dollars and no cents (\$500.00) for all other violations of this Ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 13  
CUMULATIVE REPEALER CLAUSE**

This Ordinance shall be cumulative of all provisions of all existing Ordinances of the City of Weston, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such existing ordinances, in which event the conflicting provisions of such ordinances are hereby repealed.

**SECTION 14  
PROVISIONS SEVERABLE**

It is hereby declared to be the intention of the City Council 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 shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining, phrase, 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 15  
PREVIOUSLY ACCRUING RIGHTS AND REMEDIES SAVED**

All rights and remedies of the of the City of Weston, Texas, are expressly saved as to any and all violations of the provisions of the Building Code, Residential Code, Electrical Code, Energy Code, Fuel Gas Code, Mechanical Code, Plumbing Code, Existing Building Code, Property Maintenance Code, Fire Code or any other ordinances affecting such codes 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 16  
PUBLICATION**

The City Secretary of the City of Weston is directed to publish the caption and effective date of this Ordinance in accordance with the provisions of Section 52.011 of the Local Government Code.

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SECTION 17  
EFFECTIVE DATE

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

PASSED AND APPROVED by Council this the 11<sup>th</sup> day of September 2018.



APPROVED BY:

Patti Harrington  
Patti Harrington, Mayor

ATTESTED BY:

Susan M Coffey  
Susan Coffey, City Secretary

