

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF NOME, TEXAS, ADOPTING 2015 INTERNATIONAL RESIDENTIAL CODE, BUILDING CODE, PLUMBING CODE, FUEL GAS CODE, MECHANICAL CODE, FIRE CODE, ENERGY CONSERVATION CODE, PROPERTY MAINTENANCE CODE, EXISTING BUILDING CODE AND 2014 NATIONAL ELECTRIC CODE, AND ADOPTING RESIDENTIAL PERMIT FEETS; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE

WHEREAS, the City of Nome, Texas (the "City") desires to establish rules and regulations for the construction, alteration, repair, removal, demolition and other matters affecting building and structures within the City, including new construction;

WHEREAS, the City desires to update and amend the adopted codes and regulations relating to building and building regulations in the City;

WHEREAS, the City determined and finds that it is in the public's best interest and in support of the health, safety and general welfare of the citizens of the City that these amendments be enacted and that such amendments are for a valid public purpose.

NOW, THEREFORE, BE IT ORDAINED BY THE ALDERMEN OF THE CITY OF NOME THAT:

Section 1. Adoption of Codes. The following codes are adopted:

1. Residential code adopted.

There is adopted by the city for the purpose of establishing rules and regulations for the construction, alteration, repair, removal, demolition, equipment, use and occupancy of buildings and structures, including new construction and including permits and penalties, the certain code known as the International Residential Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the residential code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

2. Building code adopted.

There is adopted by the city for the purpose of establishing rules and regulations for the construction, alteration, repair, removal, demolition, equipment, use and occupancy of buildings and structures, including new construction and including permits and penalties, the certain code known as the International Building Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all

persons for inspection, and such code is adopted as the building code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

3. Mechanical code adopted.

There is adopted by the city for the purpose of establishing rules and regulations for the construction, alteration, repair, removal, demolition, equipment, use and occupancy of buildings and structures, including new construction and including permits and penalties, the certain code known as the International Mechanical Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the mechanical code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

4. Plumbing code adopted.

There is adopted by the city for the purpose of establishing rules and regulations for the construction, alteration, repair, removal, demolition, equipment, use and occupancy of buildings and structures, including new construction and including permits and penalties, the certain code known as the International Plumbing Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the plumbing code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

5. Fuel gas code.

There is adopted by the city for the purpose of regulating the minimum acceptable level of safety and to protect life and property from the potential dangers associated with the storage, distribution and usage of fuel gases and the byproducts of combustion of such fuels, including new construction and including permits and penalties, the certain code known as the International Fuel Gas Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the fuel gas code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

6. Fire code adopted.

There is adopted by the city for the purpose of establishing rules and regulations for the construction, alteration, repair, removal, demolition, equipment, use and occupancy of buildings and structures, including new construction and including permits and penalties, the certain code known as the International Fire Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the fire code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the city.

7. Energy conservation code adopted.

There is adopted by the city for the purpose of regulating minimum prescriptive and performance related regulations for the design of energy-efficient buildings and structures, including new construction and including permits and penalties, the certain code known as the International Energy Conservation Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the energy conservation code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

8. Property maintenance code adopted.

There is adopted by the city for the purpose of regulating and governing the conditions and maintenance of buildings, including new construction and including permits and penalties, the certain code known as the International Property Maintenance Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the property maintenance code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

9. Existing building code adopted.

There is adopted by the city for the purpose of repair, alteration, change of occupancy, addition and relocation of existing buildings, including permits and penalties, the certain code known as the International Existing Building Code, 2015 edition, with appendixes and amendments to such code, of which one copy, with all amendment notes, shall be on file in the city's code enforcement office, and shall be available to all persons for inspection, and such code is adopted as the existing building code of the city as if fully set out at length in this section, and the provisions of such code shall be controlling within the corporate limits of the city.

10. Electrical code adopted.

- (a) All installations of electrical wiring and equipment, including new construction, shall be reasonably safe to persons and property and in conformity with the provisions of this article, the applicable statutes of the state or any rules or regulations issued by authority thereof.
- (b) The 2014 edition of the National Electrical Code is hereby adopted. All electrical installations shall comply with the applicable standards set forth in the National Electrical Code as adopted by the city, including new construction, which shall be *prima facie* evidence that such installations are reasonably safe to persons and property.

11. Permit Fees.

The City hereby adopts the Residential Permit Fees as set forth on Exhibit "A", attached hereto and incorporated by reference as if fully set forth herein, including for new construction. All such fees shall be payable to the City and must be obtained before any work begins or is conducted for any residential project in the City.

Section 2. Severability It is hereby declared to be the intention of the Aldermen of the City that the phrases, clauses, sentences, paragraphs and sections of this Ordinance be 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 phrases, clauses, sentences, paragraphs or sections of this Ordinance, and the remainder of this Ordinance shall be enforced as written.

Section 3. Proper Notice and Meeting It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

Section 4. Conflicting Ordinances All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

Section 5. Publication and Effective Date This Ordinance shall take effect from and after its passage by the Aldermen of the City and publication. The City Clerk is hereby directed to give notice hereof by causing the caption of this Ordinance to be published in the official newspaper of the City of Nome, Texas.

PASSED, APPROVED and ADOPTED on this the 4th day of October, 2022.

CITY OF NOME, TEXAS

Kerry Abney
Kerry Abney, Mayor

ATTEST:

Angela Cook
Angela J. Cook, City Clerk

APPROVED:

Germer PLLC, City Attorney

By: _____
Christopher D. Leavins