

**ORDINANCE O-14-1936**

**ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL BUILDING CODE* BY REFERENCE; 2014 EDITION OF THE *NATIONAL ELECTRICAL CODE* BY REFERENCE; ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL RESIDENTIAL CODE* BY REFERENCE; ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL ENERGY CONSERVATION CODE* BY REFERENCE; AMENDING ALL CONFLICTING PORTIONS OF SECTION 18 OF THE COLLEYVILLE CODE OF ORDINANCES; REPEALING ORDINANCE O-05-1509 AND O-05-1511, AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR RECORDING OF SUCH CODE AS A PUBLIC RECORD; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS,** the City of Colleyville is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS,** the City Council of the City of Colleyville deems it necessary to adopt this ordinance providing minimum standards to safeguard the health, property, and welfare of the citizens of Colleyville by regulating and controlling the use, occupancy, maintenance, repair, design, construction and quality of materials for buildings and structures within the City; and

**WHEREAS,** the International Code Council *Electrical Code* is no longer published as a separate document, but the administrative provisions are included in Appendix K, the *2014 National Electrical Code* is being adopted as a part of this ordinance; and

**WHEREAS,** beginning in the spring of 2012, the North Central Texas Council of Governments (NCTCOG) Regional Codes Coordinating Committee (RCCC) and its four advisory boards conducted open review meetings over a one year period to review the 2012 editions of the International Codes and to develop regional amendments. Their review and recommendations were completed and endorsed by the NCTCOG Executive Board in March 2013. Now NCTCOG encourages jurisdictions in North Central Texas to adopt the

*2012 International Building Code* along with its respective regional amendments.

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

- Sec. 1. THAT the *International Building Code, 2012 Edition*, published by the International Code Council, including the standards referenced therein, including Appendix Chapters A, C, F, G, H, I, J and K are hereby adopted by reference as the Building Code and the Electric Code of the City of Colleyville regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings or structures, except one- and two-family dwellings and multiple single family dwellings (townhouses), in the City of Colleyville.
- Sec. 2. THAT the *2012 International Building Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments and the 2014 National Electric Code, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville, Texas may from time to time determine that additional local modifications to the Building Code are necessary and appropriate to meet the unique needs of the City of Colleyville, Texas. To effectuate these local modifications, the City Council shall enact individual ordinances amending this Ordinance, fully setting forth the change to be made in the Building or Electrical Code as adopted by reference through the adoption of the 2012 NCTCOG local amendments.
- Sec. 3. THAT the *International Residential Code for One- and Two-Family Dwellings, 2012 Edition*, published by the International Code Council, including the standards referenced therein, including Appendices A, B, C, E, G and H are hereby adopted by reference as the Residential Building Code of the City of Colleyville regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of

all one and two-family dwellings, multiple single-family dwellings (townhouses) and their accessory structures in the City of Colleyville.

- Sec. 4. THAT the *2012 International Residential Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville, Texas may from time to time determine that additional local modifications to the Building Code are necessary and appropriate to meet the unique needs of the City of Colleyville, Texas. To effectuate these local modifications, the City Council shall enact individual ordinances amending this Ordinance, fully setting forth the change to be made as adopted by reference through the adoption of the 2012 NCTCOG local amendments.
- Sec. 5. THAT the *International Energy Conservation Code, 2012 Edition*, published by the International Code Council, including the standards referenced therein, is hereby adopted by reference as the *Energy Conservation Code* of the City of Colleyville regulating the design of building envelopes for adequate thermal resistance and low air leakage; the design and selection of mechanical and electrical service; water-heating and illumination systems; and equipment in the City of Colleyville, except for facilities otherwise regulated under the *International Residential Code for One- and Two-Family Dwellings* as adopted.
- Sec. 6. THAT the *2012 International Energy Conservation Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville, Texas may from time to time determine that additional local modifications to the Energy Conservation Code are necessary and appropriate to meet the unique needs of the City of Colleyville, Texas. To effectuate these local modifications, the City Council shall enact individual ordinances amending this Ordinance, fully setting forth the change to be made as adopted by reference through the adoption of the 2012 NCTCOG local amendments.
- Sec. 7. THAT a copy of all codes and amendments adopted by this ordinance shall be kept on file with the City Secretary.

- Sec. 8. THAT this ordinance shall be cumulative of all provisions of ordinances of the City of Colleyville, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed. This ordinance is intended to replace Ordinance O-05-1509, as amended, the 2003 Edition of the *International Building Code*, *International Residential Code*, and the *International Energy Conservation Code*.
- Sec. 9. THAT 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 phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.
- Sec. 10. THAT 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 not more than Two Thousand Dollars (\$ 2,000.00) for any violation involving zoning, fire safety or public health and sanitation, including dumping or refuse, and shall be fined not more than five hundred dollars (\$500) for any other violation of this ordinance. Each day that a violation is permitted to exist shall constitute a separate offense.
- Sec. 11. THAT all rights and remedies of the City of Colleyville are expressly saved as to any and all violations of the provisions of any ordinances affecting the regulation and control of the use, occupancy, maintenance, repair, design, construction and quality of materials for buildings and structures within the City 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.

Sec. 12. THAT this ordinance shall take effect immediately from and after its passage.

**AND IT IS SO ORDERED.**

The first reading and public hearing being conducted on the 21<sup>st</sup> day of October 2014.

The second reading and public hearing being conducted on the 5<sup>th</sup> day of November 2014.

PASSED AND APPROVED by the City Council of the City of Colleyville, Texas, on this the 5<sup>th</sup> day of November 2014.

**ATTEST:**

**CITY OF COLLEYVILLE**

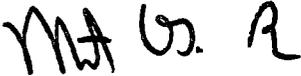


Amy Shelley, TRMC  
City Secretary



David Kelly  
Mayor

**APPROVED AS TO FORM AND LEGALITY:**



Matthew C. G. Boyle  
City Attorney