

**ORDINANCE O-14-1937**

**ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL PLUMBING CODE* BY REFERENCE; ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL FUEL GAS CODE* BY REFERENCE; AND ADOPTING THE 2012 EDITION OF THE *INTERNATIONAL MECHANICAL CODE* BY REFERENCE; AMENDING ALL CONFLICTING PORTIONS OF SECTION 18 OF THE COLLEYVILLE CODE OF ORDINANCES; REPEALING ORDINANCE O-05-1510 AND O-05-1512; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR THE ADOPTION OF LOCAL AMENDMENTS BY REFERENCE THERETO; 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 A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS,** the City of Colleyville, Texas 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 governing requirements for the installation and maintenance of plumbing systems including requirements for materials, in order to protect the health, safety and welfare of the citizens of the City of Colleyville; and

**WHEREAS,** beginning in the spring of 2012, 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 Plumbing 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 City of Colleyville hereby adopts the 2012 edition of the *International Plumbing Code*, published by the International Code Council, Inc., save and except such portions as are

deleted or amended by this ordinance, and the same are hereby adopted by reference and incorporated as fully as if set out at length herein.

- Sec. 2. THAT the *2012 International Plumbing Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville may from time to time determine that additional local modifications to the *2012 International Plumbing Code* are necessary and appropriate to meet the unique construction needs of the City of Colleyville. To effectuate these 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. 3. THAT the *International Fuel Gas Code*, 2012 edition, published by the International Code Council, Inc., is hereby adopted by reference as the Fuel Gas Code of the City of Colleyville, except for fuel gas systems otherwise regulated under the International Residential Code as adopted.
- Sec. 4. THAT the *2012 International Fuel Gas Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville may from time to time determine that additional local modifications to the *2012 International Fuel Gas Code* are necessary and appropriate to meet the unique construction needs of the City of Colleyville. To effectuate these 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 City of Colleyville hereby adopts the 2012 Edition of the *International Mechanical Code* by reference, published by the International Code Council, Inc., save and except such portions as are deleted or amended by this ordinance, and the same are hereby adopted and incorporated as fully as if set out at length herein.
- Sec. 6. THAT the *2012 International Mechanical Code*, as adopted herein, is hereby amended by reference through the adoption of the 2012 NCTCOG local amendments. The City of Colleyville

may from time to time determine that additional local modifications to the *2012 International Mechanical Code* are necessary and appropriate to meet the unique construction needs of the City of Colleyville. To effectuate these 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-05-1510 and Ordinance O-05-1512.
- 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. It is not the intention of this ordinance to conflict in any way with the Plumbing License Law of Texas.
- 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 all violations 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 all other violations 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 installation and maintenance of systems 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.

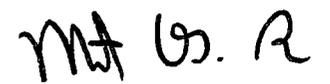
**ATTEST:**

  
Amy Shelley, TRMC  
City Secretary

**CITY OF COLLEYVILLE**

  
David Kelly  
Mayor

**APPROVED AS TO FORM AND LEGALITY:**

  
Matthew C. G. Boyle  
City Attorney