

ORDINANCE NO. 07-01

AN ORDINANCE AMENDING ALL PRIOR CODES AND ADOPTING THE INTERNATIONAL BUILDING CODE, INTERNATIONAL RESIDENTIAL CODE AND NATIONAL ELECTRICAL CODE, PERTAINING TO SUBDIVISION AND BUILDING STANDARDS, PROVIDING CHARGES FOR A BUILDING CONSTRUCTION PERMIT FOR COMMERCIAL CONSTRUCTION AND RESIDENTIAL CONSTRUCTION, AND SETTING COMMERCIAL CONTRACTORS TRADE PERMIT FEES AND RESIDENTIAL INSURANCE REQUIREMENTS AND MAKING THE VIOLATION OF THIS ORDINANCE, A MISDEMEANOR AND PRESCRIBING A PENALTY FOR THE VIOLATION THEREOF PROVIDING A SAVING CLAUSE AND PROVIDING FOR EFFECTIVE DATE.

BE IT ORDAINED on this, the 3rd. day of January, 2007 by the Board of Aldermen of the City of Penitas, Texas, as follows

1. The City of Penitas adopts the International Building Code, The International Residential Code and the National Electrical Code as the official codes of the City.

2. Fee for a Building Construction Permit: The non-refundable fee for Building Construction Permits in the City of Penitas shall be as follows:

COMMERCIAL CONSTRUCTION PERMIT:	\$500.00
NEW RESIDENTIAL CONSTRUCTION PERMIT:	\$300.00
RESIDENTIAL PERMIT-REMODEL/ADDITION	\$100.00

3. Fee for a Construction Permit for Commercial Trade Contractors:

Electric Contractor	\$ 75.00
General Contractor	\$200.00
Mechanical Contractor	\$ 75.00
Plumbing Contractor	\$ 75.00
Septic Tank Contractor	\$ 75.00
Sprinkler (building fire protection) Contractor	\$ 75.00

Or: Other Trade Contractors as shall be prescribed by the Board of Aldermen or its designee.

- (a) As part of the applicant's request for a building permit, the applicant shall provide an official survey on the commercial property and two story buildings prepared by a duly licensed surveyor.
- (b) All construction applications shall be presented to the Planning and Zoning Board prior to building permit being issued.

4. Fee for a Construction Permit for Residential Trade Contractors:

Electric Contractor	\$ 75.00
General Contractor	\$150.00
Mechanical Contractor	\$ 75.00
Plumbing Contractor	\$ 75.00
Septic Tank Contractor	\$ 75.00
Sprinkler (yard/landscape irrigation) Contractor	\$ 75.00
Swimming Pool Contractor	\$150.00

Or: Other Trade Contractors as shall be prescribed by the Board of Aldermen or its designee.

5. Trade Practicing: The City requires that all Contractors that do work in the City shall provide the City Secretary with a copy of their "DBA" or Articles of Incorporation, which shall be kept in the city secretary's office for a period of one year.
6. Limitations and Duration: The Doing Business As "DBA CERTIFICATE" will be good, annually, for one calendar year, which shall commence on January 01, and end on December 31. A record of the permits shall be kept by the City Secretary or other designee appointed by the Board of Aldermen.
7. Licenses: The City requires that all Trade Contractors be professionally licenses in their respective field. A current, up to date license is required. It shall be the responsibility of the Trade Contractor to provide proof of professional licensing. A copy of the current up-to-date license shall be required to be on file with the City Secretary before a construction/building permit will be issued.
8. Insurance: The City requires that all Trade Contractors that do work in the City shall be insured. Minimum General Liability Insurance requirements are as follows:

General Contractor	\$300,000 (US)
Plumbing Contractor	\$300,000 (US)
Electrical Contractor	\$100,000 (US)
Mechanical Contractor	\$100,000 (US)
Septic Tank Contractor	\$100,000 (US)
Sprinkler (yard/landscape irrigation)	\$100,000 (US)
Sprinkler (building fire protection)	\$300,000 (US)
Swimming Pool Contractor	\$100,000 (US)

9. Administration Process Fee: There shall be a Ten Cents (0.10 cents U.S.) per square foot of total (living, porch, patio, garage, guest house, swimming pool, bath house, game room, mechanical room, all) proposed residential construction on each lot. These fees shall go for the general operation of the City. There shall be a Fifteen Cents (0.15 cents U.S.) per square foot of total proposed commercial construction on each lot. These fees shall go for the general operation of the City.
10. Noncompliance Deemed Unlawful: It shall be unlawful for a contractor to commence any building construction without first obtaining a Building Construction Permit. It shall also be unlawful for such Trade Contractors to conduct their Trade without having first obtained a Construction Permit in their respective trade and paid such fee, and otherwise complied with the requirements of this ordinance.
11. Penalty: Anyone who violates the provisions of this article shall, upon conviction thereof, be fined an amount of not more than Two Hundred Dollars (\$200.00). Each day in violation shall be a separate rate offense.
12. Validity of Ordinance: If portions, paragraphs, subdivisions, clauses, phrases, or provisions of the Ordinance shall be adjudged invalid or held unconstitutional, the same shall not affect the validity of this Ordinance as a whole or any part or provisions thereof, other than the part so defined to be invalid or unconstitutional.

PASSED AND APPROVED at a duly posted and called Regular Meeting of the City of Penitas Board of Aldermen and effective, this the 3rd. of January, 2007



Servando Ramirez, Mayor

ATTEST:



Dina Garcia, City Secretary