

ORDINANCE NO. 2013-11

AN ORDINANCE OF THE CITY OF PENITAS, TEXAS ADOPTING THE INTERNATIONAL BUILDING CODE, 2012 EDITION WITH APPENDICES A –K; PROVIDING FOR PERMIT FEES; LANDSCAPING AND PARKING REQUIRED; REPEALING ORDINANCE IN CONFLICT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR A PENALTY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PENITAS, TEXAS, THAT:

Section 1: Building Code Adopted

The International Building Code, 2012 Edition with appendices A – K, promulgated by the International Code Council, Inc. shall be known as the City of Penitas Building Code.

Section 2: Permit Fees

Construction Valuation:

\$1,000 or less	\$15.00
\$1,000 - \$50,000	\$15.00, plus \$5.00 per thousand thereafter
\$50,000 - \$100,000	\$260.00 plus \$4.00 per thousand thereafter
\$100,000 - \$500,000	\$460.00 plus \$3.00 per thousand thereafter
\$500,000 – plus	\$1,660.00 plus \$2.00 per thousand thereafter

Plan review fee: \$100.00, plus .03 cents per square foot

Certificate of Occupancy for existing buildings: \$50.00

Demolition fee: \$100.00

Demolition permits for unsafe structures are exempt

Moving fee: \$100.00

Inspection fee: \$50.00

Re-inspection fee: \$30.00

City building contractor's registration: \$100.00 with proof of general liability insurance or bond.

Curb cut fee: \$50.00

Note: The City Inspector shall determine the construction cost based on current construction prices.

Section 3: Landscaping and parking requirements

Landscape is required on a property fronting a public street or highway. The landscape shall be ten (10) percent of the required building's front setback property area.

All-weather surface, off-street parking is required for commercial land uses:

1. Apartments – 1 parking space for an efficiency unit, 1.5 parking space for one bedroom unit, 1.75 parking space for a two bedroom unit, 2.0 parking spaces for a three or more bedroom unit.
2. Office and professional building – 1 parking space for each 300 square of floor area.

3. Restaurants and nightclubs – 1 parking space for each 100 square feet of floor area or 1 parking space per table, whichever is greater.
4. Theaters, auditoriums, churches – 1 parking space for every three seats.
5. Assembly and dance halls -1 parking space for each 100 square feet of floor area.
6. Hotel or motel – 1 parking space for each sleeping room, plus one space for each 200 square feet of commercial area.
7. Manufacturing plant – 1 parking space per 1.5 employees in a maximum work shift.

Section 4: Conflicting Ordinances Repealed

All ordinances, orders or resolutions or parts thereof, heretofore passed and adopted by the City of Penitas in conflict herewith shall be, and the same are, hereby repealed.

Section 5: Severability Clause

If any portion of the ordinance shall be invalid or inoperative, the remaining portions hereof shall not be affected but remain in full force and effect.

Section 6: Penalty Clause

Anyone who violates this article shall upon conviction thereof be fined in any amount not less than \$50.00 or more than \$200.00. Each day that the violation continues to exist is a separate offense.

Section 7: An Effective Date

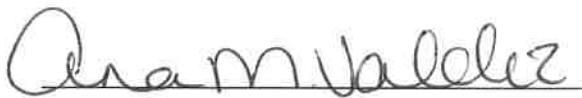
This ordinance will become effective after approval by the City of Penitas Board of Aldermen.

READ, and CONSIDERED on First Reading this the 6th day of November, 2013 at a REGULAR CALLED MEETING OF THE CITY COMMISSION OF THE CITY OF PENITAS, TEXAS, at which a quorum was present and which was held in accordance with Chapter 551, of the Texas Government Code.

CITY OF PENITAS, TEXAS


MAYOR MARCOS OCHOA

ATTESTED BY:

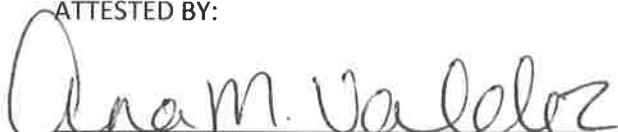

CITY SECRETARY ANA VALDEZ

READ, and CONSIDERED on Second Reading this the 4th day of December, 2013 at a Regular CALLED MEETING OF THE CITY COMMISSION OF THE CITY OF PENITAS, TEXAS, at which a quorum was present and which was held in accordance with Chapter 551, of the Texas Government Code.

CITY OF PENITAS, TEXAS


MAYOR MARCOS OCHOA

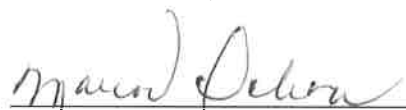
ATTESTED BY:


CITY SECRETARY ANA VALDEZ

READ, CONSIDERED, and APPROVED on Third Reading this the 8th day of January, 2014 at a Regular CALLED MEETING OF THE CITY COMMISSION OF THE CITY OF PENITAS, TEXAS, at which a quorum was present and which was held in accordance with Chapter 551, of the Texas Government Code.

EXECUTED THIS 8th DAY OF January 2014.

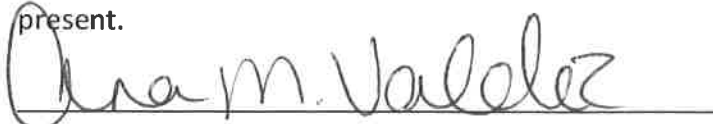
CITY OF PENITAS, TEXAS


MAYOR MARCOS OCHOA

ATTESTED BY:


CITY SECRETARY ANA VALDEZ

I, Ana Valdez, City Secretary for the City of Peñitas, do hereby certify that this is a true and correct copy of Ordinance No. 2013-11 which was read, considered, and approved at the Regular Called Meeting of the City Council held on January 8, 2014 at which a quorum was present.

A handwritten signature in cursive script that reads "Ana M. Valdez". The signature is written in black ink and is positioned above a horizontal line.

Ana Valdez
City Secretary
City of Penitas