



ADOPTION OF THE INTERNATIONAL BUILDING CODE ORDINANCE 2012-04

An ordinance of the City of Tom Bean adopting the 2009 edition of the *International Building Code*, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures in the City of Tom Bean; providing for the issuance of permits and collection of fees therefor; repealing Ordinance No. 2004-02 of the City of Tom Bean and all other ordinances and parts of the ordinances in conflict therewith.

The City Council of the City of Tom Bean does ordain as follows:

Section 1. That an individual document of which are on file in the office of the City Secretary's Office of the City of Tom Bean, being marked and designated as the *International Building Code*, 2009 edition as published by the International Code Council, be and is hereby adopted as the Building Code of the City of Tom Bean, in the State of Texas for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the City of Tom Bean are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance.

Section 2. That Ordinance No. 2004-02 of the City of Tom Bean entitled International Building Code and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 3. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. That nothing in this ordinance or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. That the City Secretary's Office is hereby ordered and directed to cause this ordinance to be published.

Section 6. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect February 13, 2012 from and after the date of its final passage and adoption.

Duly passed and approved by the City Council of Tom Bean, Texas this 13th day of FEBRUARY - 2012 A.D.

Sherry Howard, Mayor

Attest:

Cathy Pugh, City Secretary