

TOWN OF ANGUS, TEXAS

ORDINANCE NO. 18

AN ORDINANCE PROVIDING FOR ADOPTION OF THE STANDARD BUILDING CODE, AND PROVIDING FOR A PENALTY OF NOT TO EXCEED ONE HUNDRED DOLLARS (\$100.00) FOR VIOLATION.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ANGUS, TEXAS:

SECTION 1: STANDARD BUILDING CODE ADOPTED

There is hereby adopted by the Town of Angus, Texas, for the purpose of establishing rules and regulations for the erection, construction, enlargement, alteration, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area, and maintenance of buildings or structures, that certain building code recommended by the Southern Building Code Congress, known as the Standard Building Code, being particularly the 1979 Edition thereof, and the whole thereof, except as herein-after amended, including all appendixes thereto. One (1) copy of said code is on file in the office of the town secretary, and the same is hereby adopted and incorporated as fully as if set out at length herein, and the same shall be controlling in the construction of all buildings and other structures within the city limits of the Town of Angus, Texas.

SECTION 2: CONFLICTING PROVISIONS

In the event of a conflict between the provisions of the Standard Building Code adopted by reference in Section 1 above, and any provision of this Ordinance, or any other City Ordinance, the provisions of the Ordinances shall prevail. In the event of conflict between Ordinances, the more stringent provision shall prevail.

SECTION 3: ENFORCEMENT

Until the Town of Angus shall appoint a building official or inspector, building regulations shall be enforced by a properly qualified person, as determined by the Angus Town Council, who shall inspect and approve work, on an as-needed basis, under whatever arrangement the town council deems to be in the best interests of the Town of Angus.

SECTION 4: APPEALS

Any person aggrieved by any interpretation of the building regulations, or by any decision or ruling by the City's designated inspector, shall have the right to make an appeal to the town council. Such appeal shall be perfected by written notice submitted to the town secretary and addressed to the mayor and town council asking for a hearing by the council, and the action of the town council thereon shall be final. Prior to rendering a decision on any appeal, the town council shall seek expert advice and counsel.

SECTION 5: SPECIFIC AMENDMENTS TO STANDARD BUILDING CODE

The Standard Building Code adopted in Section 1 is hereby amended as follows:

- (1) Section 107 concerning fees is hereby deleted.
- (2) Sections 111, 112, and 113 concerning the board of adjustments and appeals are hereby deleted.
- (3) Chapter III concerning fire district restrictions is hereby deleted.

SECTION 6: LIABILITY OF TOWN UNDER ORDINANCE

Neither the Town nor any authorized agent acting under the terms of this Ordinance shall be liable or have any liability by reason of orders issued or work done in compliance with the terms of this Ordinance.

SECTION 7: EXISTING ORDINANCES RETAINED

The provisions of this Ordinance shall be supplemental to the existing building regulations of the City and shall in no manner be considered as repealing any previously adopted Ordinance of the City.

SECTION 8: PENALTY

Any person violating any of the provisions of this Ordinance shall be deemed guilty of a misdemeanor, and, upon conviction, shall be subject to a fine of not more than One Hundred Dollars (\$100.00). Provided, however, that no penalty shall be greater or less than the penalty provided for the same or similar offense under the laws of the state. Each transaction in violation of any of the provisions hereof shall be deemed a separate offense.

SECTION 9: SEVERABILITY

It is hereby declared to be the intention of the town council that the sections, paragraphs, sentences, clauses, and phrases are separable, and, if any phrase, clause, sentence, paragraph, or section of this Ordinance, or the Building Code adopted by reference herein, shall be

declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Ordinance, since the same would have been enacted by the town council without the incorporation in this Ordinance of unconstitutional or invalid phrases, clauses, sentences, paragraphs, or sections.

SECTION 10: EFFECTIVE DATE

This Ordinance shall take effect immediately from and after its passage and publication as the law in such cases provides.

PASSED AND APPROVED this 5 day of April, 1982.

Tom Keating
Mayor

ATTEST:

Betty McCain
Town Secretary

APPROVED AS TO FORM:

Jimmy Morris
Town Attorney

Notical Publication
attached to ordinance
No. 16

STATE OF TEXAS
COUNTY OF NAVARRO
TOWN OF ANGUS

I, Betty Mc.Cain, Secretary of the Town Of Angus, Navarro County, Texas, hereby certify that the above and foregoing is a true and correct copy of Ordinance No. 18 passed and approved on the 5 day of April, 1982, at a Angus City Commission Meeting Held on the 5 day of April, 1982.

WITNESS MY HAND AND SEAL OF SAID TOWN, this the 5 day of April, 1982.

Betty Mc Cain
Betty Mc. Cain, Town Secretary
Town Of Angus