

**AN ORDINANCE OF THE CITY OF LEON VALLEY, TEXAS, CITY COUNCIL, REPEALING AND REPLACING THE CITY OF LEON VALLEY'S CODE OF ORDINANCES, CHAPTER 3 BUILDING REGULATIONS, ARTICLE 3.02 TECHNICAL AND CONSTRUCTION CODES AND STANDARDS, DIVISIONS 2., 3., 4., 5., 6., WITH A NEW DIVISION 2, AMENDING ARTICLE 3.06 SWIMMING POOLS, AND AMENDING APPENDIX A, SECTION A8001 CONTRACTOR REGISTRATION FEE, TO ADOPT THE 2021 EDITIONS OF THE INTERNATIONAL BUILDING, RESIDENTIAL, MECHANICAL, PLUMBING, FUEL GAS, AND ENERGY CONSERVATION CODES, THE 2020 EDITION OF THE NATIONAL ELECTRIC CODE, AND THE 2021 EDITION OF THE SWIMMING POOL AND SPA CODE, ALL WITH AMENDMENTS, AND REVISING APPENDIX A SCHEDULE OF FEES, ARTICLE A8.0001 CONTRACTOR REGISTRATION FEES; PROVIDING FOR REPEAL; SEVERABILITY; SAVINGS; AN OPEN MEETING; AND PENALTY CLAUSE; AND PROVIDING AN EFFECTIVE DATE OF THE REVISION WITH PUBLICATION, AS REQUIRED BY LAW**

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**WHEREAS**, in December of 2014, the City of Leon Valley adopted the International Code Council's 2015 Building Codes, with amendments; and

**WHEREAS**, the newest model code series, the 2020 and 2021 editions, were recently published by the International Code Council and are updates to the existing codes; and

**WHEREAS**, an update to the codes is necessary to ensure the most current construction and hazardous operations safety standards are maintained in the City of Leon Valley;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEON VALLEY, TEXAS, THAT:**

**Section 1.** Chapter 3 Building Regulations, Divisions 2, 3., 4., 5., 6., are hereby repealed and replaced with a new Division 2 as shown in Exhibit A attached hereto.

**Section 2.** Chapter 3, Article 3.06 Swimming Pools is also revised as shown in Exhibit A attached hereto.

**Section 3.** Amending Appendix A Schedule of Fees, Article A8.0001 Contractor Registration Fees as shown in Exhibit A.

**Section 4.** This ordinance shall become effective on and after its passage, approval and the meeting of all publication requirements as provided by law.

**Section 5. REPEALER CLAUSE.** The provisions of the Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein, provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this ordinance are

hereby expressly repealed to the extent that such inconsistency is apparent by any other ordinance.

**Section 6. SEVERABILITY CLAUSE.** If any provision, section, sentence, clause, or phrase of this ordinance or application of the same to any person or set of circumstances is for any reason held to be unconstitutional, void, invalid, or unenforceable, the validity of the remaining portions of this ordinance or its application to other persons or sets of circumstances shall not be affected thereby, it being the intent of the City Council in adopting, and the Mayor in approving this Ordinance, that no portion thereof or provisions or regulation contained herein shall become inoperative or fall by reason of any unconstitutionally or invalidity of any portion, provision, or regulation.

**SECTION 7. SAVINGS CLAUSE.** The repeal of any ordinance or part of ordinances effectuated by the enactment of this ordinance shall not be construed as abandoning any action now pending under or by virtue of such ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the City under any section or provisions of any ordinances at the time of passage of this ordinance. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed to the extent of the conflict. All provisions, sections and sub-sections set forth in Chapter 3 Building Regulations and Appendix A, Article A8.000 Building and Construction Related Fees not revised or amended herein shall remain in effect.

**SECTION 8. NOTICE OF MEETING CLAUSE.** It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

**SECTION 9. PENALTY.** Any person who violates any provision of this ordinance shall be guilty of a misdemeanor, and upon conviction shall be fined as provided in Chapter 1. General Provisions, Article 1.01 Code of Ordinances, Section 101.009 General penalty for violations of code: continuing violations of the City of Leon Valley Code, and/or applicable state law.

**SECTION 10. EFFECTIVE DATE.** That this Ordinance shall take effect upon passage and upon publication as required by law.

**PASSED, ADOPTED AND APPROVED** by the City Council of the City of Leon Valley this the \_\_\_\_\_ day of October 2022.

**APPROVED**

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**CHRIS RILEY**  
MAYOR

Attest :

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**SAUNDRA PASSAILAIGUE, TRMC**  
City Secretary

Approved as to Form:

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**NICOLE WARREN**  
City Attorney