

ORDINANCE NO. 684

AN ORDINANCE OF THE CITY OF MANOR, TEXAS, AMENDING CHAPTER 5, FIRE PREVENTION AND PROTECTION OF THE CODE OF ORDINANCES OF THE CITY OF MANOR, TEXAS PROVIDING FOR THE AMENDMENT OF THE COUNTY FIRE CODE ADOPTED, AND DEFINITIONS; PROVIDING SEVERABILITY, SAVINGS CLAUSE, OPEN MEETINGS AND EFFECTIVE DATE CLAUSES; AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the City of Manor City Council (the “City Council”) passed and approved Ordinance Nos. 135-A and 417, as codified in Chapter 5, Fire Prevention and Protection of the City of Manor (“City”) Code of Ordinances regarding fire prevention and protection and the enforcement of the City’s Fire Code; and

WHEREAS, the City Council entered into that certain Interlocal Agreement for Fire Code Enforcement Services with Travis County Emergency Service District No. 12 (“ESD 12”) on October 19, 2022; and

WHEREAS, the City Council finds it necessary to amend Chapter 5 of the City’s Code of Ordinances and adopt the amendments set forth in this ordinance.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANOR, TEXAS, THAT:

SECTION 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

SECTION 2. Amendment of the Code of Ordinances. The City Council hereby amends Chapter 5, Fire Prevention and Protection, of the Manor Code of Ordinances (the “Fire Prevention and Protection Ordinance”) to amend the County Fire Code adopted and definitions, as provided for in Sections 3 through 4 of this Ordinance.

SECTION 3. Amendment of Section 5.03.001 – County Fire Code adopted. Section 5.03.001 of the Fire Prevention Ordinance is hereby deleted in its entirety and reserved for future use.

SECTION 4. Amendment of Section 5.03.004 - Definitions. Section 5.03.004 of the Fire Prevention Ordinance is hereby amended as follows:

The definition for “Fire Code, International Fire Code or Fire Prevention Code” is hereby amended in its entirety to read as follows:

“Fire Code, International Fire Code or Fire Prevention Code means the International Fire Code, 2015 Edition published by the International Code Council, with changes as described in this article, and as amended from time to time or as may be replaced by newly published editions by the International Code Council.”

SECTION 5. Repealing all Conflicting Ordinances. All ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance as adopted herein are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this ordinance and any other code or ordinance of the City of Manor, the terms and provisions of this ordinance shall control.

SECTION 6. Savings Clause. This City Council of the City of Manor, Texas hereby declares that if any section, subsection, paragraph, sentence, clause, phrase, work or portion of this ordinance is declared invalid, or unconstitutional, by a court of competent jurisdiction, that, in such event that it would have passed and ordained any and all remaining portions of this ordinance without the inclusion of that portion or portions which may be so found to be unconstitutional or invalid, and declares that its intent is to make no portion of this Ordinance dependent upon the validity of any portion thereof, and that all said remaining portions shall continue in full force and effect.

SECTION 7. Severability. If any provision of this ordinance or the application of any provision to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

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

SECTION 9. Effective Date. This Ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the Texas Local Government Code.

PASSED AND APPROVED THIS the 7th day of December 2022.

THE CITY OF MANOR, TEXAS:

Dr. Christopher Harvey,
Mayor

ATTEST:

Lluvia T. Almaraz, TRMC
City Secretary