

**RESOLUTION NO. 2023-02**

**A RESOLUTION OF THE CITY COUNCIL OF MORGAN'S POINT RESORT, BELL COUNTY, TEXAS, TO ADOPT THE 2021 EDITION OF THE INTERNATIONAL FIRE CODE (IFC).**

**WHEREAS**, the City Council of the City of Morgan's Point Resort desires to safeguard the health, safety and general welfare of the City and its citizens; and

**WHEREAS**, The City of Morgan's Point Resort, Texas ("City"), is a Type A general law city operating pursuant to the laws of The State of Texas, by and through its duly elected council members;

**WHEREAS**, The City is authorized and empowered to adopt and enforce ordinances, not inconsistent with state law, that are necessary to protect the welfare and safety of its inhabitants (TEXAS LOCAL GOVERNMENT CODE § 51.012);

**WHEREAS**, the City Council has determined that adopting a fire code constructed of nationally-accepted and uniform standards is one means of ensuring community health, safety and general welfare; and

**WHEREAS**, the City Council recognizes that

*"The purpose of the IFC is to establish the minimum requirements consistent with nationally recognized good practice for providing a reasonable level of life safety and property protection from hazards of fire, explosion or dangerous conditions in new and existing buildings, structure and premises, and to provide a reasonable level of safety to Firefighters and emergency responders during emergency operations;"* and

**WHEREAS**, The Morgan's Point Resort Fire Department exists to enhance community safety, quality of life and spirit by reducing the impact of hazards and emergency incidents on the people, environment and economy, and

**WHEREAS**, the fire department requires a contemporary adopted and enforceable fire code to fulfill its obligation to protect lives and conserve property, and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MORGAN'S POINT RESORT, BELL COUNTY, TEXAS, THAT:**

**Section 1.** That the matter and facts recited in the preamble hereof are found and determined to be true and correct.

**Section 2.** The City adopts the 2021 International Fire Code as part of the Code of Ordinances of the City. Any provisions in the City Code of Ordinances which conflict with the 2021 International Fire Code are repealed.

**Section 3.** In the event that one or more of the provisions contained in this Resolution shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability of this Resolution shall be construed as if such invalid, illegal or unenforceable provision has never been contained herein, but shall not affect the remaining provisions of this Resolution, which shall remain in full force and effect.

**Section 4.** This resolution was approved by the City Council at a regularly scheduled meeting duly posted in accordance with the Texas Open Meeting Act and at which a quorum was present and voting.

Section 5. This Resolution shall be and become effective immediately upon its adoption.

**PASSED AND APPROVED** this 10<sup>th</sup> day of January, 2023, by \_\_\_\_(ayes) to \_\_\_\_(nays) with no abstentions by a vote of the City Council of the City of Morgan's Point Resort, Texas.

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/s/ Dennis Green, Mayor

Attest:

APPROVED AS TO FORM:

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/s/ Ophelia Rodriguez, City Secretary

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/s/ Neale Potts, City Attorney