

## ORDINANCE NO. 2023-22

### AN ORDINANCE OF THE CITY OF MOUNT VERNON ADOPTING THE INTERNATIONAL CODE COUNCIL PERFORMANCE CODE, 2018.

An ordinance of the City of Mount Vernon adopting the 2018 edition of the International Code Council Performance Code in conjunction with the International Property Maintenance Code, regulating, governing, managing, and administering approvals of performance-based designs, 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 existing structures in the City of Mount Vernon; providing for the issuance of permits and collection of fees.

The Council of the City of Mount Vernon does ordain as follows:

**Section 1.** That a certain document, a copy of which is on file in the office of the City Secretary of the city of Mount Vernon, being marked and designated as the International Code Council Performance Code, 2018 in conjunction with International Property Maintenance Code, 2018 edition, including all Appendix Chapters, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Mount Vernon, in the State of Texas for regulating, governing, managing, and administering approvals of performance-based designs, 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 existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City of Mount Vernon are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in this ordinance.

**Section 2.** 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 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 3.** That nothing in this ordinance or in the Code Council Performance 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 this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

**Section 4.** 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 May 8, 2023 from and after the date of its final passage and adoption.

PASSED, APPROVED AND ADOPTED this the 8<sup>th</sup> day of May, 2023.

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Brad Hyman — Mayor

ATTEST:

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Kathy Lovier—City Secretary