

# AGENDA ITEM SUMMARY SHEET

## City of Rollingwood

Meeting Date: April 19, 2023

**Submitted By:**

Staff

**Agenda Item:**

Discussion and possible action on an ordinance amending the City's Code of Ordinances Section 101-2 Adoption of codes, amending the building code local amendments related to wood shingles and the definition of building height

**Description:**

This ordinance proposes to repeal the City's local amendments to the adopted ICC building codes related to the definitions of building height and the prohibition of wood shingles.

The repealing of the local amendments to the ICC building codes related to the definitions of building heights is proposed for consistency in how the term is used in building code. The repealing of the prohibition of wood shingles is proposed to bring the City into compliance with Texas Local Government Code (LGC) Sec. 3000.002. Texas LGC Sec.3000.002(a) states:

Sec. 3000.002. CERTAIN REGULATIONS REGARDING BUILDING PRODUCTS, MATERIALS, OR METHODS PROHIBITED. (a) Notwithstanding any other law and except as provided by Subsection (d), a governmental entity may not adopt or enforce a rule, charter provision, ordinance, order, building code, or other regulation that:

*(1) prohibits or limits, directly or indirectly, the use or installation of a building product or material in the construction, renovation, maintenance, or other alteration of a residential or commercial building if the building product or material is approved for use by a national model code published within the last three code cycles that applies to the construction, renovation, maintenance, or other alteration of the building; or*

*(2) establishes a standard for a building product, material, or aesthetic method in construction, renovation, maintenance, or other alteration of a residential or commercial building if the standard is more stringent than a standard for the product, material, or aesthetic method under a national model code published within the last three code cycles that applies to the construction, renovation, maintenance, or other alteration of the building.*

City Staff has consulted with the City's building permit and inspections contractor, ATS Engineers, Inspectors and Surveyors, who recommends that the building height definitions remain as originally stated in the International Building Code (IBC) and International Residential

Code (IRC), and that the prohibition of wood shingles be removed to be consistent with Texas LGC Ch. 3000.

The proposed amendments, if passed, will still require all structures to meet the City's zoning regulations for maximum height, including how height is measured per the zoning definitions in Sec.107-3 of the City's Code of Ordinances.

**Action Requested:**

To consider Ordinance 2023-04-19-13 amending the City's Code of Ordinances Section 101-2 Adoption of codes, amending the building code local amendments related to wood shingles and the definition of building height

**Fiscal Impacts:**

No fiscal impacts anticipated at this time.

**Attachments:**

- Draft Ordinance 2023-04-19-12