



40 (c) The International Building Code adopted herein is amended as follows:

41 (1) By adding a new section, Section 110.3.8.1, which follows  
42 immediately after section 110.3.8, to read as follows:

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44 Section 110.3.8.1 Pre-development survey and building height  
45 verification.

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47 Prior to the issuance of any permit for site development associated  
48 with site disturbance and grading or new residential construction,  
49 addition or demolition which the Building Official determines may  
50 affect the original native ground surface of a property, a survey of the  
51 original native ground surface of the site must be prepared and  
52 submitted by the applicant. The survey shall meet the requirements  
53 provided by the Building Official and must be verified and approved  
54 by the city or its representative.

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56 In addition to the survey of the original native ground surface prior to  
57 any site development, any residential structure that is proposed to  
58 have a height within five feet of the maximum height allowed in the  
59 respective zoning district must have a height and elevation  
60 verification performed by the city or its representative prior to passing  
61 the framing inspection, showing the original native ground surface  
62 and proposed building height.

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64 (2) By amending Section 111.1 Use and occupancy to read as follows:

65  
66 Section 111.1 Use and occupancy.

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68 A building or structure shall not be used or occupied, and a change in  
69 the existing use or occupancy classification of a building or structure  
70 or portion thereof shall not be made, and a change in owner, tenant,  
71 or business name shall not be made, until the building official has  
72 issued a certificate of occupancy therefor as provided herein.  
73 Issuance of a certificate of occupancy shall not be construed as an  
74 approval of a violation of the provisions of this code or of other  
75 ordinances of the jurisdiction.

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78 **SECTION 3.** All provisions of the ordinances of the City of Rollingwood in conflict with  
79 the provisions of this ordinance are hereby repealed to the extent of such conflict, and all other

80 provisions of the ordinances of the City of Rollingwood not in conflict with the provisions of this  
81 ordinance shall remain in full force and effect.

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83 **SECTION 4.** Should any sentence, paragraph, subdivision, clause, phrase or section of  
84 this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not  
85 affect the validity of this ordinance as a whole, or any part or provision thereof other than the part  
86 so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of  
87 Ordinances as a whole.

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89 **SECTION 5.** This ordinance shall take effect immediately from and after its passage and  
90 the publication of the caption, as the law and charter in such cases provide.

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95 **APPROVED, PASSED AND ADOPTED** by the City Council of the City of Rollingwood, Texas,  
96 on the \_\_\_\_ day of \_\_\_\_\_ 2024.

97  
98 APPROVED:

99  
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101 \_\_\_\_\_  
102 Gavin Massingill, Mayor

103  
104 ATTEST:

105  
106  
107 \_\_\_\_\_  
108 Desiree Adair, City Secretary