

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2020-02

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF DRIPPING SPRINGS, TEXAS AMENDING ARTICLE 24.02 TECHNICAL CONSTRUCTION CODES AND STANDARDS AS ATTACHED IN EXHIBIT A; AND PROVIDING FOR FINDINGS OF FACT, ADOPTION AND AMENDMENTS, A REPEALER, SEVERABILITY, AND ENFORCEMENT; ESTABLISHING AN EFFECTIVE DATE; AND PROPER NOTICE AND MEETING.

WHEREAS, the City Council of the City of Dripping Springs (“City Council”) seeks to promote reasonable, sound, and efficient land use and construction within the City of Dripping Springs (“City”); and

WHEREAS, the Dripping Springs City Council, as a duly-elected legislative body, finds that it is facing significant historic and contemporary land use challenges that existing regulations were not designed to address; and

WHEREAS, Texas Local Government Code Section 51.001 provides the City general authority to adopt an Ordinance or police regulations that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, pursuant to Texas Local Government Code Chapters 214 and 216, to protect the public health, safety, and welfare, the International Residential Code of One- and Two-Family Dwellings of 2018; International Building Code of 2018; International Existing Building Code; National Electric Code of 2018; International Building Code of 2018; International Mechanical Code of 2018; and 2018 International Energy Conservation Code is adopted as the municipal commercial building codes in this state; and

WHEREAS, the City Council has determined that the adoption of the updated International Building Code standards, with codified local amendments, is necessary to facilitate proper inspection activities by the City relating to building standards within the corporate city limits of the City of Dripping Springs, Texas, in the extraterritorial jurisdiction of Dripping Springs, and for commercial buildings served by City utilities, relating to public safety, health, and general welfare; and

WHEREAS, the City Council seeks to apply up-to-date regulatory systems to projects to the extent reasonably possible and within the confines of the law; and

WHEREAS, the City Council finds that it is in the best interest of the City and its residents to adopt the Dripping Springs Technical Criteria.

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

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as if expressly set forth herein.

2. ADOPTION AND AMENDMENTS

The City Council hereby amends Article 24.02 as attached in Exhibit A.

3. REPEALER

In the case of any conflict between other provisions of this Ordinance and any existing Ordinance of the City, the provisions of this Ordinance will control.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. CODIFICATION

The City Secretary is hereby directed to record the attached rules, regulations, and policies in the City's Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

6. EFFECTIVE DATE

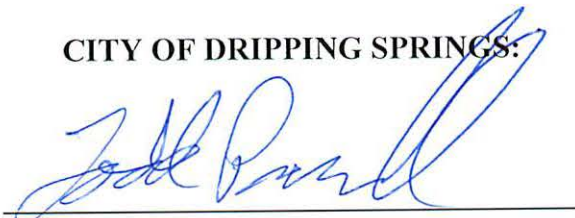
This Ordinance shall be effective on January 1, 2020 or upon publication as required by law, whichever date comes first.

7. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551. Notice was also provided as required by Chapter 52 of the Texas Local Government Code.

PASSED & APPROVED this, the 14th of January 2020, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:



Todd Purcell, Mayor

ATTEST:



Andrea Cunningham, City Secretary



ARTICLE 24.02 TECHNICAL AND CONSTRUCTION CODES AND STANDARDS

Division 4. Electrical Code*

24.02.188 Local Amendments

Local amendments to the 2017 "National Electrical Code," shall include:

230.70(A)(1) Readily accessible location. The service disconnecting means shall be installed at a readily accessible location outside of the building or structure.

~~Exception: Commercial Buildings and Structures. When the customer is the only customer served by the utility transformer, the service disconnecting means shall be located on the first floor of the building or structure nearest the point of entrance of the service conductors. The disconnecting means shall be accessible from an exterior entrance and may not exceed 25 feet inside the building or structure.~~

Secs. 24.02.189–24.02.240

Reserved