

ORDINANCE NO. 071904

AN ORDINANCE OF THE CITY OF NIEDERWALD, TEXAS ADOPTING THE 2000 INTERNATIONAL BUILDING CODE; REPEALING CONFLICTING ORDINANCES, PROVIDING FOR SEVERABILITY; PROVIDING FOR NOTICE OF THIS ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Niederwald continues in its effort to establish a building code; and

WHEREAS, The City Council of the City of Niederwald seeks to adopt the 2000 International Building Code.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NIEDERWALD, TEXAS:

SECTION 1. The recitals contained in the preamble of this ordinance are determined to be true and correct and are hereby adopted as a part of this ordinance.

SECTION 2. Adoption of 2000 International Building Code. The City Council hereby adopts the 2000 International Building Code and incorporates it herein by reference as if copied verbatim as the building code for the City. The 2000 International Building Code shall apply to all construction, alteration, removal, demolition, remodeling, enlargement, equipment, use and occupancy, location, and maintenance of buildings and structures, including permits and penalties, and repair of non-residential structures in the City.

SECTION 3. Violations. A violation of this ordinance is a misdemeanor and shall be punishable by a fine not to exceed five hundred dollars (\$500). Each day such violation continues shall constitute a separate and distinct offense,

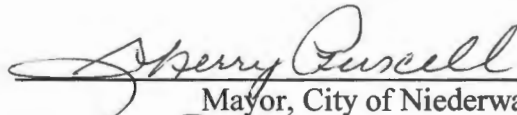
SECTION 4. Severability. It is hereby declared that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentences, paragraph, or section of this Ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION 5. All ordinances and parts thereof in conflict herewith are hereby expressly repealed insofar as the conflict herewith.

SECTION 6. Publication. The City Council hereby directs the City Secretary to publish the caption of this ordinance once in a newspaper published in the City or post the caption of this ordinance in three public places in the City.

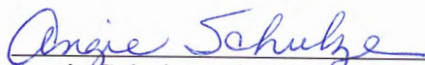
SECTION 7. Effective Date. This ordinance shall take effect immediately from and after its adoption and it is accordingly so ordained.

Signed this 19th day of July, 2004.



Mayor, City of Niederwald
Pro-Tem

ATTEST:



Angie Schulze, City Secretary





STATE OF TEXAS}

COUNTY OF HAYS}

I hereby certify, in the performance of the functions of my office, that the attached instrument is a full, true, and correct copy of Ordinance No. 071904 as the same appears of record in my office and that said document is an official record from the public office of the City Secretary of the City of Niederwald, Hays County, Texas, and is kept in said office.

I further certify that I am the City Secretary of the City of Niederwald, Texas, that I have legal custody of said record, and that I am a lawful possessor and keeper and have legal custody of the records in said office.

In witness whereof I have hereunto set my hand and affixed the official seal of said office this 21st day of July, 2004.

Angie Schulze
Angie Schulze, City Secretary
City of Niederwald

