

CITY OF GUNTER, TEXAS  
ORDINANCE NO. 2020-02-20-03

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNTER, TEXAS, , AMENDING CHAPTER 3, "BUILDING REGULATIONS", BY AMENDING SECTION 3.03.001(a), ADOPTING THE 2015 INTERNATIONAL BODY OF CODES AND THE APPENDICES OF THESE CODES AS THE BUILDING CODES OF THE CITY, ADOPTING THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS RECOMMENDED AMENDMENTS TO THE INTERNATIONAL BUILDING CODES; PROVIDING FOR SAVINGS, REPEALING AND SEVERABILITY CLAUSES; PROVIDING FOR A PENALTY FOR VIOLATION; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, the City of Gunter, Texas ("City") has authority to adopt regulations relating to building and residential construction within the City under the Texas Local Government Code, Section 214.211 and other applicable law, and;

WHEREAS, the City Council has after careful consideration has concluded that updating the building codes of the City is in the best interest of the citizens of the City; and

WHEREAS, the City Council has determined that there is a need to maintain and improve the quality of building construction within the City of Gunter.

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

**Section 1. Amendment of Code of Ordinances, Chapter 3 "Building Regulations" to amend Section 3.03.001(a) adopting the 2015 Edition of the International Body of Building Codes and the Appendices to these Codes, With Amendments.** The Code of Ordinances, Chapter 3 "Building Regulations" to amend Section 3.03.001(a) (with additions to text being underlined and deletions being struck though), as follows:

Sec. 3.03.001 International body of codes adopted

- (a) Adoption. The ~~2009~~ 2015 International body of codes, including Appendices to these codes, is adopted as the building codes of the city.

**Section 2. Penalty.** Any person, firm, corporation or business entity violating this ordinance, or as amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined a sum not exceeding two thousand dollars (\$2,000.00). Each continuing day's violation under this ordinance shall constitute a separate offense. The penal provisions imposed under this ordinance shall not preclude the city from filing suit to enjoin the violation. The city retains all legal rights and remedies available to it pursuant to local, state and federal law.

**Section 3. Savings/Repealing.** All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict; but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of said ordinances shall remain in full force and effect.

**Section 4. Severability.** Should any section, subsection, sentence, clause, phrase of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this ordinance shall remain in full force and effect. The City of Gunter hereby declares that it would have passed this ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

**Section 5. Effective date.** This ordinance shall take effect immediately upon and after its passage and publication as provided by law.

**Section 6. Open Meetings.** It is hereby found and determined that the meeting at which this Ordinance was passed was open to the public as required by law, and that public notice of the time, place and purpose of said meeting was given, all as required by Article 551.041, Texas Government Code.

**PASSED AND ADOPTED** by the City Council of the City of Gunter, Grayson County, Texas, on this 20th day of February, 2020.

AYES   3  

NAYS   0  

ABSTENTIONS   0  

Approved:

Mark Millar  
Mark Millar, Mayor

Attest:

Detra Gaines  
Detra Gaines, City Secretary



Date(s) of Publication: \_\_\_\_\_ in the Herald Democrat.

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