

ORDINANCE NUMBER 2557-A

AN ORDINANCE REPEALING ORDINANCE NUMBER 2557 OF THE CITY OF SAN BENITO, AND ADOPTING THE 2024 EDITION INTERNATIONAL CODES, BY THE INTERNATIONAL CODE COUNCIL, INC., TO INCLUDE; INTERNATIONAL BUILDING CODE, INTERNATIONAL RESIDENTIAL CODE FOR ONE AND TWO-FAMILY DWELLINGS, INTERNATIONAL FIRE CODE, INTERNATIONAL WILDLAND URBAN INTERFACE CODE, INTERNATIONAL ENERGY CONSERVATION CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL PLUMBING CODE, INTERNATIONAL FUEL GAS CODE, INTERNATIONAL PRIVATE SEWAGE DISPOSAL CODE, INTERNATIONAL EXISTING BUILDING CODE, INTERNATIONAL SWIMMING POOL AND SPA CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE, ICC PERFORMANCE CODE FOR BUILDINGS AND FACILITIES, INTERNATIONAL GREEN CONSTRUCTION CODE, AND ADOPTING THE NATIONAL FIRE PROTECTION ASSOCIATION (NFPA) 101 LIFE SAFETY CODE, INCLUDING THE ANNEX CHAPTERS, AND ADOPTING THE 2023 EDITION OF THE NATIONAL ELECTRIC CODE (NFPA 70), INCLUDING THE ANNEX CHAPTERS, AND REPEALING ALL CITY ORDINANCES IN CONFLICT HEREWITH AND ORDAINING OTHER MATTERS RELATING TO THE FOREGOING.

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SAN BENITO THAT;

SECTION 1: Ordinance 2557 be repealed by adopting the 2024 Edition International Codes including the Appendix Chapters by the International Code Council, Inc., to include;

International Building Code,
International Residential Code for One and Two Family Dwellings,
International Fire Code,
International Wildland Urban Interface Code,
International Energy Conservation Code,
International Mechanical Code,
International Plumbing Code,
International Fuel Gas Code,
International Private Sewage Disposal Code,
International Existing Building Code,
International Swimming Pool and Spa Code,
International Property Maintenance Code,
ICC Performance Code for Building and Facilities,
International Green Construction Code,
and adopting the National Fire Protection Association (NFPA) 101 Life Safety Code, including the Annex Chapters,
and adopting the 2023 Edition of the National Electric Code (NFPA 70), including the Annex Chapters.

SECTION II: Any person, individual corporation, partnership, or entity of any type violating the provisions of these codes shall be guilty of a misdemeanor and shall be fined not less than \$1.00 or not to exceed \$2,000. Each day that a violation occurs or continues to exist shall be considered a separate offense.

SECTION III: All ordinances or part of ordinances in conflict herewith are hereby repealed.

SECTION IV: If any section, subsection, sentence, clause, or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The City of San Benito hereby declares that it would have passed this ordinance, and each section, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

SECTION V: Nothing in this ordinance or the Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, any rights acquired, or liability incurred, or any cause or causes of action acquired or existing under any actor ordinance hereby repealed as cited in Section III of this ordinance; nor shall any just or legal right or remedy of any character be lost impaired or affected by this ordinance.

SECTION VI: The City Secretary of the City of San Benito, Texas is hereby authorized and directed to cause a true and correct copy of the caption of this ordinance to be published in a newspaper having circulation in the City of San Benito, Cameron County, Texas.

SECTION VII: The rules, regulations, provisions, requirements, orders and matters established and adopted in this ordinance hereby shall take effect after a three-month grace period from the effective date of this ordinance of April 16, 2024.

SECTION VIII: Pursuant to the provisions of Section 1201.028, as amended, Texas Government Code, this Ordinance shall be effective immediately upon adoption, notwithstanding any provisions in the City's Home Rule Charter to the contrary concerning a multiple reading requirement for the adoption of ordinances.

NOW THEREFORE, BE IT ORDAINED by the City Commission of the City of San Benito, Texas that said City Commission wishes to comply with said Ordinance and to provide for enforcement of the requirements set out in the International Codes by the International Code Council, Inc., to safeguard life, health, public welfare and the protection of property within the City of San Benito, the aforementioned requirements are hereby adopted and shall become effective after a three-month grace period from April 16, 2024.

PASSED, APPROVED, AND ADOPTED at a Special Joint Meeting of the City of San Benito City Commission and the San Benito Economic Development Corporation Inc., Board of Directors on this the 16th day of April, 2024.

CITY OF SAN BENITO



Honorable Ricardo Guerra
Mayor

ATTEST:



Ruth A. McGinnis
City Secretary

