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ORDINANCE NO. 22

AN ORDINANCE REQUIRING A PERMIT FOR THE CONSTRUCTION, ALTERATION OR WRECKING OF BUILDINGS FOR THE EXCAVATION OF LAND WITHIN THE CITY OF ANNETTA, TEXAS; REQUIRING THE PAYMENT OF A PERMIT FEE; ESTABLISHING A PROCEDURE FOR OBTAINING A PERMIT; ESTABLISHING EXCEPTIONS; PRESCRIBING A PENALTY FOR VIOLATION; DECLARING AN EMERGENCY AND AUTHORIZING PUBLICATION OF THIS DESCRIPTIVE CAPTION AND PENALTY CLAUSE.

WHEREAS, the Board of Aldermen of the City of Annetta has determined that, in order to protect the safety and general welfare of the occupants of the City of Annetta and to preserve property values, it is necessary to require building permits; NOW, THEREFORE,

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ANNETTA, TEXAS:

Sec. 1. THAT no person shall construct or structurally alter any building, or wreck or move any building, within the city limits of the City of Annetta, Texas, without obtaining a permit. No person shall excavate any land to a depth of more then three (3) feet within the corporate limits of the City of Annetta, Texas, without obtaining a permit.

Sec. 2. All applications for permits for construction or excavation shall be accompanied by plans with accurate dimensions, a site plan showing locations of buildings on the lot with accurate lot and location dimensions; and, in the case of excavation, shall show the purpose for such excavation and the depth and dimension for such excavation.

Sec. 3. Buildings where septic systems are being installed must be accompanied by a percolation test approved by the County Health Department.

Sec. 4. All applications for a permit for alterations which change the design or size of a structure will be accompanied by detailed plans, showing locations with regard to present structures and lot lines.

Sec. 5. All applications for a permit for wrecking a structural building will be accompanied by a plan showing lot, location of building and statement of intent on disposal of said structure.

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Sec. 6. No permit shall be required for the drilling of water wells or for plowing or tilling the soil for agricultural purposes.

Sec. 7. All applications for building permits shall be made through the City Secretary or her designated agent. The application and a copy of the permit shall be maintained in the City Secretary's office.

Sec. 8. The permit fee for the issuance of permits under this ordinance shall be Five Dollars (\$5.00).

Sec. 9. Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon final conviction thereof fined in an amount not to exceed Two Hundred Dollars (\$200.00). Each day any such violation shall continue shall constitute a separate violation and shall be punishable hereunder.

Sec. 10. Should any section, clause, sentence, phrase, or provision of this ordinance be declared invalid, held unconstitutional or ineffective for any reason by a court of competent jurisdiction, the same shall not affect the validity of the remainder of this ordinance or any part of the provision thereof other than the part so decided to be invalid, unconstitutional, or ineffective. It is hereby declared to be the intent of the Board of Aldermen that if any such portion of this ordinance had been known to be invalid, unconstitutional or ineffective, then it is the intent of the Board of Aldermen that the remainder of this ordinance would have been enacted without such invalid, unconstitutional or ineffective portion. All ordinances or portion of ordinances conflicting herewith are hereby repealed to the extent of such conflict. This ordinance shall become effective immediately upon passage.

Sec. 11. The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause of this ordinance in every issue of the official newspaper of the City for a period of ten (10) days as provided by Article 1013, Texas Revised Civil Statutes.

AND IT IS SO ORDERED.

Passed and adopted this 27<sup>th</sup> day of May, 1984, by a vote of 3 to 1.

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CITY OF ANNETTA

By: *G. H. O'Neal*  
G. H. O'Neal, Mayor

ATTEST:

*Maxine B. O'Neal*  
Maxine O'Neal  
City Secretary

ORDINANCE # 22-B

AN ORDINANCE AMENDING ORDINANCE #22  
MODIFYING BUILDING PERMIT FEES.

WHEREAS the Board of Aldermen of the Town of Annetta, Texas, desires to effect local modifications to Ordinance #22 which are necessary to meet the unique construction needs of the citizens of Annetta, Texas.

Whereas, the Board of Aldermen of the Town of Annetta, Texas has reviewed Ordinance #22 and the fees set therein and has determined that certain modifications are necessary to more fully needs of the Town of Annetta, Texas.

BE IT ORDAINED FOR THE BOARD OF ALDERMEN OF THE TOWN OF ANNETTA, TEXAS:

SECTION I

The Town of Annetta, Texas, do hereby establish Exhibit "B" to Ordinance #22 setting the permit fee as .10 ~~per seat~~ and waiving all fees for separate permits for electrical, mechanical, and plumbing contractors.

PASSED THIS THE 26<sup>th</sup> DAY OF July 1988

ATTEST:

M. M. M. M.

Alan Fisher  
Mayor

AN ORDANANCE AMENDING ORDINANCES NO. 22, 28-01, 29-01, 31-01, 33-01, AND 34-01, PROVIDING FOR MODIFICATIONS TO THE ORDINANCE REQUIRING A CONSTRUCTION PERMIT AND THE ORDINANCES ADOPTING THE UNIFORM HOUSING CODE, THE UNIFORM ADMINISTRATIVE CODE, THE UNIFORM PLUMBING CODE, THE UNIFORM ELECTRIC CODE AND THE UNIFORM MECHANICAL CODE; INCORPORATED AS EXHIBIT "B" TO ORDINANCE NO. 30-1 BY REFERENCE HERE TO.

Whereas, the Board of Alderman of the Town of Annetta, Texas, desires to effect local modifications to the Uniform Building codes which are necessary and appropriate to meet unique construction needs of the citizens of Aannetta, Texas.

Whereas, the Board of Alderman of the Town of Annetta, Texas has reviewed the adopted Uniform Building Codes, 1988 Edition and has determined that certian modifications are necessary to more fully meet the needs of the town of Annetta, Texas.

Whereas, the Board of Alderman of the Town of Annetta, Texas, desires to provide local modifications to the building codes as deemed appropriate, now; therefore,

BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE TOWN OF ANNETTA, TEXAS:

SECTION I

The Town of Annetta, Texas, hereby establishes Exhibit "B" to Ordinance no. 30-01 setting forth work that shall be exempted from the requirement to secure a construction inspection permit. Said Exhibit "B" is attached to this ordinance and is fully incorporated by reference as though copied in its entirety herein.

SECTION II

The material contained in Exhibit "B" to this ordinance, although fully adopted and incorporated by reference, shall not be included in the formal municipal codification of ordinances. The material shall instead be maitained of public record in the Office of the City Secretary, and the Office of the Building Inspector. This Exhibit "B" will be available for public inspection and copying during regular business hours.

*See Amendments  
To Ordinances*

SECTION III

It is hereby declared to be the intention of the Town Board of Alderman that the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared void, ineffective or unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such voidness, ineffectiveness or unconstitutionality shall not effect and remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since the same would have been enacted by the Town Board of Alderman without the incorporation herein any such void, ineffectiveness or unconstitutional phrase, clause, sentence, paragraph or section

SECTION IV

This ordinance shall be in full force and effect from and after the date of its passage and publication as required by law.

PASSED AND ADOPTED THIS 11<sup>th</sup> day of Feb., 1992

APPROVED:

ATTEST:

Maslin O'Neal  
Town Secretary

Oliver Fisher  
Mayor

2/11/92  
MPS

EXHIBIT "B"

TO

ORDINANCE NO. 30-01

MODIFICATION TO UNIFORM BUILDING CODES:

1. In addition to the exemptions cited in Section 301 (b) of the Uniform Building Code a construction inspection permit shall not be required for the following types of construction when the resident owner act as Owner/Contractor assuming responsibility for proper and safe construction for the work being done:

- (1) Modifications to existing residential structures which are used as the principal dwelling.\
- (2) Modifications to existing non-habitable detached out buildings located on the premises of the main dwelling.
- (3) Construction of new non-habitable detached out buildings on the premises of the main dwelling.

2. Upon application a "No Inspection Required" type permit shall be issued to the resident owner acting as Owner/Contractor.

3. A fee of \$15.00 shall be assessed for a "No Inspection Required" permit to cover administrative costs.

4. Exemption from the inspection requirements of the Uniform Building Codes shall not be deemed to grant authorization for any work to be done in violation of the provisions of the technical codes or any other laws or ordinances of this jurisdiction.