

12-30-57

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AN ORDINANCE AMENDING SECTION 9 OF CHAPTER 55 OF THE CODE OF THE CITY OF ABILENE, TEXAS, 1957, BY PROVIDING FOR EXCEPTIONS TO FIRE ZONE REQUIREMENTS IN REGARD TO CERTAIN RESIDENCES, AND PROVIDING A PENALTY.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF ABILENE, TEXAS:

Section 1: That Section 9, Chapter 55 of the Code of the City of

Abilene, 1957, be, and it is hereby, amended so as to hereafter read as follows:

"Section 55-9. EXCEPTIONS TO FIRE ZONES.

(A) The Board of Commissioners, upon the recommendation of the Planning and Zoning board or upon their own motion may at any time make an exception to the above Fire Zone designations when, in their opinion, the safety and the orderly development of the city requires such an exception.

(B) If a residence be erected within the limits of either Fire Zone No. 1 or Fire Zone No. 2, and if it has 1000 square feet or less of livable area, and if it is set back 5 feet from the side property lines, then it shall be exempted from the requirements of Fire Zone 1 and 2 and may be erected in conformance with the requirements it would have to meet if erected in Fire Zone No. 3. Provided however, that any such residences will be required to use fire resistant material in the construction of its roof.

(C) If two or more residences on the same lot together total 1200 square feet of livable area, or less, and meet the other requirements of sub-section (E) above, then such residences shall be likewise exempted as above set forth in sub-section (B).

(D) If at any time such exempted residence, or residences, be changed, as to use, to any purpose other than residential, then it must be modified or changed so as to conform to the construction requirements of the Fire Zone in which it is located.

(E) All structures herein exempted from the operation of all or part of the fire zone construction requirements must meet all other applicable

ordinances or regulations in regard to construction, electrical work or plumbing.

Section 2: Any person who violates the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine in any amount not to exceed Two Hundred (\$200.00) Dollars.

PASSED ON 1st reading this the 12th day of December, 1957.

After said passage a notice of time and place, where and when said ordinance would be given a public hearing and considered for final passage was published in the Abilene Reporter News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 17th day of December, 1957, the same being more than one week prior to the time designated for said hearing. After such opportunity for the public to be heard, said ordinance was passed on its second and final reading on the 30th day of December, 1957.

ATTEST:

Pila Fern Martin
City Secretary

[Signature]
MAYOR

APPROVED AS TO FORM BEFORE PASSAGE:

[Signature]
Corporation Counsel