

ORDINANCE NO. 8-1988

AN ORDINANCE AMENDING CHAPTER 8, "CONSTRUCTION REGULATIONS," ARTICLE VI, "UNIFORM CODES AND OTHER REGULATIONS," DIVISION 2, "BUILDING CODE," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Chapter 8, Article VI, Division 2, "Building Code," of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Two Hundred Dollars (\$200.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense. Said Ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper, as provided by Section 19 of the Charter of the City of Abilene.

PASSED ON FIRST READING this 28 day of January, A.D. 1988.

PASSED ON SECOND AND FINAL READING this 11 day of February, A.D. 1988.

ATTEST:

Patricia Hancock
CITY SECRETARY

Dale Ferguson
MAYOR

APPROVED:

Robert P. Johnson
CITY ATTORNEY

EXHIBIT "A"

Insert after second paragraph of Sec. 302 (c) of 1985 Uniform Building Code:

Plans for projects requiring building permits and which will necessitate trenching 5' or more in depth, shall include a statement from an engineer licensed by the State of Texas, that all trenching and excavation has been designed to comply with Vernon's Annotated Civil Statutes, Article 1015q, Sec. 1, 2. In addition to this statement, the permittee shall also provide, to the building official, an affidavit designating an individual in his employ who will observe and supervise all trenching, and who will be responsible for compliance with the design of the trenching as submitted by the engineer and in accordance with the practices outlined in Vernon's Annotated Civil Statutes, Article 1015q, Sec. 1, 2.

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