

ORDINANCE NO. 7-1993

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 provisions of any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way effect 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 punishable by a fine of not more than Two Thousand Dollars (\$2,000.). 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.

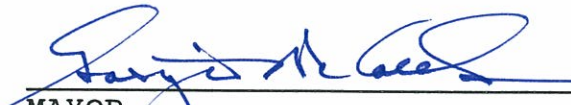
PASSED ON FIRST READING this 14 day of JANUARY, A.D., 1993.

PASSED ON SECOND AND FINAL READING this 28 day of JANUARY, A.D., 1993.

ATTEST:



CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY

EXHIBIT "A"

Amend the 1991 Uniform Building Code as follows:

FINISH FLOOR REQUIREMENTS.

Sec. 1718 (a) All structures in areas of special flood hazards shall meet the finish floor elevation requirements in accordance with Section 23-264.8 (B) of the City of Abilene Subdivision Ordinance.

(b) All structures that lie outside of areas of special flood hazards shall have a minimum finish floor elevation that is 18" (inches) above the gutter elevation at the center of the lot. For lots of unusual topography, the 18" (inches) above gutter requirement may be waived by an approved drainage plan, prepared by a registered professional engineer, that provides the same level of protection from flooding as that which would exist if the structure were elevated to the 18" (inches) above gutter requirement. A registered professional engineer or land surveyor shall submit a certification in the specified format to the Flood Plain Administrator that the standard of this subsection is satisfied. Such certification shall include both the elevation relative to base flood and the elevation relative to the gutter or that the construction conforms to the approved drainage plan.

- (5) All new and replacement water supply systems shall be designed to minimize or eliminate infiltration of floodwaters into the system;
- (6) New and replacement sanitary sewer systems shall be designed to minimize or eliminate infiltration of floodwaters into the system and discharge from the systems into floodwaters; and,
- (7) On-site waste disposal systems shall be located to avoid impairment to them or contamination from them during flooding.
- (8) All applicable building codes of the City of Abilene.

(B) Specific Standards. In all areas of special flood hazards where base flood elevation data has been provided as set forth in Sections 23-264.4(B), 23-264.5(C), or 23-264.10(C)(7)., the following provisions are required.

- (1) Residential Construction. New construction and substantial improvement of any residential structure shall have the lowest floor (including basement), elevated to one foot above the base flood elevation or 18" above the gutter whichever is most restrictive. For a hillside lot in an area of special flood hazard, the 18" above gutter requirement may be waived by an approved drainage plan prepared by a registered professional engineer that demonstrates that the residence is safe from flooding. A registered professional engineer or land surveyor shall submit a certification in the specified format to the Floodplain Administrator that the standard of this subsection is satisfied. Such certification shall include both the elevation relative to base flood and the elevation relative to the gutter or that the construction conforms to the approved drainage plan.
- (2) Nonresidential Construction. New construction and substantial improvements of any commercial, industrial, or other nonresidential structure shall either have the lowest floor (including basement) elevated to one foot above the base flood level or, together with attendant utility and sanitary facilities, be designed so that below the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having