

ORDINANCE No. 25

AN ORDINANCE REGULATING BUILDING CONSTRUCTION
AND ALTERATIONS AND PROVIDING FOR
BUILDING PERMITS AND FEES

COUNCIL

BE IT ORDAINED BY THE CITY COMMISSIONERS OF THE CITY OF
WALLIS, TEXAS:

Section 1.

That no building of any kind shall hereafter be constructed, erected, repaired, or altered within the corporate limits of the City of Wallis, Texas, excepting only small buildings, or alterations or repair jobs not exceeding Two Hundred Fifty Dollars (\$250) in costs, without application first being made to the city secretary, or designated officer of said City of Wallis, designated for that purpose, and securing a permit for the erection, repair, or alteration of any said building, which said application for permit shall include the plans and cost of same. The permit fee for the issuance of the building permit shall be as follows, to-wit:

For buildings or work costing not in excess of One Thousand Dollars (\$1,000), a permit fee of Five Dollars (\$5.00), plus for buildings or work costing in excess of One Thousand Dollars (1,000), Fifty Cents (.50) for each additional Five Hundred (\$500) Dollars or part thereof.

Revised 2-14-78

The City Secretary shall keep a record of the location, cost, and permit fee on each permit issued.

Section 2.

Any person violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not to exceed One Hundred (\$100.00) Dollars; each day of construction without a permit may be considered a separate offense hereunder, and payment of said fine does not exempt said party from payment of any building permit fee.

Section 3.

All civil ordinances or portions thereof in conflict with this ordinance are hereby repealed, but no section, paragraph or phrase of this ordinance shall in any way repeal any penal ordinance of the City of Wallis, Texas.

Section 4.

It is hereby declared to be the intention of the City Council commissioners of the City of Wallis, Texas, that if any section, paragraph, clause or phrase of any of the foregoing rules and regulations should be held void, inoperative and unconstitutional, the remainder of such rules and regulations shall, nevertheless, be and remain in full force and effect.

Section 5.

Mobile homes may be moved from one location in the city limits to another location ~~in~~ in the city limits by obtaining a "Transfer Permit" from the City Secretary upon the payment of \$2.50 Inspection fee.

Section 6.

This ordinance shall become effective June 1, 1975.

PASSED AND APPROVED, this the 28th day of April, A. D. 1975.

Jerry F. Gliva
Mayor, City of Wallis, Texas

ATTEST:

Betty March
CITY Secretary, Wallis, Texas

R E S O L U T I O N "A"

WHEREAS, certain areas of Wallis are subject to periodic flooding from streams and rivers, causing serious damages to properties within these areas, and;

WHEREAS, relief is available in the form of Federally subsidized flood insurance as authorized by the National Flood Insurance Act of 1968; and

WHEREAS, it is the intent of this Council to require the recognition and evaluation of flood hazards in all official notions relating to land use in the flood plain areas having special flood hazards;

NOW, THEREFORE, BE IT RESOLVED, that this Council hereby:

1. Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood hazards, adequate land use and control measures with effective enforcement provisions consistent with the Criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

2. Vests Mayor's Office with the responsibility, authority, and means to:

(a) Delineate or assist the Administrator, at his request, in delineating the limits of the areas having special flood hazards on available local maps of sufficient scale to identify the location of building sites.

(b) Provide such information as the Administrator may request concerning present uses and occupancy of the Flood plain area.

(c) Cooperate with Federal, State, and local agencies and private firms which undertake to study, survey, map, and identify flood plain areas, and cooperate with neighboring communities with respect to management of adjoining flood plain areas in order to prevent aggravation of existing hazards.

(d) Submit on the anniversary date of the community's initial eligibility an annual report to the Administrator on the progress made during the past year within the community in the development and implementation of flood plain area management measures.

3. Appoints Mayor to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program.

Passed and approved this the 28th day of April, A. D., 1975.

Jerry J. Sliva
Mayor

ATTEST:

Betty March
City Secretary

RESOLUTION "B"

WHEREAS, THE City of Wallis has adopted and is enforcing Ordinance No. 25, dated the 28th day of April, A. D., 1975; and

WHEREAS, the aforesaid prohibits any person, firm or corporation from erecting, constructing, enlarging, altering, repairing, improving, moving or demolishing any building or structure without first obtaining a separate building permit for each building or structure from the building inspector; and

WHEREAS, the building inspector must examine all plans and specifications for the proposed construction when application is made to him for a building permit.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of Wallis as follows:

1. That the building inspector shall review all building permit applications for new construction or substantial improvements to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a location that has a flood hazard, any proposed new construction or substantial improvement (including prefabricated and mobile homes) must (i) be designed (or modified) and anchored to prevent flotation, collapse, or lateral movement of the structure, (ii) use construction materials and utility equipment that are resistant to flood damage, and (iii) use construction methods and practices that will minimize, flood damage; and

2. That the building inspector shall review subdivision proposals and other proposed new developments to assure that (i) all such proposals are consistent with the need to minimize flood damage, (ii) all public utilities and facilities, such as sewer, gas, electrical, and water systems are located, elevated, and constructed to minimize or eliminate flood damage, and (iii) adequate drainage is provided so as to reduce exposure to flood hazards; and

3. That the building inspector shall require new or replacement water supply systems and/or sanitary sewage systems to be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters, and require on-site waste disposal systems to be located so as to avoid impairment of them or contamination from them during flooding.

Passed and approved this the 28th day of April, A. D., 1975.

ATTEST:

Jersey F. Glavin
Mayor

Betty March
City Secretary

In a special meeting on February 14, 1978, Council passed and approved the following revision to Ordinance No. 25, Section 1, Paragraph 2:

The permit fee for the issuance of the building permit shall be as follows, to-wit:

For buildings or work costing not in excess of One Thousand Dollars (\$1,000), a permit fee of Ten Dollars (\$10.00), plus for buildings or work costing in excess of One Thousand Dollars (\$1,000) Two Dollars (\$2.00) for each additional (\$1,000) One Thousand Dollars or part thereof.

Also, an application form must be completed in full with copy of backup data to support initial cost attached to application, and the cost of the permit paid to City Secretary.

Council will then review each application and can reject it if the value seems inaccurate and unreal.

In a regular meeting on July 18, 1978, Council passed and approved the following revision to Ordinance No. 25, Section 1, Paragraph 2:

The permit fee for the issuance of the building permit shall be as follows, to -wit:

For buildings or work costing not in excess of One Thousand Dollars (\$1,000), an application must be filled in but no fee will be charged and for all improvements costing \$1,000 and more, the permit fee will be \$10.00 effective July 18, 1978. A description of improvements with a sketch or blue prints shall be attached to application. City Secretary can issue building permit at the time of application.

In a special meeting on February 14, 1978, Council passed and approved the following revision to Ordinance No. 25, Section 1, Paragraph 2:

The permit fee for the issuance of the building permit shall be as follows, to-wit:

For buildings or work costing not in excess of One Thousand Dollars (\$1,000), a permit fee of Ten Dollars (\$10.00), plus for buildings or work costing in excess of One Thousand Dollars (\$1,000) Two Dollars (\$2.00) for each additional (\$1,000) One Thousand Dollars or part thereof.

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PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS

COUNTY OF AUSTIN

Before me a notary public in and for Austin County, Texas on this day personally appeared Mrs. Frank Jemela, Jr. of the Wallis News-Review, a weekly newspaper regularly published in said State and County, who, after first being duly sworn by me, upon his oath deposes and says that he is the Editor of the said newspaper, and that the foregoing and attached Notice or Citation was published in said newspaper for at least 1 week(s), viz: September 23, 1982

Mrs. Frank Jemela, Jr.
Editor of the Wallis News-Review

Sworn to and subscribed before me, this the 11th day of October 19 82.

Karen E. Mize
Notary Public, Austin County, Texas

