

VILLAGE OF VOLENTE

ORDINANCE NO. 2020-O-05

**AN ORDINANCE OF THE VILLAGE OF VOLENTE, TEXAS,
AMENDING CHAPTER 9, ARTICLE 4.02 CONSTRUCTION
CODE STANDARDS, DIVISION 3, SEC. 4.02.063 EXEMPTIONS
FROM PERMIT REQUIREMENT**

WHEREAS, the City Council of the Village of Volente (“City Council”) finds that Chapter 9, Article 4.02 Construction Code Standards, Division 3, Sec. 4.02.063 Exemptions from permit requirement, specifies a floor area square footage not to exceed twenty (20) square feet conflicts with the adopted International Residential Code for One- and Two-Family Dwellings, 2009 edition; and

WHEREAS, the City Council seeks to remove this existing conflict in the ordinances; and

WHEREAS, the City Council finds that the amendment proposed is reasonable, necessary, and proper for the good government of the Village of Volente.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
VILLAGE OF VOLENTE, TEXAS:**

SECTION 1. FINDINGS

The facts and recitations found in the preamble of the Ordinance are true and correct and incorporated herein for all purposes.

SECTION 2. AMENDMENT

Chapter 9, Article 4.02 Construction Code standards, Division 3, Sec. 4.02.063 Exemptions from permit requirement of the Code of Ordinances, Village of Volente, Texas, is hereby amended as follows:

- (2) Constructing one-story detached accessory structures used as storage sheds, playhouses, or similar uses, provided the floor area does not exceed that which is specified in the current version of the International Residential Code for One- and Two-Family Dwellings, 2009 edition as adopted.

SECTION 3. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

SECTION 4. SEVERABILITY

In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstances shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconditional; and the City Council of the Village of Volente, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

SECTION 6. CODIFICATION

The City Secretary is hereby directed to record and publish the attached rules, regulations and policies in the Village's Code of Ordinances as authorized by Section 52.001 of the Texas Local Government Code.

SECTION 7. EFFECTIVE DATE

This Ordinance is in full force and effect immediately upon its adoption.

SECTION 8. PROPER NOTICE AND MEETING

That it is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and the public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chap. 551, Tex. Loc. Govt. Code.

PASSED, APPROVED, AND ADOPTED on this the 15th day of December, 2020 by a 5 (ayes) to 0 (nays) to 0 (abstentions) vote of the City Council of the Village of Volente, Texas.

VILLAGE OF VOLENTE:



Dan Thost, Mayor

ATTEST:



Sonja De La Fuente, City Secretary