

ORDINANCE No. 2245

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, AMENDING CHAPTER 4: BUILDING REGULATIONS, SECTION 7: MECHANICAL CODE OF THE REVISED CODE OF ORDINANCES OF THE CITY OF TERRELL; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

SECTION I.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TERRELL, TEXAS THAT THE REVISED CODE OF ORDINANCES OF THE CITY OF TERRELL, CHAPTER 4: BUILDING REGULATIONS, SECTION 7: MECHANICAL CODE BE AMENDED TO READ AS FOLLOWS:

(a) *Mechanical code.* There is hereby adopted by the City of Terrell, Texas for the purpose of establishing rules and regulations to govern installation of mechanical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and/or appurtenances thereto, including ventilating, heating, cooling, air-conditioning and refrigeration systems, incinerators and other energy-related systems within the city limits of the City of Terrell, Texas, that certain mechanical code recommended by the International Code Council, known as the International Mechanical Code, being particularly the 2003 edition, including all appendices and all subsequent revisions, standards, or supplements thereto, except as hereinafter amended. One copy of said code is on file in the office of the building inspector, and the same is hereby adopted and incorporated as fully as if set out at length herein, and the same shall be controlling in all mechanical fittings and/or appurtenances as defined in this section.

(e) *Contractors to register with city.*

(1) Registration required annually.

(a) It shall be unlawful for any person, firm or corporation who is not registered by the city as a mechanical contractor to secure permits as provided herein except as provided below. A Master Mechanical contractor may designate individual(s) to perform the administrative requirements to obtain electrical permit(s) provided they are identified and duly authorized in writing on a form provided by the City. Each authorization shall require a fee as prescribed in Appendix 1 of this Code of Ordinances. Each Master Mechanical contractor shall register with the city prior to doing any mechanical work within the city in any current year. Each renewal thereof shall expire one (1) year from the date of registration. Every person obtaining an electrical permit will be required to show a valid form of identification having picture identification.

(2) Method of registration.

(a) To register with the City of Terrell as a mechanical contractor, application shall be made in writing on forms furnished for the purpose and filed with the mechanical official. The application shall show the contractor's name, local address and telephone number and such other information as may reasonably be required to properly identify the mechanical contractor. No mechanical registration shall be issued except upon the filing of a certificate of liability insurance of the minimum coverage of three hundred thousand (\$300,000) per occurrence.

(f) *Application for mechanical work permit.* Before issuance of a permit for the performance of any mechanical work as required by the Texas Department of Labor and Standards and this code an application shall be filed with the mechanical inspector on the form provided by the Municipal Development Department describing the scope

of work. No deviation shall be made in the details for the mechanical work described on the application without permission from the mechanical inspector in writing. The fees for mechanical permits and re-inspection fees shall be as prescribed in Appendix 1 of this Code of Ordinances.

(g) *Appeals.* Any person who feels aggrieved by a decision of the mechanical inspector and/or his interpretation of the mechanical code as provided herein may appeal such decision to the construction board of adjustments and appeals. Such appeal shall be taken in writing within 15 days of such decision in accordance with procedures set forth in section 21 of this chapter.

SECTION II.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION III.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and section to this Ordinance, since the same would have been enacted by the city council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV.

This Ordinance will take effect immediately from and after its passage and the publication of the caption as the law in such cases provides.

PASSED AND APPROVED ON FIRST READING THIS THE 21ST DAY OF SEPTEMBER, 2004.
PASSED AND ADOPTED ON SECOND READING THIS THE 5TH DAY OF OCTOBER, 2004.

Frances Anderson, Mayor

Attest:

John Rounsavall, City Secretary

Approved as to Form:

Mary Gayle Ramsey, City Attorney