

CITY OF ROANOKE, TEXAS

ORDINANCE NO. 2023-123

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS, AMENDING CHAPTER 3, ARTICLE 3.100 OF THE CODE OF ORDINANCES OF THE CITY OF ROANOKE, TEXAS, ENTITLED "INTERNATIONAL CODES ADOPTED" BY REPEALING IN ITS ENTIRETY SECTION 3.107 ENTITLED "INTERNATIONAL PROPERTY MAINTENANCE CODE ADOPTED," AND REPLACING IT WITH A NEW SECTION 3.107 ENTITLED "INTERNATIONAL PROPERTY MAINTENANCE CODE ADOPTED," BY ADOPTING THE 2021 EDITION OF THE *INTERNATIONAL PROPERTY MAINTENANCE CODE*; PROVIDING A PENALTY CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Roanoke, Texas, is of the opinion that the 2021 Edition of the *International Property Maintenance Code* should be adopted as the Property Maintenance Code for the City of Roanoke.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROANOKE, TEXAS:

**Section 1. FINDINGS INCORPORATED**

The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

**Section 2. AMENDMENT**

That Chapter 3, Article 3.100, of the Code of Ordinances of the City of Roanoke, Texas, entitled "International Codes Adopted," is hereby amended by repealing in its entirety Section 3.107 entitled "International Property Maintenance Code Adopted" and replacing it with a new Section 3.107 entitled "International Property Maintenance Code Adopted," which shall read as follows:

**"Sec. 3.107. International Property Maintenance Code Adopted.**

- (a) *Adoption.* The *International Property Maintenance Code*, 2021 edition, is hereby adopted and designated as the Property Maintenance Code for the City of Roanoke, Texas. A copy of the 2021 Edition of the *International Property Maintenance Code* is on file in the office of the city secretary."

**Section 3. PENALTY CLAUSE**

Any person, firm, or corporation violating any of the provisions or terms of this Ordinance shall be guilty of a misdemeanor and upon conviction, shall be fined a sum not to exceed \$2,000.00 for each offense, and each and every violation or day such violation shall continue or exist, shall be deemed a separate offense.

**Section 4. SEVERABILITY CLAUSE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections 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 sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation of this Ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**Section 5. REPEALER CLAUSE**

Any provision of any prior ordinance of the City whether codified or uncoded, which are in conflict with any provision of this Ordinance, are hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City whether codified or uncoded, which are not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

**Section 6. EFFECTIVE DATE**

This Ordinance shall become effective immediately upon its passage and publication as required by law.

**PASSED, APPROVED AND ADOPTED** by the City Council of the City of Roanoke, Texas, on this the 10<sup>th</sup> day of October, 2023.



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Carl E. Gierisch, Jr., Mayor

**ATTEST:**

  
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April S. Hill, City Secretary

**APPROVED AS TO FORM:**

  
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Jeff Moore, City Attorney

