

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF PLANO, TEXAS, AMENDING ORDINANCE NO. 2004-8-8, CODIFIED AS ARTICLE II, BUILDING CODE, DIVISION 2, SECTION 6-37, SUBSECTION 8 OF CHAPTER 6 OF THE CITY OF PLANO CODE OF ORDINANCES TO REQUIRE SPRINKLER PROTECTION IN COMBUSTABLE ATTICS OF BUILDINGS TWO (2) OR MORE STORIES IN HEIGHT AND PROVIDING A REPEALER CLAUSE, A SEVERABILITY CLAUSE, A SAVINGS CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, on August 9, 2004 the City Council approved Ordinance No. 2004-8-8, adopting the 2003 International Building Code; and

WHEREAS, to amend provisions for sprinkler systems in wood framed apartments in accordance with amendments to the International Code and

WHEREAS, upon full review and consideration of all matters attendant and related thereto, the City Council is of the opinion that amending the existing text of the provision is necessary to provide for effective administration and enforcement of building standards.

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

Section I. Subsection 8 of Section 6-37 of Division 2, Article II, Building Code, of Chapter 6 of the Code of Ordinances is hereby amended to read as follows:

ARTICLE II. BUILDING CODE

DIVISION 2. AMENDMENTS

“ (8) Chapter 9, Fire Protection

Subsection 903.3.1.2 NFPA 13R sprinkler systems; is amended to read as follows:

Where allowed in buildings of Group R, up to and including four stories in height, automatic sprinkler systems shall be installed throughout in accordance with NFPA 13R. Sprinkler systems installed in accordance with 13R shall include sprinkler protection in combustible attics of buildings two (2) or more stories in height”

Section II. All provisions of the Code of Ordinances of the City of Plano in conflict with the provisions of this Ordinance are hereby repealed, and all other provisions of the Code of Ordinances of the City of Plano, not in conflict with the provisions of this Ordinance, shall remain in full force and effect.

Section III. The City Council intends that this Ordinance, and every provision thereof, is severable, and the invalidity or unconstitutionality of any section, clause, provision or portion of this Ordinance shall not affect the validity or constitutionality of any other portion of this Ordinance.

Section IV. The repeal of any Ordinance or part of Ordinances affected by the enactment of this Ordinance shall not be construed as abandoning any action now pending under or by virtue of such Ordinance or as discontinuing, abating, modifying or altering any penalty accruing or to accrue, or as affecting any rights of the municipality under any section or provisions of any Ordinances at the time of passage of this Ordinance.

Section V. Any person, firm or corporation violating any term or provision of this Ordinance is subject to a fine in accordance with Section 1-4(a) of the City Code of Ordinances for each offense. Every day a violation continues shall constitute a separate offense.

Section VI. This Ordinance shall become effective from and after its passage and publication as required by law.

DULY PASSED AND APPROVED this the _____ day of _____, 2006.

Pat Evans, MAYOR

ATTEST:

Elaine Bealke, CITY SECRETARY

APPROVED AS TO FORM:

Diane C. Wetherbee, CITY ATTORNEY