

ORDINANCE NO. 914

AN ORDINANCE OF THE CITY OF THE CITY OF MESQUITE, AMENDING ORDINANCE 895 OF THE CITY OF MESQUITE, BY DELETING SUB-SECTION (d) OF SECTION ONE OF ORDINANCE NO. 895 AND SUBSTITUTING THE FOLLOWING: SECTION 702.6 OF THE NATIONAL BUILDING CODE IS AMENDED BY ADDING A NEW SUB-PARAGRAPH "e" AFTER SUB-PARAGRAPH "d"; BY PROVIDING THAT EXTERIOR WALLS OF ALL MULTI-FAMILY RESIDENTIAL STRUCTURES SHALL BE OF MASONRY CONSTRUCTION; BY DEFINING MULTI-FAMILY RESIDENTIAL STRUCTURE; BY DEFINING THE PURPOSE AND INTENT; BY PROVIDING TO WHAT EXTENT THE PROVISIONS OF THIS ORDINANCE SHALL CONTROL; BY PROVIDING A SEVERABILITY CLAUSE; BY PROVIDING FOR A PENALTY NOT TO EXCEED TWO HUNDRED (\$200.00) DOLLARS; AND DECLARING AN EMERGENCY.

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

SECTION 1. That Ordinance 895, be and the same is, hereby amended by deleting Sub-Section (d) of Section One and substituting therefor the following:

Section 702.6 amended. Section 702.6 of the National Building Code is amended by adding a new sub-paragraph "e" after sub-paragraph "d" as follows:

Exterior walls of all multi-family residential structures shall be of masonry construction.

Except for wood necessary in the construction of doors and windows and reasonably calculated to accomplish such purpose and no other, no portion of the exterior area of multi-family residential structures shall be constructed of wood or other combustible material between the ground and eight feet above the topmost floor level of such structure.

Multi-Family Residential Structure Defined - The term "multi-family residential structure" shall mean structures designed for more than one occupancy unit, whether such unit is dsigned for one or more persons.

ORDINANCE/PAGE 2

The purpose and intent of the foregoing provision is to provide, to the extent possible and reasonable, fire-proof exterior construction for that area exposed to hazards of fire originating outside the structure and the approval of building permit applications shall be based upon this expressed intent without regard to any technical differentiations that may be made or posed due to the inability to foresee changing trends or designs in the building industry.

SECTION 2. To the extent any provision of the National Building Code or other ordinance may conflict with the provisions herein, the provisions contained herein shall control; in all other respects the Code of the City of Mesquite, including such portions of the National Building Code heretofore adopted, shall remain in full force and effect.

SECTION 3. Should any word, phrase, sentence, paragraph, or section of this ordinance be held to be invalid or unconstitutional, the remaining provisions of this Ordinance shall remain in full force and effect.

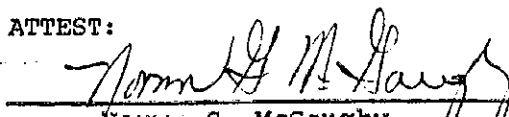
SECTION 4. Any person, firm or corporation violating any of the provisions of this Ordinance shall be deemed to be guilty of a misdemeanor and upon conviction in the Corporation Court shall be subject to a fine not to exceed Two Hundred (\$200.00) Dollars for each offense, and each and every day such violation continues shall constitute a separate offense.

SECTION 5. The fact that the Code of the City of Mesquite, Texas, and the National Building Code are inadequate to afford the necessary protection to the inhabitants of the City constitutes an urgency and an emergency for the preservation of the public health, safety and welfare of its citizens and requires that this Ordinance shall take effect immediately from and after its passage and the publication of the caption of said Ordinance, as the law in such cases provides.

DULY PASSED by the City Council of the City of Mesquite, Texas,
on the 21 day of December, A.D., 1970.


George Boyce
Mayor

ATTEST:


Norma G. McGaughy
City Secretary

APPROVED AS TO FORM:


Elland Archer
City Attorney