

ORDINANCE BILL NO. 3 FOR 2000

Ordinance No. 1131

AN ORDINANCE TO AMEND SWEET HOME MUNICIPAL CODE TITLE 15 PERTAINING TO CERTAIN BUILDING CODES AND RULES AND STATUTES RELATING TO BUILDING AND THE UNIFORM CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS AND REPEALING ORDINANCE NUMBERS: 986, 1017 and 1106.

THE CITY OF SWEET HOME DOES ORDAIN AS FOLLOWS:

Title 15

Buildings and Construction

Chapters:

15.01	Administration and Enforcement – Building Code
15.03	Various Codes
15.05	Rules
15.06	Fees
15.08	Severability
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Chapter 15.01 – Administration and Enforcement – Building Code

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Article I - Title

These regulations shall be known as the "City of Sweet Home Building Code", may be cited as such, and will be referred to herein as "this code".

Article II – Purpose

The purpose of this code is to establish uniform performance standards providing reasonable safeguards for health, safety, welfare, comfort and security of the residents of this jurisdiction who are occupants and users of buildings and for the use of modern methods, devices, materials, techniques and practicable maximum energy conservation.

Article III – Scope

- A. The City of Sweet Home shall administer the State Building Codes as set forth in ORS Chapter 455 as now enacted or hereafter amended.
- B. This Code shall apply to the construction, alteration, moving demolition, repair, maintenance and work associated with any building or structure except those located in a public way.
- C. Where, in any specific case, different sections of this code specify different materials, methods of construction or other requirements, the most restrictive shall govern. Where there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable.
- D. Where, in any specific case, there is a conflict between this code and any Oregon Revised Statute, the statute shall govern.
- E. These procedures apply to all codes contained in this title. If, in a specific case, there is a conflict between this chapter and a given code, the procedures within that code shall govern. If in a specific case, a given code is silent on a matter within this code, this code shall govern.

Article IV – Definitions

For the purpose of this chapter, the following definition shall apply: Building Official – shall mean the Building Official/City Inspector.

Article V – Alternate Material and Methods

- A. The provisions of this code are not intended to prevent the use of any alternate material, design or method of construction not specifically proscribed by this code, provided such alternate has been approved and its use authorized by the Building Official.
- B. The Building Official may approve any such alternate material, design or method, provided the Building Official finds that the proposed material, design or method complies with the provisions of this code and that it is, for the purpose intended, at least the equivalent or that prescribed in this code in suitability, strength, effectiveness, fire resistance, durability, safety and sanitation.
- C. The Building Official shall require that evidence or proof be submitted to substantiate any claims that may be made regarding its use. The details of any approval of any alternate material, design or method shall be recorded and entered in the files of the agency.

Article VI – Modifications

When there are practical difficulties in carrying out the provisions of this code, the Building Official may grant modifications, provided the Building Official finds that the modification is in conformance with the intent and purpose of this code and that the modification does not lessen any fire protection requirements nor the structural integrity of the building involved. Any action granting modification shall be recorded in the files of the code enforcement agency.

Article VII – Tests

- A. Whenever there is insufficient evidence of compliance with the provisions of this code or that any material, method or design does not conform to the requirements of this code, the Building Official may require tests as proof of compliance to be made at no expense to this jurisdiction.
- B. Test methods shall be as specified by this code or by other recognized test standards. If there are no recognized and accepted test methods for the proposed alternate, the Building Official shall determine test procedures.
- C. All tests shall be made by an approved testing agency. Reports of such tests shall be retained by the Building Official for the period required for the retention of public records.

Article VIII – Powers and Duties of Building Official

Section 1 – General

- A. There is hereby established a code enforcement agency which shall be under the administrative and operational control of the Building Official.
- B. The Building Official is authorized to enforce all the provisions of this code.
- C. The Building Official shall have the power to render written and oral interpretations of this code and to adopt and enforce administrative procedures in order to clarify the application of its provisions. Such interpretations, rules, and regulations shall be in conformance with the intent and purpose of this code.

Section 2 – Deputies

In accordance with prescribed procedures and with the approval of the appointing authority, the Building Official may appoint technical officers and inspectors and other employees to carry out the functions of the code enforcement agency.

Section 3 – Right of Entry

When it may be necessary to inspect to enforce the provisions of this code or the Building Official has reasonable cause to believe that there exists in a building or upon a premises a condition which is contrary to, in violation of this code or which otherwise makes the building premises unsafe, dangerous or hazardous, the Building Official, in accordance with administrative policy, may enter the building or premises at reasonable times to inspect or to perform the duties imposed by this code, provided that if such building or premises be occupied that credentials be presented to the occupant and entry requested. If such building or premises are unoccupied, the Building Official shall first make a reasonable effort to locate the owner or other person having charge or control of the building or premises and request entry. If entry is refused, the Building Official shall have recourse to the remedies provided by State law or City Ordinance to secure entry.

Section 4 – Stop Work Orders

Whenever any work is being done contrary to the provisions of this code (or other pertinent laws or ordinances implemented through its enforcement), the Building Official may order the work stopped by notice in writing served on any person(s) engaged in the doing or causing of such work to be done. Such person(s) shall stop such work until specifically authorized by the Building Official to proceed thereafter.

Section 5 – Authority to Disconnect Utilities in Emergencies

The Building Official or the Building Official's authorized representative shall have the authority to disconnect fuel-gas utility service, and/or other energy supplies to a building, structure, premises or equipment regulated by this code when necessary to eliminate an immediate hazard to life or property. The Building Official shall, whenever possible, notify the serving utility, the owner and occupant of the building, structure or premises of the decision to disconnect prior to taking such action, and shall notify such serving utility, owner and occupant of the building, structure or premises in writing of such disconnection within a reasonable time thereafter.

Section 6 – Authority to Abate Hazardous Equipment

- A. When the Building Official ascertains that equipment, or any portion thereof, regulated by this code has become hazardous to life, health or property, the Building Official shall order the equipment either removed from its location or restored to a safe and/or sanitary condition, as appropriate. The notice shall be in writing and contain a fixed time limit for compliance. Persons shall not use the defective equipment after receiving notice.
- B. When equipment or an installation is to be disconnected, written notice of the disconnection (and causes therefore) shall be given within 24 hours to the involved utility, the owner and/or occupant of the building, structure or premises. When equipment is maintained in violation of this code and in violation of a notice issued pursuant to the provisions of this section, the Building Official may institute such action as he/she deems necessary to prevent, restrain, correct or abate the violation.

Section 7 – Connection After Order to Disconnect

No person shall make a connection to or from an energy, fuel or power supply to any equipment regulated by this code which has been disconnected or ordered disconnected or discontinued by the Building Official until the Building Official specifically authorizes the reconnection and/or use of such equipment.

Section 8 – Maintenance

All buildings and structures, both existing and new, and all new parts thereof, shall be maintained in a safe and sanitary condition. All devices or safeguards, which are required by this code, shall be maintained in conformance with the code edition under which installed. The owner or the owner's designated agent shall be responsible for the maintenance of buildings and structures. To determine compliance with this section, the Building Official may cause a structure to be re-inspected.

Section 9 – Occupancy Violations

Whenever any building, structure or equipment therein regulated by this code is used contrary to the provisions of this code, the Building Official may order such use discontinued and the structure (or portion thereof) vacated. All persons using the structure (or portion thereof) shall discontinue use within the time prescribed by the Building Official in his notice and make the structure, or portion thereof, comply with the requirements of this code.

Article IX – Appeals

Section 1 – Board of Appeals

- A. In order to hear and decide appeals of orders, decisions or determinations made by the Building Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals consisting of members who are qualified by experience and training to pass on matters pertaining to building construction and who are not employees of the jurisdiction. The Building Official shall be an ex officio member of and shall act as secretary to the Board but shall have no vote on any matter before the Board. The Board of Appeals shall be appointed by the governing body and shall hold office at its pleasure. The Board shall adopt rules of procedure for conducting its business, and render all decisions and findings in writing to the appellant with a duplicate copy to the Building Official.
- B. The Board of Appeals shall have no authority relative to interpretation of the administrative provisions of this code nor shall the Board be empowered to waive requirements of this code.

Section 2 – Appeal Procedure

Any decision relating to the suitability of alternate materials and methods of construction or interpretation by the Building Official with regard to the Building Code may be appealed to the Board of Appeals in conformance with procedures provided herein.

Section 3 – Filing Parties

Appeals may only be filed by the following parties affected by a decision:

1. The owner or authorized agent;
2. Any resident or property owner within 150 feet of a parcel of land that is the subject of the decision;
3. Any agency, officer, or department of the City, which has the responsibility for providing City facilities and/or services to the parcel of land; or
4. Ten adult residents of the City of Sweet Home

As outlined in ORS 455.070, the municipality or agency may charge the filing party for the necessary costs of supplying, copying and distributing complaint form. Fee shall be set by resolution.

Section 4 – Board Meeting

The Building Official shall schedule a meeting of the Board within 15 days of the filing of the appeal. The Board of Appeals shall grant a hearing or dismiss the appeal. The appeal shall be dismissed if the Board finds that the appeal does not meet the criteria in Article IX, Section 3. If the appeal is dismissed, the Building Official's decision is final. The hearing shall be held not later than 30 days after filing the appeal.

Article X – Plans and Permits

Section 1 – Issuance

- A. The application, plans, specifications, computations and other data filed by an applicant for a permit shall be reviewed by the Building Official. Such plans may be reviewed by other departments of this jurisdiction to verify compliance with any applicable laws under their jurisdiction. If the Building Official finds that the work described in an application for a permit and the plans, specifications and other data filed therewith conform to the requirements of this code and other pertinent laws and ordinances, and that the fees have been paid, the Building Official shall issue a permit therefore to the applicant.
- B. When the Building Official issues the permit where plans are required, the Building Official shall endorse in writing or stamp the plans and specifications "APPROVED". Such approved plans and specifications shall not be changed, modified and altered without authorizations from the Building Official, and all work regulated by this code shall be done in accordance with the approved plans;
- C. The Building Official may issue a permit for the construction of part of a building or structure before the entire plans and specifications for the whole building or structure have been submitted or approved, provided adequate information and detailed statements have been filed complying with all pertinent requirements of this code. The holder of a partial permit shall proceed without assurance that the permit for the entire building or structure will be granted.

Section 2 – Retention of Plans

One set of approved plans, specifications and computations shall be retained by the Building Official for a period specified by OAR; and one set of approved plans and specifications shall be returned to the applicant, and the set shall be kept on the site of the building or work at all times during which the work authorized thereby is in progress.

Section 3 – Validity of Permit

- A. The issuance or granting of a permit or approval of plans, specifications and computations shall not be construed to be a permit for, or an approval of, any violation of the provisions of this code or of any other ordinance of the jurisdiction or any other federal, state or local law, statute, rule, regulation or ordinance.
- B. The issuance of a permit based on plans, specifications and other data shall not prevent the Building Official from thereafter requiring the correction of errors in the plans, specifications and other data, or from preventing building operations being carried on thereunder when in violation of this code or any other ordinances of this jurisdiction.

Section 4 – Expiration of Plan Reviews

Applications for which no permit is issued within 180 days following the date of the application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the Building Official. The Building Official may extend the time for action by the applicant for an additional period not exceeding 180 days on request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. No application shall be extended more than one time. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.

Section 5 – Permit Expiration, Extension and Reinstatement

- A. Every permit issued by the Building Official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized is not commenced within the time limitations set forth in this section.
- B. Every permit issued by the Building Official shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. The work shall not be considered suspended or abandoned where the permittee has pursued activities deemed by the Building Official to indicate the intent to start and complete the project. The Building Official may require the permittee to document these activities.
- C. Every permit issued by the Building Official shall expire by limitation and become null and void 24 months after the date of permit issuance. If the building or work authorized by such permit has not received final inspection approval prior to the permit expiration date, all work shall stop until a new permit is obtained for the value of the work remaining unfinished. **EXCEPTION:** At the time of permit issuance the Building Official may approve a period exceeding 24 months for completion of work when the permittee can demonstrate that the complexity or size of the project makes completing the project within 24 months unreasonable.
- D. Any permittee holding an unexpired permit may apply for an extension of the time within which work is to be completed under that permit when the permittee is unable to complete work within the time required by this section for good and satisfactory reasons. The Building Official may extend the time for action by the permittee for an additional period not exceeding 180 days on written request by the permittee showing that circumstances beyond control of the permittee have prevented work from being completed. No permit shall be extended more than once.
- E. Where a permit has expired, the permit can be reinstated and the work authorized by the original permit can be recommenced providing the following are met:
 - 1. The Building Code under which the original permit was issued and other laws which are enforced by the code enforcement agency have not been amended in any manner which affects the work authorized by the original permit;
 - 2. No changes have been made or will be made in the original plans and specifications for such work;
 - 3. The original permit expired less than one year from the request to reinstate.

The fee for a reinstated permit shall be one-half the amount required for a new permit. Where the request for reinstatement does not comply with the proceeding criteria, a new permit, at full permit fees, shall be required.

Section 6 – Work Without a Permit/Investigation Fees

- A. Whenever any work for which a permit is required by this code has been commenced without first obtaining the permit, a special investigation shall be made before a permit may be issued for such work.
- B. An investigation fee, in addition to the permit fee, may be collected whether or not a permit is then or subsequently issued. The payment of such investigation fee shall not exempt any person from compliance with all other provisions of this code nor from any penalty prescribed by law.

Section 7 – Non Transferable

A permit issued to one person or firm is not transferable and shall not permit any other person or firm to perform any work thereunder.

Section 8 – Suspension/Revocation

The Building Official may, in writing, suspend or revoke a permit issued under the provisions of this code whenever the permit is issued in error on the basis of incorrect information supplied, or if its issuance (or activity thereunder) is in violation of any ordinance or regulation of any other provisions of the City code.

Section 9 – Inspections

- A. It shall be the duty of the permit holder or authorized agent to request all inspections that may be necessary or otherwise required in a timely manner, provide access to the site, and to provide all equipment as may be deemed necessary or appropriate by the Building Official. The permit holder shall not proceed with construction activity until authorized to do so by the Building Official. It shall be the duty of the permit holder to cause the work to remain accessible and exposed for inspection purposes. Any expense incurred by the permit holder to remove or replace any material required for proper inspection shall be the responsibility of the permit holder or his/her agent.
- B. Work requiring a permit shall not be commenced until the permit holder or an agent of the permit holder has posted or otherwise made available an inspection record card such as to allow the Building Official to conveniently make the required entries thereon regarding inspection of the work. The permit holder shall maintain this card available until the Building Official has granted final approval.

Article XI – Minor Plumbing Installation Labels Random Inspection Program

The City establishes a minor plumbing installation labels random inspection program as prescribed by the State of Oregon and any registered plumbing contractor shall comply with such program.

Article XII – Remedies

The remedies, which include penalties herein, provided for in this chapter or sections thereof, shall be cumulative and not exclusive and shall be in addition to any and all other remedies available to the City. Abatement of the violations of this chapter can be accomplished by any remedy open to the City, including using the procedures set out in SHMC Chapter 8.04 for abatement of nuisances. If abatement is performed by the City under SHMC Chapter 8.04, the cost thereof shall become a lien on the property, and/or an obligation of the owner of the property as is set out in such chapter.

Article XIII – Violation – Penalty

Violation of this chapter constitutes a violation and may be prosecuted under the provisions of SHMC Chapter 9.36 and any amendments thereto and Sweet Home Ordinance No. 1128. Each day that a violation exists is a separate offense.

Chapter 15.03 - Various Codes

Article 1	Structural Code
Section 1	Enforcement of State Code
Section 2	Adoption of fire flow requirements

Section 3	Adoption of additional NFPA standards
Section 4	Excavation and grading/erosion control
Article II	Mechanical Code
Section 1	Enforcement of State Code
Section 2	Process piping
Article III	Plumbing Code
Section 1	Enforcement of State Code
Article IV	One and Two Family Dwelling Code
Section 1	Enforcement of State Code
Article V	Manufactured Dwelling Code – Parks
Section 1	Enforcement of State Rules
Article VI	Manufactured Home Installations
Section 1	Enforcement of State Rules
Article VII	Dangerous Building Code
Section 1	Unsafe Buildings
Section 2	Adoption of Uniform Code for the Abatement of Dangerous Buildings
Section 3	Emergency
Section 4	Time Period for Appeal
Section 5	Remedies
Section 6	Violation – Penalties
Article VIII	Rules
Article IX	Fees
Article X	Severability
Article XI	Violation – Penalties

Article I – Structural Code

Section 1 – Enforcement of State Code

The Oregon Structural Special Code, as adopted by OAR 918-460-0010 through 918-460-0015, except as modified in this chapter, is adopted as part of this chapter, as enacted or hereafter amended.

Section 2 – Adoption of Fire Flow Requirements

Appendix Chapter 9 Division II of the 1998 edition of the Oregon Structural Specialty Code is adopted as part of this code, as enacted or hereafter amended.

Section 3 – Adoption of Additional NFPA Standards

- 1) National Fire Protection Association (NFPA) standard 20, Centrifugal Fire Pumps (1996 Edition), is adopted as part of this code, as enacted or hereafter amended.
- 2) National Fire Protection Association (NFPA) standard 24, Private Fire Service Mains and Their Appurtenances (1995 Edition), is adopted as part of this code, as enacted or hereafter amended.

Section 4 – Excavation and Grading/Erosion Control

Appendix Chapter 33 of the Uniform Building Code, 1997 Edition, published by the ICBO, except Tables 33-A and 33-B, is adopted as part of this chapter, as enacted or hereafter amended.

Article II – Mechanical Code

Section 1 – Enforcement of State Code

The Oregon Mechanical Specialty Code, as adopted by OAR 918-440-0010 and 918-440-0040, except as modified in this chapter, is adopted as part of this chapter, as enacted or hereafter amended.

Section 2 – Process Piping

- 1) Appendix Chapter 14 of the Uniform Mechanical Code, 1994 Edition, published by the international Conference of Building Officials, except as modified in the following paragraph, is adopted as part of this chapter, as enacted or hereafter amended.
- 2) Section 1401 of this Appendix chapter is modified to read as follows: The regulations of this chapter shall govern the installation of hazardous process piping in or in conjunction with a building or structure or located upon the premises.

Article III – Plumbing Code

Section 1 – Enforcement of State Code

The Oregon Plumbing Specialty Code, as adopted by OAR 918-750-110, except as modified in this chapter, is adopted as part of this chapter, as enacted or hereafter amended.

Article IV – One and Two Family Dwelling Code

Section 1 – Enforcement of State Code

The Oregon One and Two Family Dwelling Specialty Code, as adopted by OAR 918-480-0000, excepted as modified in this chapter, is adopted as part of this chapter, as enacted or hereafter amended..

Article V – Manufactured Dwelling Code – Parks

Section 1 – Enforcement of State Rules

The manufactured dwelling park and mobile home park rules adopted by OAR 918-600-0005 through 918-600-0095, except as modified in this Chapter are adopted as part of this chapter, as enacted or hereafter amended.

Article VI – Manufactured Home Installations

Section 1 – Enforcement of State Rules

The manufactured dwelling rules adopted by OAR 918-500-0020, except as modified in this chapter, are adopted as part of this chapter, as enacted or hereafter amended.

Article VII – Dangerous Buildings Code

Section 1 – Unsafe Buildings

- 1) All buildings or structures regulated by this code which are structurally unsafe or not provided with adequate egress, or which constitute a fire hazard, or are otherwise dangerous to human life are, for the purpose of this section, unsafe. Any use of buildings or structures constituting a hazard to safety, health or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster, damage or abandonment is, for the purpose of this section, an unsafe use. Parapet walls, cornices, spires, towers, tanks, statuary and other appendages or structural members which are supported by, attached to, or a part of a building and which are in deteriorated condition or otherwise unable to sustain the design loads which are specified in this code are hereby designated as unsafe building appendages.

- 2) All such unsafe buildings, structures or appendages are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, demolition or removal in accordance with the procedures set forth in the Uniform Code of Abatement of Dangerous Buildings or such alternate procedures as may have been or as may be adopted by this jurisdiction. As an alternative, the Building Official, or another employee or official of this jurisdiction as designated by the governing body, may institute any other appropriate action to prevent, restrain, correct or abate the violation.

Section 2 – Adoption of Uniform Code for the Abatement of Dangerous Buildings

The 1997 ICBO Uniform Code for the Abatement of Dangerous Buildings is adopted by reference as is fully set forth herein as now enacted or hereafter amended, with the following revisions and deletions:

- A. Section 701.1 shall read as follows:

General. After any order of the Building Official or the Board of Appeals made pursuant to this code shall have become final, no person to whom any such order is directed shall fail, neglect or refuse to obey any such order. Any such person who fails to comply with any such order is guilty of a violation.

- B. Sections 901, 902 and 903 wherein reference is made to “clerk of this jurisdiction”, said reference shall read “City Manager”.

- C. Section 908.2 wherein reference is made to “7 percent per annum”, said reference should read “9 percent per annum”.

- D. Section 910 shall read as follows:

If the County Assessor and the County Tax Collector assess property and collect taxes for this jurisdiction, a certified copy of the assessment shall be filed with the County Assessor. The descriptions of parcels reported shall be those used for the same parcels on the County Assessor’s map books for the current year.

- E. Sections 205, 802, 909 and Chapters 5 and 6 shall hereby be deleted.

Section 3 – Emergency

The procedures of this chapter need not be followed where a building is unmistakably dangerous and imminently endangers human health, life or property. In such instance, the Building Official, Fire Chief or Fire Marshal may proceed summarily to abate the building. The cost of abatement shall be assessed against the owner of the property upon which the building was situated as provided in this chapter.

Section 4 – Time Period for Appeal

Notwithstanding Section 401.2.5 of the Uniform Code of Abatement of Dangerous Buildings as adopted by Section 2, the time period for appeals from notices, orders, or action of the Building Official shall be 10 days.

Séction 5 – Remedies

The remedies, which include penalties herein provided for in this chapter or sections thereof, shall be cumulative and not exclusive and shall be in addition to any and all other remedies available to the City. Abatement of the violations of this chapter can be accomplished by any remedy open to the City, including using the procedures set out in SHMC Chapter 8.04 for abatement of nuisances. If abatement is performed by the City under SHMC Chapter 8.04, the cost thereof shall become a lien on the property, and/or an obligation of the owner of the property as is set out in such chapter.

Section 6 – Violations – Penalties

Violation of this chapter constitutes a violation and may be prosecuted under the provisions of SHMC Chapter 9.36 and any amendments thereto and Sweet Home Ordinance No. 1128. Violation of any provision of the Uniform Code of Dangerous Buildings as adopted in Section 2 can be prosecuted as a violation pursuant to SHMC Chapter 9.36 as now enacted or hereafter amended and Sweet Home Ordinance 1128, except that violation of the code by entering or remaining in a building posted pursuant to Section 404 or Section 701, defacing or removing said posted notice, or violating Section 703 of the code shall be dealt with by prosecution under applicable criminal laws as they apply to the situation. Each day that a violation exists is a separate offense.

Chapter 15.05 - Rules

Article VIII

Section 1 – Rules

The Building Official is authorized to promulgate additional administrative rules and regulations related to the efficient administration and enforcement of the Uniform Code for Building Conservation.

Chapter 15.06 - Fees

Article IX

Section 1 – Fees

- A. The Building Official may authorize the refunding of fees paid in accordance with the refund policy in effect in the jurisdiction.
- B. The determination of value or valuation under any provisions of this code shall be made by the Building Official. The value to be used in computing the building permit and plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, painting, roofing, electrical, plumbing, heating, air-conditioning, elevators, fire-extinguishing systems and any other permanent equipment.
- C. Fees shall be reviewed annually, in accordance with ORS 455, and in such a time as to be recognized in this jurisdiction's annual budget.
- D. Fees shall be established as necessary and reasonable to provide for the Administration and Enforcement of any specialty code or codes and that such fees shall be used for the Administration and Enforcement of a Building Inspection Program.

Chapter 15.08 - Severability

Article X

Section 1 – Severability

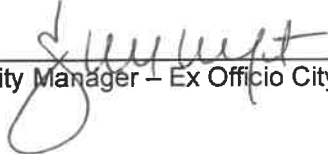
If any section, paragraph, subdivision, clause, sentence or provisions of this title shall be adjudged by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair, invalidate, or nullify the remainder of the title, but the effect thereof shall be confined to the section, paragraph, subdivision, clause, sentence or provision immediately involved in the controversy in which such judgment or decree shall be rendered, it being the intent of the governing body to enact the remainder of this title notwithstanding the parts to be declared unconstitutional and invalid.

Passed by the Council and approved by the Mayor this 11th day of July 2000.



Mayor

ATTEST:



City Manager – Ex Officio City Recorder