

**CITY OF PANHANDLE
ORDINANCE NO. 595**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PANHANDLE, TEXAS,
AMENDING THE CODE OF ORDINANCES SECTION 3.201 PERMIT REQUIRED AND
SECTION 3.202 BUILDING PERMIT FEES; PROVIDING A REPEALER; PROVIDING
SEVERABILITY; PROVIDING A PENALTY AND PROVIDING AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Panhandle, Texas has determined that the issuance of building permits to contractors performing work in the City needs to be closely regulated so as to protect the citizens; and

WHEREAS, the City Council believes that the current provisions of Article 3.200 do not provide the desired level of protection of the public's health, safety and welfare in the permit issuing process; and

WHEREAS, the City Council desires to amend Sections 3.201 and 3.202 of the Code of Ordinances in order to better protect the health, safety and welfare of its citizens.

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

**SECTION 1
AMENDMENTS**

That Section 3.201 is AMENDED to read as follows:

Sec. 3.201 Permit Required

In any case wherein the value of labor and materials to be used shall be \$250.00 or more, before the erection, construction, alteration, or repair of any building, structure, or wall, or any part thereof, or for any platform, staging, or flooring to be used for standing or seating purposes, is commenced, the owner or lessee, or agent of either, or the architect or builder employed by such owner or lessee in connection with proposed construction or alteration, shall apply to the building official of the City of Panhandle for a permit to do such work. The application shall be in duplicate form provided by the City of Panhandle, and shall provide such information as is necessary in order to show that the proposed construction, alteration, or repair is in conformity with all applicable ordinances and building codes of the City of Panhandle. Such application may also serve as the application for a certificate of occupancy and compliance when such certificate is required by the zoning ordinance. Upon examination of the application, if the building official

is satisfied that such proposed construction, alteration, or repair is in conformity with all applicable ordinances, he shall indicate his acknowledgement of conformity with the applicable laws.

That Section 3.202 is AMENDED to read as follows:

Sec. 3.202 Building Permit Fees

After review of the building permit application by the building official:

- (a) A building permit may be issued by the city secretary upon:
 - 1. Presentation of plans and specifications setting forth detail of the proposed improvements; and
 - 2. Payment of the required permit fee of twenty dollars (\$20.00) plus payment of fifteen cents (\$.15) per square foot for any enclosed structure.
- (b) Roofing contractors:
 - 1. Shall pay a non-refundable \$20.00 permit fee plus \$3.50 per square for every roofing permit obtained (non-refundable).
 - 2. May use the City landfill for no additional charge, when the landfill is open. If the landfill is closed or is out of service due to weather, etc., then it is the responsibility of the contractor to dispose of the shingles/roofing debris at the contractor's own expense, in accordance with all applicable laws.
 - 3. Will have thirty (30) days from the time the permit is issued to complete the work. After the expiration of 30 days, another permit will have to be obtained. (This will eliminate the city holding any permit for longer than 30 days.)
- (c) The City reserves the right to deny the issuance of a permit to any contractor based on the contractor's non-compliance with city policy, ordinances or state law; or complaints made against the contractor.

SECTION 2
REPEALER

That, Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided, however, that any complaint, action, claim or lawsuit that has been initiated or has arisen under or pursuant to any of the ordinances or sections thereof that have been specifically repealed on the date of adoption of this Ordinance shall continue to be governed by the provisions of such ordinance or section thereof and for that purpose the ordinance or section thereof shall remain in full force and effect.

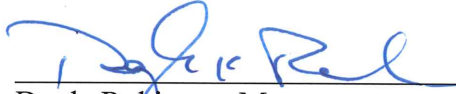
SECTION 3
SEVERABILITY

That, if any provision, section, subsection, sentence, clause or the application of the same to any person or set of circumstances for any reason is held to be unconstitutional, void or invalid or for any reason unenforceable, the validity of the remaining portions of this Ordinance or the application thereby shall remain in effect, it being the intent of the City Council of the City of Panhandle in adopting this Ordinance, that no portion thereof or provision contained herein shall become inoperative or fail by any reasons of unconstitutionality of any other portion or provision.

SECTION 4
EFFECTIVE DATE

That, this ordinance shall become effective upon final passage by the City Council.

PASSED, APPROVED, AND ADOPTED, on the 30th day of October, 2018, at a regular meeting of the City Council of the City of Panhandle, Texas, which meeting was held in compliance with the Open Meetings Act, Tex Gov't Code, §551.001, et.seq., at which meeting a quorum was present and voting.


Doyle Robinson, Mayor

ATTEST:


Veronica Willburn, City Secretary

