

ORDINANCE

On motion of *Mr. Bell* and seconded by *Mr. Wilkerson* the following ordinance was introduced:

AN ORDINANCE ESTABLISHING MINIMUM HEALTH AND HOUSING STANDARDS: PROVIDING FOR AN ENFORCING OFFICIAL: CREATING A BOARD OF HOUSING APPEALS: PROVIDING FOR THE INSPECTION OF DWELLINGS AND PREMISES: AND FOR OTHER PURPOSES.

WHEREAS, the elimination of slums and blighted areas and the prevention of their future growth is a matter of concern to the people of the City of De Leon, Texas

WHEREAS, in this City, there are dwelling structures which are so dilapidated, unsafe, unhygienic, or unsanitary, as to constitute a menace to the health and safety of the people; and,

WHEREAS, this City has the right and duty to adopt and enforce such health and sanitary regulations as are necessary in order to prevent the spread of disease.

BE IT THEREFORE ORDAINED BY THE MAYOR AND

Section 1. Adoption of Minimum Housing Code.

There is hereby adopted by the Mayor and Council of De Leon, Texas that certain health and housing standards known as the Southern Standard Housing Code, 1965 Edition, of which not less than three (3) copies have been and are now filed in the office of the Clerk of the City of De Leon, Texas, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling on all dwellings and premises within the corporate limits of De Leon, Texas.

Section 2. Establishment of the Office of Housing Enforcing Official.

- (a) The office of Housing Enforcing Official is hereby created.
- (b) The Building Official shall be appointed by the Mayor subject to confirmation of the Council. His appointment shall continue during good behavior and satisfactory service. He shall not be removed from office except for cause after full opportunity has been given him to be heard on specific charges.

Section 3. Establishment of a Housing Board of Appeals.

- (a) There is hereby created a Board of Housing Appeals which shall consist of five (5) members appointed by the Mayor subject to confirmation of the Council
- (b) This Board shall act by majority vote of the members present.
- (c) Said Board shall have the power and be required to hold public hearings in deciding appeals where it is alleged there is an error in law or fact in any order or decision of the Housing Enforcing Official in the enforcement of this ordinance.

Section 4. Duties of the Housing Enforcing Official

It shall be the duty of the Housing Enforcing Official to enforce all laws and provisions specified in the Southern Housing Code, 1965 Edition.

Section 5. Right of Entry.

The Housing Enforcing Official, in the discharge of his official duties, and upon proper identification, shall have authority to enter any building, structure, or premises at any reasonable hour.

Section 6. Saving Clause.

Nothing in this ordinance or in the code hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred, nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section 7. Validity.

The invalidity of any section or provision of this ordinance or of the code hereby adopted shall not invalidate other sections or provisions thereof.

Section 8. Inconsistent Ordinances Repealed.

Ordinances or parts thereof in force at the time that this ordinance shall take effect and inconsistent herewith, are hereby repealed.

Section 9. Date of Effect.

The provisions of this code shall take effect on the first day of February, 1968.

The Roll Call for the adoption of the foregoing Ordinance resulted as follows:

YEAS: 3

NAYS: 0

Absent: Belton Nabors

Signed: [Signature]
Mayor

Date Passed: Jan. 9, 1968

Attest: Eula Weaver

City Secretary

(SEAL)