

ORDINANCE NO. O-2019-0137

AN ORDINANCE AMENDING ZONING AND DEVELOPMENT CODE, CHAPTER 8, ARTICLE X, DIVISION 13, SECTION 163, CODE OF ORDINANCES (2018 EDITION), CITY OF ROUND ROCK, TEXAS, REGARDING MEMBERSHIP AND TERMS OF THE BUILDING STANDARDS COMMISSION; AND PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES AND RESOLUTIONS.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROUND ROCK, TEXAS:

I.

That Zoning and Development Code, Chapter 8, Article X, Division 13, Section 163, Code of Ordinances (2018 Edition), City of Round Rock, Texas, is hereby amended as follows:

**DIVISION 13. BUILDING STANDARDS COMMISSION (BSC)**

Sec. 8-163. – Building standards commission established.

- (a) *Creation.* The city hereby implements Chapter 4, subchapter C of the Texas Local Government Code (V.T.C.A., Local Government Code § 54.031 et seq.). Pursuant to such subchapter, the city council shall provide for the appointment of a ~~Building Standards Commission BSC~~, and the regulations and restrictions adopted shall be pursuant to the provisions of applicable statutory requirements for a ~~building standards commission BSC~~ under state law.
- (b) *Membership, terms and compensation.*
- (1) *Number, appointment.* The ~~building standards commission BSC~~ shall consist of five members. Appointment of members shall be made by the city council at the ~~second first~~ regular meeting of the city council ~~after the city election in August~~. All members shall reside within the corporate city limits or within the extraterritorial jurisdiction of the city during the time in which they serve on the ~~building standards commission BSC~~. To the extent possible, the city council shall appoint members to the ~~building standards commission BSC~~ who have experience or expertise in the building trade.
- (2) *Terms.* Terms for members shall be for two years, and shall expire on ~~June 15~~ August 31; provided, however, that the members shall continue to serve until their successors are appointed. Members shall not serve on the BSC for more than eight consecutive years.
- (3) *Initial appointments.* The initial appointments to the ~~building standards commission BSC~~ shall have staggered terms so that two members are appointed for one-year terms and three members are appointed for two-year terms.
- (4) *Vacancies.* Vacancies shall be filled by the city council for the unexpired terms of any member whose term becomes vacant.

1 (5) *Removal.* A ~~building standards commission~~ BSC member may be removed by the city council  
2 for cause on a written charge and after a public hearing if so requested by the building  
3 standards commission member subject to the removal action.

4 (6) *Compensation.* Members shall serve without pay. Members may be reimbursed for actual  
5 expenses incurred in the performance of their duties from available funds approved in advance.

6 ~~(7) *Alternates.* The city council shall be authorized to appoint up to eight alternate members of the~~  
7 ~~building standards commission who shall serve in the absence of one or more regular members~~  
8 ~~when requested to do so by the mayor or city manager. The alternate members serve for two-~~  
9 ~~year terms and are subject to removal in the same manner as the regular members.~~

## 11 II.

12 A. All ordinances, parts of ordinances, or resolutions in conflict herewith are  
13 expressly repealed.

14 B. The invalidity of any section or provision of this ordinance shall not  
15 invalidate other sections or provisions thereof.

16 C. The City Council hereby finds and declares that written notice of the date,  
17 hour, place and subject of the meeting at which this Ordinance was adopted was posted  
18 and that such meeting was open to the public as required by law at all times during  
19 which this Ordinance and the subject matter hereof were discussed, considered and  
20 formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas  
21 Government Code, as amended.

22 Alternative 1.

23 By motion duly made, seconded and passed with an affirmative vote of all the  
24 Council members present, the requirement for reading this ordinance on two separate  
25 days was dispensed with.

26 **READ, PASSED, and ADOPTED** on first reading this \_\_\_\_ day of  
27 \_\_\_\_\_, 2019.

1 Alternative 2.

2       **READ** and **APPROVED** on first reading this the \_\_\_\_\_ day of  
3 \_\_\_\_\_, 2019.

4       **READ, APPROVED** and **ADOPTED** on second reading this the \_\_\_\_\_ day of  
5 \_\_\_\_\_, 2019.

6  
7  
8  
9  
10 ATTEST:  
11

\_\_\_\_\_  
CRAIG MORGAN, Mayor  
City of Round Rock, Texas

12 \_\_\_\_\_  
13 SARA L. WHITE, City Clerk