

Ordinance amending the Code of Ordinances, Chapter 14, "Development Services," Article II, "City of Corpus Christi Technical Construction Codes," Division 8, "Residential Code," Section 14-291, "Residential construction code," by creating new subsection (6.1) pertaining to Section R302.1 of the International Residential Code for One- and Two-Family Dwellings, which relates to exterior walls and fire-resistant construction, in order to establish new exception language and include modifications to the applicable table; providing for severance, penalties, publication and an effective date.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:

SECTION 1. The Code of Ordinances, Chapter 14, "Development Services," Article II, "City of Corpus Christi Technical Construction Codes," Division 8, "Residential Code," Section 14-291, "Residential construction code," is amended by creating new subsection (6.1) pertaining to Section R302.1 of the International Residential Code for One- and Two-Family Dwellings, which relates to exterior walls and fire-resistant construction, in order to establish new exception language and include modifications to the applicable table, to read as follows:

"Sec. 14-291. Residential construction code. With the following additions, deletions, and revisions, the International Residential Code for One- and Two-Family Dwellings, 2009 Edition (Including Appendix O, Gray Water Recycling Systems (see International Residential Code Section R102.5 2009 Edition)), as published by the international Code Council, a copy of which, authenticated by the signatures of the Mayor and City Secretary of the City of Corpus Christi, made public record by this Section, and on file in the City Secretary's office, is incorporated by reference and adopted as the Residential Construction Code for the City of Corpus Christi:

"(1) * * *

"(6.1) R302.1 Exterior walls. Construction, projections, openings and penetrations of exterior walls of dwellings and accessory buildings shall comply with Table R302.1.

"Exceptions:

"1. * * *

* * *

"6. Projections may extend beyond the exterior wall on zero lot line construction. Projections shall be constructed from non-combustible material on the underside and may allow manufactured perforated soffit material installed for attic ventilation. The soffit may project a maximum of 24 inches, excluding noncombustible gutters, over the

adjacent property line. The projection into the adjacent property must have a private easement between owners, and must be recorded on the plat.”

“TABLE R302.1
EXTERIOR WALLS”

<u>EXTERIOR WALL ELEMENT</u>		<u>MINIMUM FIRE-RESISTANCE RATING</u>	<u>MINIMUM FIRE SEPARATION DISTANCE</u>
<u>Walls</u>	<u>(Fire-resistance rated)</u>	<u>1 hour-tested in accordance with ASTM E 119 or UL 263 with exposure from both sides</u>	<u><5 feet</u>
	<u>(Not fire-resistance rated)</u>	<u>0 hours</u>	<u>≥5 feet</u>
<u>Projections</u>	<u>(Fire-resistance rated)</u>	<u>1 hour on the underside</u>	<u>≥ 2 feet to 5 feet</u>
	<u>(Not fire-resistance rated)</u>	<u>0 hours</u>	<u>5 3 feet</u>
<u>Opening in Walls</u>	<u>Not allowed</u>	<u>N/A</u>	<u><3 feet</u>
	<u>25% maximum of wall area</u>	<u>0 hours</u>	<u>3 feet</u>
	<u>Unlimited</u>	<u>0 hours</u>	<u>5 feet</u>
<u>Penetrations</u>	<u>All</u>	<u>Comply with Section R317.3</u>	<u><5 feet</u>
		<u>None required</u>	<u>5 feet</u>

“For SI: 1 foot = 304.8 mm.
N/A = Not Applicable.”

SECTION 2. If, for any reason, any section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this ordinance is held to be invalid or unconstitutional by final judgment of a court of competent jurisdiction, such judgment shall not affect any other section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this ordinance, for it is the definite intent of this City Council that every section, paragraph, subdivision, sentence, clause, phrase, word, or provision of this ordinance be given full force and effect for its purpose.

SECTION 3. A violation of this ordinance or the requirements implemented under this ordinance constitutes an offense punishable under Sections 1-6, 1-6.1, and any other applicable provisions of The Code of Ordinances, City of Corpus Christi. Unless otherwise specifically stated within the provisions of this ordinance or The Code of Ordinances, City of Corpus Christi, any violation of this ordinance or requirements implemented under this ordinance punishable by a fine that exceeds the amount authorized by Section 12.23 of the Texas Penal Code shall require a culpable mental state of “criminal negligence.”

SECTION 4. Publication shall be made in the official publication of the City of Corpus Christi, as required by the City Charter of the City of Corpus Christi.

SECTION 5. This ordinance and its requirements take effect on and after April 15, 2013.

The foregoing ordinance was read for the first time and passed to its second reading on this the _____ day of _____, 2013, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

The foregoing ordinance was read for the second time and passed finally on this the _____ day of _____, 2013, by the following vote:

Nelda Martinez	_____	Chad Magill	_____
Kelley Allen	_____	Colleen McIntyre	_____
Rudy Garza	_____	Lillian Riojas	_____
Priscilla Leal	_____	Mark Scott	_____
David Loeb	_____		

PASSED AND APPROVED this the _____ day of _____, 2013.

ATTEST:

Armando Chapa
City Secretary

Nelda Martinez
Mayor