

FORT BEND COUNTY FY 2010
COMMISSIONERS COURT AGENDA REQUEST FORM
 Return Completed Form to: Agenda Coordinator, County Judge's Office

Date Submitted: December 30, 2009

Submitted By: Ann Werlein

Department: County Judge

Court Date: January 5, 2010

Telephone: 281-341-8634

SUMMARY OF ITEM:

Take all appropriate action to adopt Order Requiring the Application of the Provisions of Subchapter F, Chapter 233, Local Government Code, Related to Residential Building Code Standards, to the Unincorporated Areas of Fort Bend County.

Agreement/Appointment: YES NO ✓

Reviewed by County Attorney's Office: YES ✓ NO

List Supporting Documents Attached:

FINANCIAL SUMMARY:

Budgeted Item: YES NO

Funding Source: Fund:

Requires Auditor to Certify Funds: YES NO ✓

Instructions for submitting an Agenda Request:

- Completely fill out agenda form: incomplete forms will not be processed.
- Agenda Request Forms may be submitted by e-mail, fax, or inter-office mail, and all information must be provided by Wednesday at 2:00 p.m. to all departments listed below.
- Original back-up must be received in County Judge's Office by 2:00 p.m. on Wednesday.

DISTRIBUTION:

Original Form Submitted with back up to County Judge's Office: (✓ when completed)
 If by E-Mail to ospindon@co.fort-bend.tx.us If by Fax to: (281) 341-8609
 Distribute copies with back-up to all listed below. If by fax, send to the numbers below:

- | | |
|--|--|
| ✓ Auditor (281-341-3774) | ✓ Comm. Pct. 1 (281-342-0587) |
| ✓ Budget Officer (281-344-3954) | ✓ Comm. Pct. 2 (281-403-8009) |
| ✓ Facilities/Planning (281-633-7022) | ✓ Comm. Pct. 3 (281-242-9060) |
| ✓ Purchasing Agent (281-341-8642) | ✓ Comm. Pct. 4 (281-980-9077) |
| ✓ Information Technology (281-341-4526) | ✓ County Clerk (281-341-8697) |
| <input type="checkbox"/> Other: _____ | ✓ County Atty (281-341-4557) |

Recommendation:

1-8-10 orig. ret. to Ann at CO. Judge

STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

**ORDER REQUIRING THE APPLICATION OF THE PROVISIONS OF SUBCHAPTER F,
CHAPTER 233, LOCAL GOVERNMENT CODE,
RELATED TO RESIDENTIAL BUILDING CODE STANDARDS, TO THE
UNINCORPORATED AREAS OF FORT BEND COUNTY**

On this the 5 day of January, 2010, the Commissioners Court of Fort Bend County, Texas, sitting as the governing body of Fort Bend County, upon motion of Commissioner Patterson, seconded by Comm. Meyers, adopt this Order requiring the application of the provisions of Subchapter F, Chapter 233, Local Government Code in the unincorporated areas of Fort Bend County.

A builder, before commencing new residential construction, shall provide notice to Fort Bend County on a form prescribed by Fort Bend County of:

- (1) the location of the new residential construction;
- (2) the approximate date by which the new residential construction will be commenced; and
- (3) the version of the International Residential Code that will be used to construct the new residential construction.

Not later than the 10th day after the date of the final inspection of the new residential construction, the builder shall submit to the Fort Bend County Engineering Department and the person for whom the new residential construction is being built, notice of the inspection stating whether or not the inspection showed compliance with the building code standards applicable to that phase of construction. The notice shall be in the form adopted by Fort Bend County.

If proper notice is not submitted, Fort Bend County may take any or all of the following actions:

- (1) refer the inspector to the appropriate regulatory authority for discipline;
- (2) seek appropriate injunctive relief to prevent a violation or threatened violation of Subchapter F, Chapter 233, Local Government Code from continuing or occurring;
- (3) refer the builder for prosecution under §233.157 of the Local Government Code.

This order shall be effective April 1, 2010.

PASSED AND APPROVED this 5 day of January, 2010.

FORT BEND COUNTY

By: Robert E. Hebert
Robert E. Hebert, County Judge

ATTEST: Dianne Wilson
Dianne Wilson, County Clerk