

ORDINANCE 72 AMENDMENT A

AN ORDINANCE OF THE TOWN OF BAYSIDE, TEXAS, PROVIDING FOR THE AMENDMENT OF CITY ORDINANCE 72 MANUFACTURED HOUSING RELATED TO REGULATION OF FOUNDATIONS AND RELATED COMPATIBILITY STANDARDS; PROVIDING A SEVERABILITY CLAUSE AND PROVIDING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF BAYSIDE, TEXAS:

WHEREAS, the Town of Bayside has determined that the following amendments to the Bayside Manufactured Housing Ordinance are needed to ensure public health, safety and welfare of its citizens, Ordinance number 72 Bayside Manufactured Housing Ordinance is hereby amended as follows:

SECTION 1. That ARTICLE VI HUD-CODE MANUFACTURED HOUSING SEC. 1 is hereby amended to read as follows:

- B. No person, firm, corporation or other legal entity shall locate a manufactured home in the Town of Bayside or move a manufactured home from one lot or parcel of land to another without an approved Building permit from the Town of Bayside.
- C. No person, firm, corporation or other legal entity shall locate a manufactured home in the Town of Bayside or move a manufactured home from one lot or parcel of land to another without an approved Structure Moving permit from the Town of Bayside.

SECTION 2. That ARTICLE VI HUD-CODE MANUFACTURED HOUSING SEC. 2 D is hereby amended to read as follows:

- 1. Plans must include engineered foundation plans and details. Manufactured home foundation systems are to be designed by a licensed professional engineer having sufficient engineering knowledge and experience in structural and foundation slab engineering and registered in the State of Texas. Engineering letter for foundation design is required. This letter should include a statement that the foundation has been designed specifically for soils conditions of listed lot.
- 2. The engineer of record or his designated representative must perform construction inspections and observe:
 - a. placement of the concrete and the work as per plans and specifications; and
 - b. that tie down requirements are anchored and supported in accordance with the Texas Manufactured Housing Standards Act and the TDHCA Administrative Rules; and
 - c. that all work and materials meet the standards and specifications for which they were designed.
- 3. The engineer of record must submit to the City a Foundation Affidavit on a form provided by the City upon completion of any and all foundation work. The foundation affidavit must be submitted prior to the issuance of a certificate of occupancy.

SECTION 3. Severability. If any section, paragraph, sentence, clause, phrase or word contained in this ordinance shall be held unconstitutional by any court of this State or the United States of America, the invalidity of such portion of the ordinance shall not be construed to affect any other part of this ordinance.

SECTION 4. Conflict with other Ordinances. All ordinances or parts thereof including but not limited to Ordinance 72 conflicting or inconsistent with the provisions of this ordinance as adopted and amended herein, are hereby amended to the extent of such conflict. In the event of a conflict or inconsistency between this ordinance and any other code or ordinance of the City, the terms and provisions of this ordinance shall govern.

SECTION 5. Validity. The validity of any section, clause, sentence, or provision of this ordinance shall not effect the validity of any other part of this ordinance that can be given effect without such invalid part or parts. This ordinance shall not affect the validity of any deed restriction that is otherwise valid.

SECTION 6. EFFECTIVE DATE

This ordinance shall be effective upon adoption and shall be effective only after publication of this ordinance in its entirety or in summary form once in the official newspaper of the Town of Bayside.

Passed, ordained, approved and adopted this the 11th day of October, 2005.

Attest:

Connie Cramer
City secretary

By: Billy P. Frost
Mayor Town of Bayside, Texas