

ORDINANCE NO. 2008-6

**AN ORDINANCE ADOPTING AND ESTABLISHING A UNIFORM BUILDING CODE
FOR ALL RESIDENTIAL AND COMMERCIAL STRUCTURES IN THE CITY OF
BROOKWOOD AND SURROUNDING POLICE JURISDICTION**

An ordinance to adopt the uniform building code (hereinafter "Brookwood Building Code") prescribing regulations governing the construction, erection, alteration or improvement of buildings, or such other regulations as the case may be, in the corporate limits and police jurisdiction of the City of Brookwood, Alabama, providing for the enforcement of said regulations, and prescribing penalties for the violation thereof.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE
CITY OF BROOKWOOD, ALABAMA:**

Section 1. Pursuant to the authority granted to the cities and towns of Alabama by Section 11-45-8 of the Code of Alabama, 1975, as amended, there is hereby adopted by the City Council of Brookwood, Alabama, for the purpose of prescribing regulations governing the construction, erection, alteration or improvement of buildings, or such other regulations as the cases may be, all of that certain code printed in pamphlet forms known as *2003 International Building Code (including Appendix F thereto entitled "Rodent Proofing" and Appendix J thereto entitled "Grading")*, *2003 International Residential Building Code* and the *2003 International Existing Building Code*, of which not less than three (3) copies have been and now are filed in the office of the City Clerk of the City of Brookwood 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 within the corporation limits and police jurisdiction of the City of Brookwood.

Section 2. Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, shall severally, for each and every violation and noncompliance respectively, with each day constituting a new violation, be guilty of a misdemeanor punishable by fine not exceeding \$500 or by imprisonment for not less than 180 days, or by both such fines and imprisonment. The imposition of one penalty for violation shall not excuse the violation or permit it to continue. The application of the penalty shall not be held to prevent enforced removal of prohibited conditions.

Section 3. All former ordinances or parts thereof conflicting or inconsistent with provisions of this ordinance or of the code hereby adopted are hereby repealed.

Section 4. Should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the City of Brookwood Council that it would have passed all other portions of this ordinance and the code hereby adopted independent of the elimination there from or any such portion that may be declared invalid.

Section 5. This ordinance and the code hereby adopted shall take effect and be in force immediately upon its adoption and publication as required by law.

Section 6. That nothing in this ordinance or in the Brookwood Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or inconsistent ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

ORDAINED this the _____ day of _____ 2008.

TOWN OF BROOKWOOD

Alton Hyché, Mayor

ATTEST: _____
Town Clerk

CERTIFICATE OF POSTING

I hereby certify that the above and foregoing Resolution was posted on the ___ day of _____ 2008, at the following locations:

1. Brookwood Town Hall
2. Ken's (C) Store
3. Brookwood Shell
4. Hometown Grocery

Linda Barger, Town Clerk