

AN ORDINANCE 2006-01-05-45

**AMENDING THE ADOPTED 2003 UNIFORM MECHANICAL CODE TO REQUIRE EIGHT HOURS OF CONTINUING EDUCATION FOR MAINTENANCE OF MUNICIPAL MECHANICAL CONTRACTOR LICENSES, IN CONFORMITY WITH STATE LAW, AND SETTING A COST FOR EACH TRAINING EVENT.**

\* \* \* \* \*

**WHEREAS**, the City of San Antonio adopted the 2003 edition of the Uniform Mechanical Code (UMC) and local amendments to that Code by City Council action on July 22, 2004 via Ordinance 99483; and

**WHEREAS**, the Department of Development Services currently enforces the 2003 Uniform Mechanical Code (UMC); and

**WHEREAS**, the Mechanical Board of Appeals and city staff have conducted public meetings regarding the adoption of the continuing education amendment to the 2003 UMC and set a cost of \$150.00 per training event; and

**WHEREAS**, the Mechanical Board of Appeals and the Department of Development Services recommend approval and adoption of this amendment; and

**WHEREAS**, all prerequisites required by state statute and the City Charter for adoption of this amendment have been satisfied; **NOW THEREFORE**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The 2003 edition of the Uniform Mechanical Code, adopted by the City of San Antonio, Texas is amended by adding the language that is underlined (added) and deleting the language that is stricken (~~deleted~~) to the existing text.

**SECTION 2.** In order to conform to state licensing requirements regarding continuing education, the following previously adopted local amendment to the 2003 edition of the Uniform Mechanical Code is hereby modified, and in order to codify that amendment as modified, Chapter 6, section 6-67 "Amendments", of the City Code is amended to read as follows:

118.3 A San Antonio mechanical license may be issued to any person who meets the prerequisites listed below, successfully completes the San Antonio mechanical examination, attends eight hours of mandatory training each calendar year, and has paid the required license fee.

A new continuing education course will be conducted each year. Training curriculum will be established by the Chief Mechanical Inspector in accordance with state law and reviewed annually by the Board.

A licensee may not receive continuing education credit for attending the same course more than once. A fee shall be paid by the licensee for each course as established by the annual budget.

**SECTION 3.** The 2005-06 annual budget is hereby amended to include a fee of \$150.00 for each course.

**SECTION 4.** Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this Ordinance, or any appendix thereof, for any reason, be held illegal, inoperative, or invalid or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

**SECTION 5.** No other provision of the City Code is amended hereby. All other provisions shall remain in effect.

**SECTION 6.** It is officially found, determined, and declared that the meeting at which this ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Texas Revised Civil Statutes Annotated as amended Title 5, Chapter 551, Government Code.

**SECTION 7.** The City Clerk is directed to publish notice of this Ordinance in accordance with Section 17 of the City Charter.

**SECTION 8.** The publishers of the City Code are authorized to amend the City Code to reflect the changes adopted herein.

**SECTION 9.** This Ordinance shall become effective January 15, 2006 but in no case less than five days from the date of publication, whichever is later.

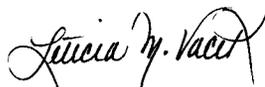
**PASSED AND APPROVED this 5th day of January, 2006.**



M A Y O R

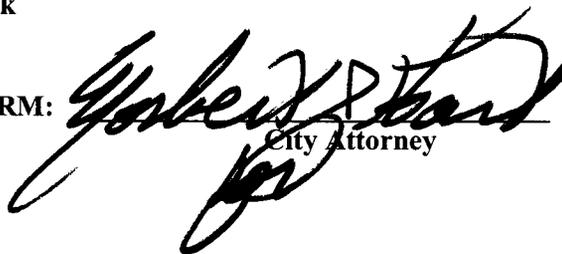
PHIL HARDBERGER

ATTEST:



Lucia M. Vaca  
City Clerk

APPROVED AS TO FORM:



Gilbert P. Starn  
City Attorney

# Agenda Voting Results

**Name:** 39.

**Date:** 01/05/06

**Time:** 03:41:28 PM

**Vote Type:** Multiple selection

**Description:** An Ordinance amending the adopted 2003 Uniform Mechanical Code to require eight hours of continuing education for maintenance of municipal Mechanical Contractor licenses, in conformance with State law, and setting a cost for each training event. [Presented by Florencio Peña, Director, Development Services; Jelyne LeBlanc Burley, Assistant City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1		x		
SHEILA D. MCNEIL	DISTRICT 2		x		
ROLAND GUTIERREZ	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
DELICIA HERRERA	DISTRICT 6		x		
ELENA K. GUAJARDO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
KEVIN A. WOLFF	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10		x		
MAYOR PHIL HARDBERGER	MAYOR		x		