

(Published in The Morning Sun on December 1st, 2015)

ORDINANCE NO. G-1241

AN ORDINANCE amending Sections 18-31 through and including Section 18-35 of the Pittsburg City Code and adopting and incorporating by reference the 2012 Edition of The International Residential Code, prepared, compiled and promulgated as a standard of the International Code Council (ICC), save and except such parts or portions as deleted, modified, supplemented or amended by Sections 18-32, 18-33, 18-34 and 18-35 and repealing Ordinance No. G-1007 of the City of Pittsburg, Kansas.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF PITTSBURG, KANSAS:

Section 1. Section 18-31 of the Pittsburg City Code is hereby amended to read as follows:

Sec. 18-31. International Residential Code Adopted.

The International Residential Code (IRC), 2012 edition, prepared, compiled and promulgated as a standard of the International Code Council (ICC), of which not less than three (3) copies are on file with the Office of the City Clerk, is hereby adopted and incorporated by reference fully as set forth herein, except as only such parts or portions thereof as are deleted, modified, supplemented or amended by Sections 18-32, 18-33, 18-34 and 18-35.

Section 2. Section 18-32 of the Pittsburg City Code is hereby amended to read as follows:

Sec. 18-32 of the Pittsburg City Code. Chapters Deleted.
Chapter 11 is deleted in its entirety.

Section 3. Section 18-33 of the Pittsburg City Code is hereby amended to read as follows:

Sec. 18-33 of the Pittsburg City Code. References Deleted.

(a) All references to the International Existing Building Code, International Private Sewage Disposal Code, and International Energy Conservation Code are hereby deleted.

(b) All references to Automatic Sprinkler Systems for one and two family dwellings are hereby deleted in their entirety in accordance with K.S.A. 12-16,219.

Section 4. Section 18-34 of the Pittsburg City Code is amended as follows:

Sec. 18-34 of the Pittsburg City Code. References Modified.

(a) All references to the International Code Council Electrical Code shall be changed to the current adopted National Electrical Code (NEC).

(b) All references to the International Plumbing Code shall be changed to the current adopted Uniform Plumbing Code.

Section 5. Section 18-35 of the Pittsburg City Code is amended as follows:

Sec. 18-35 of the Pittsburgh City Code. Amendments, Modifications and Supplements.

(a) Section 103 of the 2012 Edition of The International Residential Code is hereby amended as follows:

Section 103. Appointment and Liability

103.1 Deputies. In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the Building Official shall have the authority to appoint deputies. Such employees shall have powers as delegated by the Building Official.

103.2 Liability. The Building Official or employee charged with the enforcement of this code, while acting for the jurisdiction, in good faith and without malice in the discharge of the duties required by this code or other pertinent law or ordinance, shall not thereby be rendered liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of an act or by reason of an act or omission in the discharge of official duties. Any suit instituted against any officer or employee because of an act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by the jurisdiction until the final termination of the proceedings. The Building Official or any subordinate shall not be liable for costs in any action, suit or proceeding instituted for the good faith discharge of duties under the provisions of this code.

(b) Section R106.1.1 Construction Documents of the 2012 Edition of the International Residential Code is hereby amended, and shall read as follows:

Section R106.1.1 Construction Documents.

(1) One and Two-Family Dwellings: One set of drawings will be required for new, remodel and alterations. Previously approved plans for identical improvements proposed on a different lot may be referenced.

(2) Drawings required:

- (a) Site plan in compliance with provisions of this code.
- (b) Footing and foundation details.
- (c) Floor joist and rafter layout plan, showing sizes, spacing types including beams.
- (d) Wall sections, (specify joists, rafters) indicating truss or hand stacked. If prefabricated roof trusses are used, a component design sheet shall be submitted.
- (e) Insulation in walls, ceilings and floors.
- (f) Elevations; front only if the ground is level.
- (g) Front, back, and side elevations if the ground is not level.
- (h) Floor plans, basement, and other. For remodels and alterations, floor plan shall show existing and proposed walls, including floor joist and rafter layout. Showing spacing, type sizes and beam placement.
- (i) Plumbing, mechanical, and electrical diagrams as required to determine adequate size of services.

Exception: The Building Official is authorized to waive any of the above requirements to be prepared by a registered design professional if it is found that the nature of the work applied for is such that the inclusion of the above requirements is not necessary to obtain code compliance.

(c) Section R108.2 Schedule of Permit Fees of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R108.2 Schedule of Permit Fees.

Total Valuation	Fee
\$1.00 -- \$500.00	\$16.50
\$501.00 -- \$2,000.00	\$16.50 for the first \$500.00, plus \$2.00 for each additional \$100.00 or fraction thereof, to and including \$2,000.00.
\$2,001.00 -- \$25,000.00	\$45.00 for the first \$2,000.00, plus \$6.85 for each additional \$1,000.00 or fraction thereof, to and including \$25,000.00.
\$25,001.00 -- \$50,000.00	\$202.00 for the first \$25,000.00, plus \$4.65 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00.
\$50,001.00 -- \$100,000.00	\$332.00 for the first \$50,000.00, plus \$3.55 for each additional \$1,000.00 or fraction thereof, to and including \$100,000.00.
\$100,001.00 and up	\$509.00 for the first \$100,000.00, plus \$3.00 for each additional \$1,000.00 or fraction thereof.

(d) Section R112 of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R112. Board of Appeals/Building Trades Review Board.

(1) Purpose. For the purpose of determining questions of fact as to the acceptability and adequacy of alternate materials, equipment, and types of construction and for providing for the review of the interpretation of this code, there is hereby established the Building Code Board of Appeals / Building Trades Review Board, described as the board.

(2) Right of appeal. Any decision of the Building Official in the enforcement of the building codes may be appealed to the board by any person aggrieved or by any officer, department, board or commission of the City affected by any decision of said Building Official. Such appeal must be taken within 30 days from the date of the order or other ruling appealed, by filing with the Building Official a written notice of appeal setting forth the ground therefore. Before the board is called, the appellant shall pay a fee as established by ordinance, payable to the City. The Building Official shall then transmit to the board all papers constituting the record upon which the action appealed from is taken. An appeal stays all enforcement proceedings of the action appealed from except in emergency cases.

(3) Composition and appointment.

(a) Composition. The board shall consist of seven members. Each member shall be qualified by experience and training and pass upon matters pertaining to building construction and shall have had five years' experience in his occupation. One member shall be a professional engineer registered by the state; one member shall be an architect registered by the state; one member shall be a building contractor; one member shall be a licensed mechanical master, a licensed master electrician, a licensed master plumber; and one member shall be a lay member.

(b) Appointments. Members shall be appointed by the Mayor, with the approval of the Governing Body. The first three members appointed to the board of appeals will serve four years; the next two members shall serve three years. Vacancies shall be filled by appointment for the unexpired term only. The Governing Body may remove members for just cause upon written notice.

(c) Powers and duties. The board shall have the power to approve the use of alternate materials, equipment and types of construction whenever, in any specific case, the board shall find and determine that the application for a general rule or regulation governing such use will, by reason of exceptional circumstances or conditions, constitute a practical hardship; to hear and render decisions on all appeals from the decisions of the Building Official; and to hear and render decisions on appeals from the various examining committees created by the building code. The board shall further be empowered to interpret the intent of the building code in specific cases and to authorize responsible, minimum variance from the literal provision of the code where it is determined that such variance is, for the purpose intended, at least the equivalent of that prescribed in the code with respect to quality, strength, effectiveness, fire resistance, durability and safety. All rulings and actions of the board shall be consistent with the spirit and intent of the building code with respect to safety of human life. The board shall adopt reasonable rules and regulations for its conduct as it may deem necessary to carry out the requirements of this code. The board may recommend to the Building Official such new legislation as is consistent with their decisions.

(e) Meetings. The board shall fix a reasonable time for the hearing of the appeal, as well as due notice to the parties in interest, and decide the same within a reasonable time. The presence of three members of the board shall constitute a quorum and the affirmative vote of at least two members is required to pass a motion. Upon the hearing before the board, any party may appear in person or by agent or by attorney. In the hearing of appeals before the board, all testimony, objections thereto, and rulings shall be recorded and permanent records kept.

(f) Conflict of interest. No member of the board shall vote on any matter in which he has a direct or financial interest.

(g) Right of appeal. Any party aggrieved by any notice, finding or order may request a hearing before the board of appeals; and any interested party aggrieved by the determination of the board of appeals may appeal to the District Court within 30 days as provided by K.S.A. 60-2101(d).

(e) Section 113 Violations of the 2012 Edition of the International Residential Code hereby amended as follows:

Section 113. Violations. It shall be unlawful for any person, firm, or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any building or structure in the City, or cause the same to be done, contrary to or in violation of any of the provisions of this code. Any person, firm or corporation violating any of the provisions of this code shall be deemed guilty of a misdemeanor, punishable as prescribed by Sec. 1-7 of the City Code, and each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this code is committed, continue or permitted and, upon conviction of any such violation, such person shall be guilty of an offense.

(f) Table R301.2 of the 2012 Edition of the International Residential Code is hereby amended as follows:

Ground Snow Load	Wind Design		Seismic Design Category	Subject to Damage From			Winter Design Temp	Ice Barrier Underlayment Required	Flood Hazards	Air Freezing Index	Mean Annual Temp
	Speed (mph)	Topographic effects		Weathering	Frost line Depth	Termite					
20	90	NO	A	Severe	18"	M-H	7	NO		750	55

(g) Section R319 Site Address of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R319. Site Address. New and existing buildings shall be provided with approved address numbers or letters by the provisions of City Code Sec. 74-165 through Sec. 74-166.

(h) Section R320.1 Scope of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R320.1 Scope. Where there are four or more dwelling units or sleeping units in a single structure, the provisions of current edition of the Department of Justice’s “ADA Standards for Accessible Design” shall apply.

(i) Section R403.1.1 Minimum Size of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R403.1.1 Minimum size. Minimum size for concrete and masonry footings shall be no less than eight (8) inches in thickness or ten (10) inches in thickness when supporting a third floor of masonry veneer face. The minimum size for spread footings shall be no less than eighteen (18) inches in width and ten (10) inches in thickness. The minimum size for trench footings shall be no less than eight (8) inches in width and eighteen (18) inches in depth.

(j) Section R403.1.4 Minimum Depth of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R403.1.4 Minimum depth. All exterior footings shall extend a minimum of eighteen (18) inches below adjacent finish grade or into undisturbed soil whichever is the greatest depth. Where applicable, the depth of footings shall also conform to Sections R403.1.4.1 through R403.1.4.2.

(k) Section R403.1.3.1 Footing Reinforcement of the 2012 Edition of the International Residential Code is hereby amended as follows:

Section R403.1.3.1 Footing reinforcement. Spread footings with stem walls shall have a minimum of two (2) horizontal #4 bars running continuously throughout the footing placed no closer than three (3) inches from the bottom. Trenched footings (foundation) shall have a minimum of three (3) horizontal #4 bars spaced no more than twenty-four (24) inches apart continuously throughout the footing and vertical #4 bars placed no more than twenty-four (24) inches apart around the perimeter of the footing.

(l) Section R404.1.2.2 Reinforcement for Foundation Walls of the 2012 Edition of the International Residential Code is hereby supplemented as follows:

Section R404.1.2.2 Reinforcement for Foundation Walls. Unless designed by a professional engineer, the minimum steel reinforcement shall be as follows for foundation walls: Concrete foundation walls shall be laterally supported at the top and bottom. Horizontal reinforcement shall be #4 bars spaced twenty-four (24) inches maximum with the upper most bar no more than twelve (12) inches below the top of the wall. Vertical reinforcement shall be #4 bars spaced twenty-four (24) inches apart vertically.

(m) Chapter 26. General Plumbing Requirements: Section P2603.6.1 is hereby amended as follows:

P2603.6 - Freezing. In localities having a winter design temperature of 32°F (0°C) or lower as shown in table R301.2 (1) of this code, a water, soil or waste pipe shall not be installed outside of a building, in exterior walls, in attics or crawl spaces, or in any other place subjected to freezing temperature unless adequate provision is made to protect it from freezing by insulation or heat or both. Water service pipe shall be installed not less than 12 inches (305mm) deep below the frost line. Frost line within the City limits of Pittsburg is 18 inches.

(m) Chapter 26. General Plumbing Requirements: Section P2904.5.1 is hereby amended as follows:

P2603.6.1 - Sewer depth. Building sewers that connect to private sewage disposal systems shall be a minimum of 12 inches (305mm) below finished grade at the point of septic tank connection, Building sewers shall be a minimum of 12 inches (305mm) below grade.

(n) Chapter 29. Water Supply Requirements: Section P2904.5.1 is hereby amended as follows:

P2904.5.1 - Under concrete slabs. Inaccessible water distribution piping under slabs shall be copper water tube minimum Type L, brass, ductile iron pressure pipe, cross-linked polyethylene/aluminum/cross-linked polyethylene (PEX-AL-PEX) pressure pipe, chlorinated polyvinyl chloride (CPVC) or polybutylene (PB) or cross-linked polyethylene (PEX) plastic pipe or tubing -- all to be installed with NO FITTINGS under floor unless approved by the Building Official. The minimum pressure rating for plastic pipe or tubing installed under slabs shall be 100 psi at 180°F (689 kPa at 82°C).

(o) Chapter 31. Air Admittance Valves: Section P2904.5.1 is hereby amended as follows:

P3114.1 - General. Air admittance valves shall only be used where structural limitations prevent a vent from going through the roof, or as approved by the Building Official. Vent systems utilizing air admittance valves shall comply with this section. Individual-type and branch-type air admittance valves shall conform to ASSE 1051. Stack-type air admittance valves shall conform to ASSE 1050.

Section 6. Ordinance No. G-1007 and any other ordinance of the City in conflict with the provisions set forth are hereby repealed.

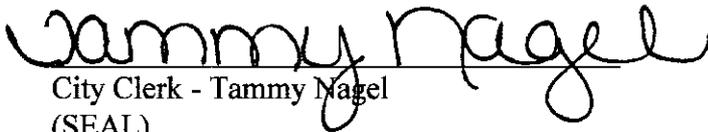
Section 7. This ordinance shall take effect and be in force on January 1, 2016 and after having been passed and published in the City's official newspaper.

APPROVED this 24th day of November, 2015.



Mayor - Chuck Munsell

ATTEST:



City Clerk - Tammy Nagel
(SEAL)

