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City of Las Cruces[®]
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Council Action and Executive Summary

Item # 14 Ordinance/Resolution# 2667

For Meeting of September 17, 2012
 (Ordinance First Reading Date)

For Meeting of October 1, 2012
 (Adoption Date)

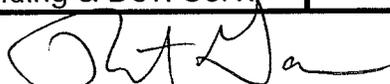
Please check box that applies to this item:

QUASI JUDICIAL LEGISLATIVE ADMINISTRATIVE

TITLE: AN ORDINANCE REPEALING AND REPLACING DIVISION 17, BUILDING STANDARDS OF CHAPTER 30, BUILDINGS AND BUILDING REGULATIONS OF THE LAS CRUCES MUNICIPAL CODE (LCMC) AND ENACTING THE 2009 EDITION OF CERTAIN INTERNATIONAL AND UNIFORM BUILDING-RELATED CONSTRUCTION CODES. SUBMITTED BY THE CITY OF LAS CRUCES.

PURPOSE(S) OF ACTION:

Amend and update construction codes.

COUNCIL DISTRICT: ALL		
<u>Drafter/Staff Contact:</u> Robert Kyle	<u>Department/Section:</u> Community Develop/ Building & Dev. Serv.	<u>Phone:</u> 528-3106
<u>City Manager Signature:</u>		

BACKGROUND / KEY ISSUES / CONTRIBUTING FACTORS:

The proposed Ordinance will amend the Las Cruces Building Code (Chapter 30, LCMC 1997, as amended) to adopt the 2009 edition of the applicable International and Uniform Codes related to construction. The proposal adopts the referenced codes as amended by the State of New Mexico with additional local amendments. This action will result in the City of Las Cruces and State of New Mexico having consistent construction regulations. Dona Ana County recently adopted the same codes which brings all three entities in line with each other.

Staff has prepared the Ordinance in a manner that will allow a grace period for enforcement of the 2009 edition until January 1, 2013. Until such time, a project may proceed under the 2006 or 2009 editions. This is beneficial for projects which may be currently in the design phase.

The State of New Mexico has provided several training sessions (several conducted in Las Cruces) outlining the major changes between the 2006 and 2009 code editions so the contracting community should be well versed in the upcoming changes which have been enforced by the State since late last year.

SUPPORT INFORMATION:

1. Ordinance.
2. Exhibit "A" – Proposed referenced standards.
3. Attachment "1" – Existing language.

SOURCE OF FUNDING:

Is this action already budgeted? N/A	Yes	<input type="checkbox"/>	See fund summary below
	No	<input type="checkbox"/>	If No, then check one below:
	<i>Budget Adjustment Attached</i>	<input type="checkbox"/>	Expense reallocated from: _____
	<input type="checkbox"/>	<input type="checkbox"/>	Proposed funding is from a new revenue source (i.e. grant; see details below)
		<input type="checkbox"/>	Proposed funding is from fund balance in the _____ Fund.
Does this action create any revenue? N/A	Yes	<input type="checkbox"/>	Funds will be deposited into this fund: _____ in the amount of \$ _____ for FY _____.
	No	<input type="checkbox"/>	There is no new revenue generated by this action.

BUDGET NARRATIVE

N/A

FUND EXPENDITURE SUMMARY

Fund Name(s)	Account Number(s)	Expenditure Proposed	Available Budgeted Funds in Current FY	Remaining Funds	Purpose for Remaining Funds
N/A	N/A	N/A	N/A	N/A	N/A

OPTIONS / ALTERNATIVES:

1. Vote "Yes"; this will repeal the existing Division 17 Building Standards, Chapter 30 of the Las Cruces Municipal Code, as amended and replace it with the proposed referenced standards contained in Exhibit "A".
2. Vote "No"; this will keep the existing language/regulations. This action would result in the City not enforcing the current code editions as adopted and enforced by the State of New Mexico and Dona Ana County.
3. Vote to "Amend"; this would allow the City Council to modify the Ordinance as it deems appropriate.
4. Vote to "Table"; this would allow the City Council to table/postpone the Ordinance and direct staff accordingly.

REFERENCE INFORMATION:

The resolution(s) and/or ordinance(s) listed below are only for reference and are not included as attachments or exhibits.

1. N/A

COUNCIL BILL NO. 13-012
ORDINANCE NO. 2667

AN ORDINANCE REPEALING AND REPLACING DIVISION 17, BUILDING STANDARDS OF CHAPTER 30, BUILDINGS AND BUILDING REGULATIONS OF THE LAS CRUCES MUNICIPAL CODE (LCMC) AND ENACTING THE 2009 EDITION OF CERTAIN INTERNATIONAL AND UNIFORM BUILDING-RELATED CONSTRUCTION CODES. SUBMITTED BY THE CITY OF LAS CRUCES.

The City Council is informed that:

WHEREAS, the City of Las Cruces is proposing to adopt the 2009 edition of certain building and construction codes to bring the City in line with the code editions being enforced by Dona Ana County and the State of New Mexico; and

WHEREAS, the amendment adopts the regulations and standards as necessary to properly regulate construction activities in the City of Las Cruces.

NOW, THEREFORE, Be it ordained the governing body of the City Las Cruces:

(I)

THAT Division 17, Building Standards, Chapter 30 of the Las Cruces Municipal Code is hereby repealed and replaced as shown on attached Exhibit "A".

(II)

THAT a grace period from the date of adoption will be in place allowing use of either the 2006 or 2009 editions until January 1, 2013.

(III)

THAT 2009 editions will be fully enforced starting January 1, 2013.

(IV)

THAT City staff is hereby authorized to do all deeds necessary in the accomplishment of the herein above.

DONE AND APPROVED this _____ day of _____, 2012.

APPROVED:

Mayor

ATTEST:

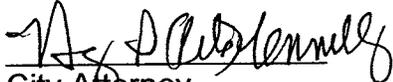
(SEAL)

City Clerk

Moved by: _____

Seconded by: _____

APPROVED AS TO FORM:



City Attorney

VOTE:

Mayor Miyagishima: _____

Councillor Silva: _____

Councillor Smith: _____

Councillor Pedroza: _____

Councillor Small: _____

Councillor Sorg: _____

Councillor Thomas: _____

DIVISION 17.**BUILDING STANDARDS****Sec. 30-721. General provisions.**

- (A) The following constitute, or are adopted by reference, as rules, regulations, and/or standards of the city building code and as further amended by this rule:
- (1) 2009 International Building Code, as adopted by NMAC 14.7.2.8 – 14.7.2.44 (effective 1-28-11) excluding:
14.7.2.9 A (1), (2), (4), (5) (f), B (1-5), C-O.
 - (2) 2009 International Residential Code, as adopted by NMAC 12.7.3.8 - 14.7.3.25 (effective 1-28-11) excluding:
14.7.3.9 A (1), (3), B (1-3), (6-7), C-N.
14.7.3.10 B (1-3).
 - (3) 2009 International Energy Conservation Code, as adopted by NMAC 14.7.6.8 – 14.7.6.14 (effective 8-1-11) excluding:
14.7.6.9 A (1-3), C-E, G-I.
 - (4) 2009 International Existing Building Code, as adopted by NMAC 14.7.7.8 – 17.7.7.23 (effective 1-28-11) excluding:
14.7.7.9 A (1-3), B (1-3), (5), C-Q.
14.7.7.10 C (1).
 - (5) 2009 New Mexico Earthen Building Materials Code, as adopted by NMAC 14.7.4 (effective 1-28-11)
 - (6) 2009 New Mexico Non-Load Bearing Baled Straw Construction Building Standards, as adopted by NMAC 14.7.5 (effective 1-1-08)
 - (7) 2009 New Mexico Historic Earthen Buildings, as adopted by NMAC 14.7.8 (effective 1-1-08) excluding:
14.7.8.2.
 - (8) 2011 National Electric Code, as adopted by NMAC 14.10.4.8 - 14.10.4.16 (effective 11-1-11) excluding:
14.10.4.9
 - (9) 2009 Uniform Plumbing Code, as adopted by NMAC 14.8.2.8 – 14.8.2.29 (effective 1-28-11) excluding:
14.8.2.9
14.8.2.10 A, C
14.8.2.11 A-C

- (10) 2009 New Mexico Swimming Pool, Spa and Hot Tub Code, as adopted by NMAC 14.8.3.8 – 14.8.3.15 (effective 11-1-11) excluding:
14.8.3.9
14.8.3.10 A
 - (11) 2009 Uniform Mechanical Code, as adopted by NMAC 14.9.2.8 – 14.9.2.28 (effective 8-1-11) excluding:
14.9.2.9 A (1-3), (5-6), B-D
14.9.2.10 A
 - (12) 2009 Uniform Solar Energy Code, as adopted by NMAC 14.9.6.8 – 14.9.6.20 (effective 11-1-11) excluding:
14.9.6.9 A (1), (3), (4), (a), B, C
 - (13) Accessible and Usable Buildings and Facilities, ICC/ANSI A117.1-2003, published by the American National Standards Institute, Inc.
 - (14) 2009 International Fire Code, as amended by the City of Las Cruces.
 - (15) Design Standards, Chapter 32 LCMC, 1997 as amended, is adopted by reference.
 - (16) Standards for Erosion Control, Division V, Chapter 32, LCMC, 1997, as amended.
 - (16) City of Las Cruces Standard Specification for Road Construction, as amended.
 - (17) Construction Site Materials (disposal), Sections 25-186 through 25-194, LCMC, 1997, as amended.
 - (18) National Manufactured Housing Construction and Safety Act of 1974 (42 U.S.C. 5401 et seq.)
 - (19) Housing and Urban Development Zone Code II.
 - (20) Manufactured Housing Act (Chapter 60, Article 14 NMSA 1978).
 - (21) Any and all other sections of the Las Cruces Municipal Code (LCMC, 1997), as amended, that pertain to construction.
- (B) Copies on file. True and correct copies of the codes, specifications and standards comprising the building code for the city, as amended, are on file and available for public examination during normal business hours of the city at the Community Development Department, City Hall, located at 700 N Main Street.
(Ord. No. 1851, § II, 3-19-01; Ord. No. 2056, § I, 11-3-03)

Sec. 30-722. Amendments.

- (A) 2009 International Building Code. The Building Code adopted by reference in subsection 30-721(A),(1) is amended, altered and changed as follows:
- (1) Section 101 "General" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 102 "Applicability" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Section 103 "Department of Building Safety" exclude in its entirety.
 - (4) Section 104 "Duties and Powers of the Building Official" See this Section and of the IBC and Chapter 30, LCMC 1997, as amended.
 - (5) Section 105 "Permits" exclude in its entirety except for 105.2.1 through 105.2.3 and see Chapter 30, LCMC 1997, as amended.
 - (6) Section 106 "Floor and Roof Design Loads" exclude in its entirety.
 - (7) Section 107 "Submittal Documents" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (8) Section 110 "Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (9) Section 111 "Certificate of Occupancy" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (10) Section 112.3 "Authority to disconnect service utilities" is amended to read as follows:

The building official shall have the authority to authorize disconnection of utility of service to the building, structure or system regulated by this code and the referenced codes and standards set forth in Section 30-721, LCMC 1997, as amended, in case of emergency where necessary to eliminate an immediate hazard to life or property or when such utility connection has been made without the approval required by Section 112.1 or 112.2. The building official shall notify the service utility, and wherever possible the owner and occupant of the building, structure, or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure, or system shall be notified in writing, as soon as practical thereafter.

- (11) Section 113 "Board of Appeals" is excluded in its entirety and see Chapter 30, LCMC 1997, as amended.
- (12) Section 114 "Violations" is excluded in its entirety and see Chapter 30, LCMC 1997, as amended.
- (13) Section 115 "Unsafe Structures and Equipment" is excluded in its entirety.
- (14) Section 3305 "Sanitary" is amended to read as follows:

New construction and additions/alterations shall have on-site portable bathroom facilities for each project. If owners and/or contractors wish to share facilities, a request in writing, submitted for approval by the Building Official, is required. Exception: Whenever arrangements have been made with the property owner, persons working on additions/alterations may use existing on-site facilities.

- (B) 2009 International Residential Code. The Residential Code adopted by reference in subsection 30-721(A),(2) is amended, altered and changed as follows:
 - (1) Section R101 "General" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section R102 "Applicability" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Section R103 "Department of Building Safety" exclude in entirety and see Chapter 30, LCMC 1997, as amended.
 - (4) Section R104 "Duties and Powers of the Building Official" See this Section and of the IBC and Chapter 30, LCMC 1997, as amended.
 - (5) Section R105 "Permits" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (6) Section R106 "Construction Documents" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (7) Section R109 "Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (8) Section R110 "Certificate of Occupancy" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (9) Section R111.3 "Authority to disconnect service utilities" is amended to

read as follows:

The building official shall have the authority to authorize disconnection of utility of service to the building, structure or system regulated by this code and the referenced codes and standards set forth in Section 30-721, LCMC 1997, as amended, in case of emergency where necessary to eliminate an immediate hazard to life or property or when such utility connection has been made without the approval required by Section R111.1 or R111.2. The building official shall notify the service utility, and wherever possible the owner and occupant of the building, structure, or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure, or system shall be notified in writing, as soon as practical thereafter.

- (10) Section R112 "Board of Appeals" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (11) Section R113 "Violations" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (12) Section R318 "Protection Against Termites" is amended to read "Protection Against Termites and Pests" and further amended as follows:

R318.7: All penetrations within a slab on grade foundation shall be sealed in a manner to prevent the infestation of termites or other pests to include vermin into the interior of the structure.
- (13) Section AG105.5 "Barrier exceptions" is amended to read:
Pools, spas, or hot tubs with a safety cover which complies with ASTM F 1346, as listed in Section AG107, shall be exempt from the provisions of this appendix. (Council Bill 03-082, Ordinance No. 2009, June 16, 2003).
- (C) 2009 International Energy Conservation Code. The International Energy Conservation Code adopted by reference is amended, altered and changed as follows:
 - (1) Section 103 "Construction Documents" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 104 "Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Section 109 "Board of Appeals" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (D) 2009 International Existing Building Code. The International Existing Building

Code adopted by reference is amended, altered and changed as follows:

- (1) Section 103 "Department of Building Safety" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (2) Section 105 "Permits" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (3) Section 106 "Construction Documents" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (4) Section 109 "Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (5) Section 110 "Certificate of Occupancy" exclude in its entirety and Chapter 30, LCMC 1997, as amended.
- (6) Section R111.3 "Authority to disconnect service utilities" is amended to read as follows:

The building official shall have the authority to authorize disconnection of utility of service to the building, structure or system regulated by this code and the referenced codes and standards set forth in Section 30-721, LCMC 1997, as amended, in case of emergency where necessary to eliminate an immediate hazard to life or property or when such utility connection has been made without the approval required by Section R111.1 or R111.2. The building official shall notify the service utility, and wherever possible the owner and occupant of the building, structure, or service system of the decision to disconnect prior to taking such action. If not notified prior to disconnecting, the owner or occupant of the building, structure, or system shall be notified in writing, as soon as practical thereafter.

- (7) Section 112 "Board of Appeals" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
- (E) 2009 Uniform Plumbing Code. The Uniform Plumbing Code adopted by reference is amended, altered and changed as follows:
- (1) Section 102.3 "Violations and Penalties" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 103.0 "Permits and Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Table 1-1 "Plumbing Permit Fees" exclude in its entirety.

- (F) 2009 Uniform Mechanical Code. The Uniform Mechanical Code adopted by reference is amended, altered and changed as follows:
- (1) Section 110.0 "Board of Appeals" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 111.0 "Violations" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Section 112.0 "Permits" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (4) Section 113.0 "Application for Permit" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (5) Section 114.0 "Permit Issuance" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (6) Section 115.0 "Fees" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (7) Section 116.0 "Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (8) Table 1-1 "Mechanical Permit Fees" exclude in its entirety.
- (G) 2009 Uniform Swimming Pool, Spa & Hot Tub Code. The Uniform Swimming Pool, Spa & Hot Tub Code adopted by reference is amended, altered and changed as follows:
- (1) Section 102.3 "Violations and Penalties" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 103.0 "Permits and Inspections" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (3) Table 1-1 "Swimming Pool, Spa and Hot Tub Permit Fees" exclude in its entirety.
- (H) 2009 Uniform Solar Energy Code. The Uniform Solar Energy Code adopted by reference is amended, altered and changed as follows:
- (1) Section 102.3 "Violations and Penalties" exclude in its entirety and see Chapter 30, LCMC 1997, as amended.
 - (2) Section 103.0 "Permits and Inspections" exclude in its entirety and see

Chapter 30, LCMC 1997, as amended.

- (3) Table 1-1 "Solar Permit Fees" exclude in its entirety.

DIVISION 17.**BUILDING STANDARDS****Sec. 30-721. General provisions.**

- (a) The following constitute, or are adopted by reference, as rules, regulations, and/or standards of the city building code:
 - (1) The International Building Code, 2006 Edition, published by the International Code Council.
 - (2) The International Residential Code, 2006 Edition, published by the International Code Council.
 - (3) The 2006 New Mexico Commercial Building Code, as amended, published by the State of New Mexico Construction Industries Division.
 - (4) The 2006 New Mexico Residential Building Code, as amended, published by the State of New Mexico construction Industries Division.
 - (5) The International Energy Conservation Code, 2006 Edition, published by the International Code Council.
 - (6) The International Existing Building Code, 2006 Edition, published by the International Code Council.
 - (7) The Specifications for Making Building and Facilities Accessible to and Usable by Physically Handicapped People, ANSI, A117-1, 2003, published by the American National Standards Institute, Inc.
 - (8) The National Electrical Code, 2008 Edition, published by the National Fire Protection Association, adopted by reference as the electrical code of the city.
 - (9) The International Mechanical Code, 2006 Edition, published by the International Code Council.
 - (10) The International Plumbing Code, 2006 Edition, published by the International Code Council.
 - (11) The City of Las Cruces Design Standards, (Chapter 32 LCMC) as amended, is adopted by reference.
 - (12) International Fire Code 2006 Edition (IFC), published by the International Code Council.

- (13) Standard Specification for Road Construction, as amended.
- (14) Clean Indoor Air Ordinance, as amended.
- (15) National Manufactured Housing Construction and Safety Act of 1974 (42 U.S.C. 5401 et seq.)
- (16) Housing and Urban Development Zone Code II.
- (17) Manufactured Housing Act (Chapter 60, Article 14 NMSA 1978).
- (18) The 2008 New Mexico Electric Code, as amended, published by the State of New Mexico Construction Industries Division.
- (19) Dust Control Ordinance, as amended.
- (20) Trash Ordinance, as amended.
- (21) NFPA 99-C Flammable Medical Gas Systems -- as amended.
- (22) International Fuel Gas Code, 2006 Edition, published by the International Code Council.
- (23) Appendix A-D, 2006 International Fuel Gas Code.
- (24) Appendix B, 2006 International Plumbing Code (Rates of Rainfall).
- (25) Appendix D, 2006 International Plumbing Code (Degree Day and Design Temperature).
- (26) Uniform Swimming Pool and Hot Tub Code, 2006 Edition
- (27) Appendix G, 2006 International Residential Code (Swimming Pools, Spas and Hot Tubs.
- (28) All other sections of the city municipal code that pertain to construction.

(b) Copies on file. True and correct copies of the codes, specifications and standards comprising the building code for the city, as amended, are on file and available for public examination during normal business hours of the city at the city's office complex building, located at 575 South Alameda Blvd. during normal business hours of the city.

(Ord. No. 1851, § II, 3-19-01; Ord. No. 2056, § I, 11-3-03)

Sec. 30-722. Amendments.

(a) *International Building Code*. The Building Code adopted by reference in subsection 30-721(a)(1) is amended, altered and changed as follows:

- (1) *Section 101.4.5* "Property maintenance" repeal in its entirety.
- (2) *Section 104.7* "Department records" repeal in its entirety.
- (3) *Section 105* "Permits" repeal in its entirety.
- (4) *Section 106* "Construction Documents" repeal in its entirety.
- (5) *Section 109* "Inspections" repeal in its entirety.
- (6) *Section 110* "Certificate of Occupancy" repeal in its entirety.
- (8) *Section 112.1* is amended to read as follows:

The Building Official or designee shall interpret the provisions of this code. Disagreement with an interpretation may be appealed to the City Council by writing to the Building Official requesting an appeal within 30 days of the aggrieved action.

- (9) *Section 115* "Unsafe structures and equipment" repeal in its entirety.
- (10) *Section 1013.3* " opening limitations" is amended to read as follows:

Open guards, balusters or ornamental patterns such that a 4-inch-diameter (102 mm) sphere cannot pass through any opening up to a height of 34 inches (864 mm). From a height of 34 inches (864 mm) to 42 inches (1067 mm) above the adjacent walking surfaces, a sphere 8 inches (203 mm) in diameter shall not pass. Intermediate rails or an ornamental pattern shall not be such that climbing of the guard is possible.

- (11) *Section 1502.1* "Positive Roof Drainage" is amended to read as follows:

The drainage condition in which consideration has been made for all loading deflections of the roof deck, and the additional slope has been provided to ensure drainage of the roof within 48 hours of precipitation. Drainage has occurred when no more than 1/2 inch of standing waster remains after 48 hours of precipitation in normal drying conditions.

- (12) *Section 3305* "Sanitary" is amended to read as follows:

New construction and additions/alterations shall have on-site portable bathroom facilities for each project. If owners and/or contractors wish to share facilities, a request in writing, submitted for approval by the Building Official, is required. Exception: Whenever arrangements have been made with the property owner, persons working on additions/alterations may use existing on-site facilities.

(b) *International Residential Code.* The Residential Code adopted by reference is amended,

Altered, and changed as follows:

- (1) *Section R105* "Permits" repeal in its entirety.
- (2) *Section R106* "Construction Documents" repeal in its entirety.
- (3) *Section R109* "Inspections" repeal in its entirety.
- (4) *Section R110* "Certificate of Occupancy" repeal in its entirety.
- (5) *Section R112* "Board of Appeals" repeal in its entirety.
- (6) *Section R312.2* "guard opening limitations" is amended to read as follows:

Required guards on open sides of stairways, raised floor areas, balconies, and porches shall have intermediate rails or ornamental closures which do not allow passage of a sphere 4 inches or more in diameter. Intermediate rails or ornamental pattern shall not be such that climbing of the guard is possible.

- (7) *Section R320* "Protection Against Termites" is amended to read "Protection Against Termites and Pests" and further amended as follows:

R320.6: All penetrations within a slab on grade foundation shall be sealed in a manner to prevent the infestation of termites or other pests to include vermin into the interior of the structure.

(c) *International Energy Conservation Code.* The International Energy Conservation Code adopted by reference is amended as indicated next:

- (1) *Section 104* "Construction Documents: repeal in its entirety.
 - (2) *Section 105* "Inspections" repeal in its entirety.
- (d) *International Existing Building Code adopted by reference is amended,*

altered and changed as follows:

- (1) *Section 105* "Permits" repeal in its entirety.
 - (2) *Section 106* "Construction Documents" repeal in its entirety.
 - (3) *Section 109* "Inspections" repeal in its entirety.
 - (4) *Section 110* "Certificate of Occupancy" repeal in its entirety.
 - (5) *Section 112* "Board of Appeals" repeal in its entirety.
- (e) *International Mechanical Code adopted by reference is amended, altered and changed as follows:*
- (1) *Section 103* "Department of Mechanical Inspections" repeal in its entirety.
 - (2) *Section 106* "Permits" repeal in its entirety.
 - (3) *Section 107* "Inspections and Testing" repeal in its entirety.
 - (4) *Section 109* "Means of Appeals" repeal in its entirety.
- (f) *International Plumbing Code as adopted by reference is amended, altered and changed as follows:*
- (1) *Section 103* "Department of Plumbing Inspection" repeal in its entirety.
 - (2) *Section 106* "Permits" repeal in its entirety.
 - (3) *Section 107* "Inspections and Testing" repeal in its entirety.
 - (4) *Section 109* "Means of Appeal" repeal in its entirety.
- (g) *International Fuel Gas Code as adopted by reference is amended, altered and changed as follows:*
- (1) *Section 103* "Department of Inspection" repeal in its entirety.
 - (2) *Section 106* "Permits" repeal in its entirety.

(3) *Section 107* "Inspections and Testing" repeal in its entirety.

(4) *Section 109* "Means of Appeal" repeal in its entirety.

(Ord. No. 1851, § II, 3-19-01; Ord. No. 2009, § I, 6-16-03; Ord. No. 2056, § I, 11-3-03)