

ORDINANCE NO. 1147

AN ORDINANCE AMENDING SECTIONS OF CHAPTER 21 BUILDING REGULATIONS OF THE CITY OF FORT MORGAN MUNICIPAL CODE

WHEREAS, the City of Fort Morgan participates in the inspection of building, electrical works, and plumbing within the City limits of Fort Morgan; and,

WHEREAS, the Colorado Revised Statutes, Title 12 Article 58, require that local jurisdictions and inspectors comply with minimum standards set forth by the State Plumbing Board; and,

WHEREAS, the City has one year from the date of regulatory and statutory changes to make adjustments to the local plumbing code or risk losing the ability to conduct inspections; and,

WHEREAS, the City Council has determined that local inspections provide a benefit to the citizens through efficiency and availability; and,

WHEREAS, a typo in another portion of the Building Code has been found and requires correction; and,

WHEREAS, the Fort Morgan City Councils finds and determines that this Ordinance is necessary for the preservation of the public peace, safety, and welfare.

THEREFORE, BE IT ORDAINED BY THE COUNCIL OF FORT MORGAN,

Section 1. The Fort Morgan Municipal Code Chapter 21 Article 6 is hereby amended as follows:

Sec. 21-2-20 Amendments.

(f) Section 1006.3, Existing structures, of the International Building Code, is revised to read and provide as follows:

1006.3. ~~Existing structures~~ ILLUMINATION EMERGENCY POWER. The power supply for means of egress illumination shall normally be provided by the premises' electrical supply.

Sec. 21-6-20. Amendements.

(l) (Repealed)

Sec. 21-6-25. ADDITIONS.

(a) PURSUANT TO C.R.S. TITLE 12 ARTICLE 58, ALL WATER CONDITIONING APPLIANCES CONNECTED TO THE POTABLE WATER SYSTEM THAT ARE NOT EQUIPPED WITH BACKFLOW PREVENTERS, INCLUDING BUT NOT LIMITED TO COMMERCIAL OR DOMESTIC WATER HEATERS AND BACKFLOW DEVICES, MUST BE INSTALLED BY A LICENSED PLUMBER OR HOMEOWNER AND INSPECTED AS REQUIRED IN THIS CODE.

Sec. 21-6-40. Plumber's registration required.

It shall be unlawful for any plumber or drain layer to engage in any work in the City or in the business, trade or calling of plumber without having been previously registered by THE STATE PLUMBING BOARD PURSUANT TO C.R.S. SECTION 12-58-115 AND the City Council to engage in such business pursuant to Section 21-12-20 of this Chapter. Registration pursuant to said Section shall expire on December 31st of each year, and shall be renewed only upon advance payment of an annual registration fee in such amount as shall, from time to time, be established by the City Council, unless such trade is exempted from the payment of the registration fee.

Section 2. Validity. If any part or parts of this Ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The City Council hereby declares that it would have passed this Ordinance and each part hereof irrespective of the fact that any one part or parts be declared invalid.

Section 3. Repeal. All or parts of Ordinances covering the same matters as embraced in this Ordinance are hereby repealed and all Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any Ordinance hereby repealed prior to the effective date of this Ordinance.

Section 4. Interpretation. This Ordinance shall be so interpreted and construed as to effectuate its general purpose. Article and section headings of the Ordinance shall not be deemed to govern, limit, modify or in any manner affect the scope, meaning or extent of the provisions of any Article or Section thereof.

Section 5. Certification. The City Clerk shall certify to the passage of this Ordinance and make not less than three copies of the adopted Code available for inspection by the public during regular business hours.

Section 6. Severability. In the event any part of this Ordinance is found to be unenforceable by a Court of competent jurisdiction, it shall not affect the enforceability of the other portions of the Ordinance.

Section 7. Effective date. The City Council hereby finds, determines, and declares that this ordinance is necessary for the immediate preservation of the public peace, health, and safety. These violations shall be effective five (5) days after final publication of this ordinance.

INTRODUCED, READ, ADOPTED ON FIRST READING AND ORDERED PUBLISHED on the 18th day of February, 2014.

THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO

[SEAL]

/s/ Terry L. McAlister

By: Terry McAlister
Mayor

Attest:

/s/ John J. Brennan

John Brennan
City Clerk

PASSED, APPROVED AND ADOPTED ON FINAL READING AND ORDERED PUBLISHED this 4th day of March, 2014.

THE CITY COUNCIL OF THE CITY OF FORT MORGAN, COLORADO

[SEAL]

/s/ Terry McAlister

By: Terry McAlister
Mayor

Attest:

/s/ John Brennan
John Brennan
City Clerk

STATE OF COLORADO)
COUNTY OF MORGAN) ss. **CERTIFICATE**
CITY OF FORT MORGAN)

I, John Brennan, the duly appointed, qualified Clerk of the City of Fort Morgan, Colorado, do hereby certify that the foregoing **Ordinance No. 1147** was, as a proposed Ordinance, duly and legally presented to the City Council of the City of Fort Morgan, Colorado, on the 18th day of February, 2014. Said ordinance, as proposed, was duly read at length at said meeting, and thereafter the same was, on the 21st day of February, 2014, published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado. Said proposed ordinance was again taken up and read a second time, duly and legally, passed, approved and adopted at a regular meeting of the City Council held on the 4th day of March, 2014. Within five (5) days after its final passage, said **Ordinance No. 1147** was published in *The Fort Morgan Times*, a daily newspaper of general circulation published and printed in the City of Fort Morgan, Morgan County, Colorado.

/s/ John Brennan
John Brennan
City Clerk