

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE ADOPTING THE 2018 EDITION OF THE *INTERNATIONAL MECHANICAL CODE*, REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, INSTALLATION AND REPAIR OF MECHANICAL SYSTEMS IN THE CITY OF WARRENSBURG, STATE OF MISSOURI

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WARRENSBURG, MISSOURI, AS FOLLOWS:

Section 1. That Section 6-76 of Article V of Chapter 6 of the Code of the City of Warrensburg, adopted by Ordinance Number 4850, and entitled, "Adoption of International Mechanical Code/2012", is hereby repealed and a new Section 6-76 is enacted in lieu thereof, as follows:

SECTION 6-76. ADOPTION OF INTERNATIONAL MECHANICAL CODE.

That certain documents, three (3) copies of which are on file in the office of the City Clerk of Warrensburg, Missouri, being marked and designated as the *International Mechanical Code*, including Appendix Chapter A, as published by the International Code Council, be and is hereby adopted as the code of the City of Warrensburg for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the City of Warrensburg and providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, conditions and terms of such *International Mechanical Code*, 2018 edition, published by the International Code Council, are hereby referred to, adopted and made a part hereof as if fully set out in this article.

Section 2. That Section 6-77 of Article V of Chapter 6 of the Code of the City of Warrensburg, adopted by Ordinance Number 4850, and entitled, "Amendments" is hereby repealed and a new Section 6-77 is enacted in lieu thereof, as follows:

SECTION 6-77. ADDITIONS, INSERTIONS AND CHANGES.

The code adopted by Section 6-76 is hereby amended by substituting the following sections or portions of sections for those sections or portions of sections with corresponding number of the International Mechanical Code 2018, or where there is no corresponding section in the code the following sections shall be enacted as additions to the code.

- 1) *Section 101.1.* Insert "City of Warrensburg".
- 2) Delete *Section 103.1, 103.2, and 103.3* in their entirety. Refer to Section 103.1 of the International Building Code/2018.
- 3) Delete in its entirety *Section 104.4.* Refer to Section 104.6 in the International Building Code/2018.

- 4) *Section 106.5.2. Fee Schedule.* Change to read, "The fees referred to in this section shall be as indicated in Section 109.2 of the International Building Code/2018".
- 5) *Section 106.5.3.* Insert "90 %", "90 %".
- 6) Delete *Section 108.4* in its entirety. Refer to Section 114.4 of the International Building Code/2018.
- 7) Delete last phrase of *Section 108.5* and replace with, "Shall be subject to punishment for an ordinance violation in accordance with Section 1-15 of the Code of Ordinances."
- 8) Delete *Section 109* in its entirety. Refer to Appendix B of the International Building Code/2018.

Section 3. **SAVING CLAUSE.** That nothing in this chapter or in the mechanical 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 ordinance hereby repealed as cited in Section 2 of this Ordinance, nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this Chapter.

Section 4. **VALIDITY.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unlawful, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Warrensburg hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, clauses and phrases be declared unlawful. In the event any portion of this ordinance is declared invalid, the repeal of the corresponding prior code shall also be invalid to the same extent.

Section 5. **INCORPORATION.** It is intended that the provisions of this ordinance be incorporated into the Code of Ordinances.

Section 6. **DATE OF EFFECT.** That the Warrensburg City Clerk shall certify to the adoption of this ordinance, and this ordinance shall take effect and be in full force on October 1, 2018.

Read two times and passed by City Council in open session on _____ day of _____, 2018.

ATTEST:

Danielle Johnston, Mayor

Cindy Gabel, City Clerk