ORDINANCE NO. 1249
SERIES 2018

AN ORDINANCE ADOPTING AND REPEALING ALL ORDINANCES IN CONFLICT WITH THE 2015 INTERNATIONAL RESIDENTIAL CODE

WHEREAS, the City of Cortez utilizes the family of codes prepared by the International Code Council; and,

WHEREAS, use of theses codes provides for uniformity of standards and application of those standards within the City of Cortez; and,

WHEREAS, the intent behind the adoption of this and other International Code Council Codes is to ensure public health, safety and welfare of the citizens of the City of Cortez.

WHEREAS by this Ordinance the City of Cortez adopts the 2015 edition of the International Residential Code, regulating and governing the design and construction of one and two family dwellings and townhouses in the City of Cortez; providing for the issuance of permits and collection of fees therefor and; repeals Ordinance No. 1137 Series 2010 of the Cortez City Code and all other ordinances or parts of laws in conflict therewith.

NOW THEREFORE, BE IT ORDAINED BY THE CORTEZ CITY COUNCIL THAT: The title Chapter 6 Buildings, Cortez City Code is hereby amended to read Chapter 6 Buildings and Uniform Codes and Chapter 6 Buildings, Cortez City Code as amended in ordinances 1240 thru 1248 is further amended to add Sub Section 6-1(j) International Residential Code Adopted. That a certain document, copies of which are on file in the offices of the City Clerk and Planning and Building Department of The City of Cortez, being marked and designated as the International Residential Code, 2015 edition, including Appendix Chapters 'A', 'B', 'C', 'G', 'H', 'J', 'K', 'M', 'N', 'P', 'R', 'S' as published by the International Code Council, be and is hereby adopted as the Residential Code of the City of Cortez, in the State of Colorado for regulating and governing the design and construction of one and two family dwellings and townhouses herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Residential Code on file in the office of the City of Cortez are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2 ADDITIONS, INSERTIONS DELETIONS AND CHANGES:

a) Ordinance No. 1137 Series 2010 of the Cortez City Code is hereby repealed.

b) Section 3. The following sections of the International Residential Code are

hereby revised:

c) Section R101.1. Title Insert: The City of Cortez

d) Section R108.2. Schedule of Permit Fees Delete: as established by the applicable governing authority and replace with: as adopted by City Council in the annual fee resolution(s).

e) Section R108.5. Refunds Delete in its entirety.

f) Section R113.4. Violation Penalties Delete 113.4 Violation Penalties and replace with 113.4 Violation Penalties: A violation of this code shall be punished as set forth in Section 17-16A Sentencing/Municipal Court, Cortez City Code now in effect or as may be amended from time to time.

g) Section R114.2 Unlawful Continuance Delete shall be subject to penalties as prescribed by law and replace with//insert: A violation of this code shall be punished as set forth in Section 17-16A, Sentencing/Municipal Court Cortez City Code now in effect or as may be amended from time to time.

h) Section R112 Board of Appeals is deleted and replaced with: Section R112 Baord of Appeals All decisions of the code official may be appealed following the procedures set forth in the Cortez City Code Chapter 2 Administration.

i) Table R301.2(1) Insert:

- Ground Snow Load: 30 psf, non-reducable
- Wind Design Speed: 115mph
- Topographic Effects: No
- Special Wind Region: No
- Wind-Borne Debris Zone: No
- Seismic Design Category: B
- Weathering: Severe
- Frost Line Depth: 32"
- Termite: NA
- Winter Design Temperature 7°F
- Ice Underlayment Required: Yes
- Flood Hazards: Ord. No. 473, Series 1975 Initial Adoption into NFIP Current Map: 'The Flood Insurance Study for Montezuma County, Colorado, and Incorporated Areas, September 26, 2008
- Air Freezing Index: 1500
- Mean Annual Temperature: 48.8

j) Section R2603.5.1 Insert: 12 inches, 12 inches

k) Amend Section R105.2 Work Exempt from Permit - Delete Item 1. "One-story detached accessory structures, provided that the floor area does not exceed 200 square feet (18.58 m2)."

l) Section R105.2 Work Exempt from Permit - Delete existing Item 10 and replace with: "Decks that are not more than 30 inches above grade at any point and/or do not have a roof.

m) Section R313 Automatic Fire Sprinkler Systems – Delete existing: 'Section R313 and replace with: Section R313 Fire Sprinkler Systems. Fire Sprinkler Systems Shall be Optional for the Applicant. Applicants who choose to install a residential Fire Sprinklers Shall Comply with This Code.' See Section P2904 or NFPA 13D.

n) Chapter 11, Energy Efficiency delete existing Chapter 11, Energy Efficiency and replace with: Chapter 11 Energy and Efficiency Section 11-1 General 'Energy Efficiency Shall Be in Compliance With The 2009 International Residential Code.

Section 3. REPEAL AND ADOPT. That Ordinance No. 1137 Series 2010 of City of Cortez entitled 'An Ordinance Adopting by Reference the International Residential Code, The International Building Code, and Related Codes, 2009 Editions, as Referenced Herein' and Chapter 13 of the Cortez City Code, and all other ordinances or parts of laws in conflict herewith are hereby repealed.

Section 4. PENALTY A violation of this ordinance shall be punished as set forth in Section 17-16A Sentencing/Municipal Court, Cortez City Code now in effect or as may be amended from time to time.

REPEALER. All orders, bylaws, ordinances, and resolutions of the City, or parts thereof, inconsistent or in conflict with this Ordinance, are hereby repealed to the extent only of such inconsistency or conflict.

SEVERABILITY. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

RECORDING AND AUTHENTICATION. Upon adoption hereof, this Ordinance shall be recorded in a book kept for that purpose and shall be authenticated by the signatures of the Mayor and the City Clerk.

EFFECTIVE DATE. This ordinance shall be effective upon publication after final passage.

PUBLIC HEARING. This ordinance shall be considered for second or final reading on the 13th day of March, 2018, at the hour of 7:30 p.m. in the City Council Chambers in City Hall, Cortez, Colorado, at which time and place all persons may appear and be heard concerning the same.

PASSED, ADOPTED AND APPROVED ON FIRST READING THIS 27th DAY OF FEBRUARY, 2018.

CITY OF CORTEZ

ATTEST:

KAREN W. SHEEK, MAYOR

LINDA L. SMITH, CITY CLERK

PASSED, ADOPTED AND APPROVED ON SECOND AND FINAL READING THIS 13th DAY OF MARCH, 2018.

CITY OF CORTEZ

ATTEST:

KAREN W. SHEEK, MAYOR

LINDA L. SMITH, CITY CLERK

APPROVED AS TO FORM:

MICHAEL F. GREEN, City Attorney