

TOWN OF TIMNATH, COLORADO

ORDINANCE NO. 8-2007

AN ORDINANCE REPEALING AND REENACTING ARTICLES I, II, III, VI, AND IX OF CHAPTER 18 OF THE TIMNATH MUNICIPAL CODE PERTAINING TO BUILDING REGULATIONS AND ADDING NEW ARTICLES TO CHAPTER 18 ADOPTING THE INTERNATIONAL EXISTING BUILDING CODE, THE INTERNATIONAL PROPERTY MAINTENANCE CODE AND THE INTERNATIONAL ENERGY CONSERVATION CODE AND REPEALING CHAPTER 18, ARTICLE VII, THE CODE FOR THE ABATEMENT OF DANGEROUS BUILDINGS AND ARTICLE VIII, THE HOUSING CODE, AS THE PROPERTY MAINTENANCE CODE COVERS THE SAME SUBJECT MATTERS

NOW, THEREFORE BE IT ORDAINED by the Town Council of the Town of Timnath, Colorado:

**Section 1.** The Town Council hereby repeals Article I of Chapter 18 of the Timnath Municipal Code and reenacts same subsection to read as follows:

**18.1 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Building Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001. Chapters 1 through 35 inclusive and Appendix Chapter I, is hereby adopted by reference as the Town of Timnath Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows. The 2006 Edition is adopted for the purpose of establishing standards for the construction and inspection of dwellings, buildings and structures and the issuance of building permits in the Town. The subject matter of the codes adopted in this Chapter herein includes comprehensive provisions and standards regulating the erection, construction, enlargement, alteration, repair moving, removal, conversion, demotion, occupancy, equipment, use height, area and maintenance of buildings and structures for the purposes of protecting the public health, safety and general welfare.

**18.2 Amendments.** The following amendments to the International Building Code, 2006 Edition, are adopted as follows:

**IBC Section 101.1.** IBC Section 101.1 (Title) is amended by the addition of the term "Town of Timnath" where indicated.

**IBC Section 101.4.1** IBC Section 101.4.1 (Electrical) is amended by replacing "ICC Electrical Code" with "adopted electrical code".

**IBC Section 101.4.4** IBC Section 101.4.4 (Plumbing) is amended by deletion of the last sentence.

**IBC Section 101.4.6** IBC Section 101.4.6 (Fire prevention) is amended by replacing “International Fire Code” with “adopted fire code”.

**IBC Section 101.4.7** IBC Section 101.4.7 (Energy) is amended by deletion of the section in its entirety

**IBC Section 105.1.** IBC Section 105.1 (Required) is amended by replacing the words “building official” with “town”.

**IBC Section 105.2(2).** IBC Section 105.2(2) is hereby deleted in its entirety, the intent being that the provisions of the Timnath Municipal Code shall control.

**IBC Section 108.6.** IBC Section 108.6 (Refunds) is amended by deleting the section in its entirety and replacing the section with the following:

“The town may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done.

The town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

**IBC Section 109.3.5.** IBC Section 109.3.5 (Lath and gypsum board inspection) is amended by deleting the exception.

**IBC Section 110.3.** IBC Section 110.3 (Temporary occupancy) is amended by deleting the words “building official” in the first and second sentence and replacing it with “town”.

**IBC Section 112.1.** IBC Section 112.1 (General) is amended by deleting the last two sentences and inserting the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board of Appeals.”

**IBC Section 112.3.** IBC Section 112.3 (Qualifications) is amended by deleting the section in its entirety.

**IBC Section 202.** IBC Section 202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IBC Section 1208 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable

areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

**IBC Section 1013.1.** IBC Section 1013.1 (Where required) is amended by the addition of a second paragraph inserted before the exceptions as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914.4 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

**IBC Section 1301.** IBC Section 1301 (General) is hereby deleted in its entirety and replaced with the following: “Buildings in the Group R Division 3 and Group R Division 4 Occupancy group shall be constructed under the energy code provisions of Chapter 11 of the International Residential Code”

**IBC Section 3109.4** IBC Section 3109.4 (Residential swimming pools) is amended by replacing the exception with the following: “A hot tub or spa with a safety cover complying with ASTM F 1346.”

**IBC Section 3401.3.** IBC Section 3401.3 (Compliance with other codes) is amended by deleting International Fire Code and inserting in its place “adopted fire code”, deleting International Private Sewage Disposal Code, and deleting ICC Electrical Code and inserting in its place “adopted electrical code”

**IBC Section 3410.2.** IBC Section 3410.2 (Applicability) is amended by the insertion of June 2, 2007, the effective date of building codes for the town where indicated in [DATE TO BE INSERTED BY JURISDICTION].

**18.3 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.4 Copy on File.** At least one (1) copy of the International Building Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 2.** The Town Council hereby repeals Article IX of Chapter 18 of the Timnath Municipal Code and reenacts same subsection to read as follows:

**18.145 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Residential Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 43 inclusive and Appendix Chapters G and H, is hereby adopted by reference as the Town of Timnath Residential Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows. The International Residential Code, 2006 Edition, is adopted for the purpose of code enforcement actions for substandard and dangerous buildings.

**18.146 Amendments.** The following amendments to the International Residential Code, 2006 Edition, are adopted as follows:

**IRC Section R101.1.** IRC Section R101.1 (Title) is amended by the addition of the term “Town of Timnath” where indicated.

**IRC Section R105.1.** IRC Section R105.1 (Required) is amended by replacing the words “building official” with “town”.

**IRC Section R105.2(2).** IRC Section R105.2(2) is hereby deleted in its entirety, the intent being that the provisions of the Timnath Municipal Code shall control.

**IRC Section R108.5.** IRC Section R108.5 (Refunds) is amended by deleting the section in its entirety and replacing the section with the following:

“The town may authorize refunding of any fee paid hereunder which was erroneously paid or collected.

The town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done.

The town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

**IRC Section R109.1.5** IRC Section R109.1.5 (Other inspections) is amended by the addition of a new subsection as follows:

**R109.1.5.3 Insulation Inspection.** Inspection of the structure shall be made following installation of the wall, ceiling and floor insulation and exterior windows and before wall coverings are installed.

**R109.1.5.4 Lath and gypsum inspection.** Inspection of all interior or exterior lathing and gypsum board shall be made after installation but before any plaster is applied or before gypsum board joints and fasteners are taped and finished.”

**IRC Section R110.4.** IRC Section R110.4 (Temporary occupancy) is amended by deleting the words “building official” in the first and second sentence and replacing it with “town”.

**IRC Section R112.1.** IRC Section R112.1 (General) is amended by deleting the last three sentences and inserting the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board of Appeals.”

**IRC Section R202.** IRC Section R202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IRC Sections R304 and R305 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

**IRC Table R301.2(1).** IRC Table R301.2(1) is filled to provide the following:

Table R301.2(1)  
Climatic and Geographic Design Criteria

Ground Snow Load	Wind Speed (mph)	Seismic Design Category	Subject to Damage From			Winter Design Temp	Ice Shield Underlayment Required	Flood Hazard	Air Freezing Index	Mean Annual Temp
			Weathering	Frost Line Depth	Termite					
20psf	90	B	Severe	30 in.	Slight to Moderate	I	NO	*	1000	45°F

\*NOTE: Insert the dates of the currently effective FIRM and/or date of adoption entering NFIP

**IRC Section R310.2.1.** IRC Section R310.2.1 (Ladder and steps) is amended by the addition of the following exception to read as follows:

“Exception: Only one window well ladder shall be required in an unfinished basement.”

**IRC Section R312.1.** IRC Section R312.1 (Guards required) is amended by the addition of a third paragraph as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

Exceptions:

1. The access side of stairways need not be protected.
2. Area and window wells provided for emergency escape and rescue windows may be protected with approved grates or covers that comply with Section R310 of this code.

3. Covers and grates may be used over stairways and other openings used exclusively for the service access or for admitting light or ventilation.”

**IRC Section R401.2.** IRC Section R401.2 (Requirements) is amended by the addition of the following:

“Foundations shall be designed and the construction drawings stamped by a Colorado registered design professional. The foundation design must be based on an engineer’s soils report. The drawings must be noted with the engineering firm name, specific location for design and soils report number. A site certification prepared by State of Colorado registered design professional is required for setback verification on all new Group R Division 3 occupancies.”

**IRC Section R405.1.** IRC Section R405.1 (Concrete and masonry foundations) is amended with the addition of the following after the first sentence: All foundation drains shall be designed and inspected by a State of Colorado registered design professional.

**IRC Section N1101.2.** IRC Section N1101.2 (Compliance) is amended by deleting the following: “either meeting the requirements of the *International Energy Conservation Code* or” from the paragraph.

**IRC Table N1102.1.** IRC Table N1102.1 (Insulation and Fenestration Requirements by Component) is amended by replacing 19 under Wood Frame Wall R-Value in the 5 and Marine 4 Climate Zone with 15.

**IRC Section M1502.6.** IRC Section M1502.6 (Duct length) is amended by deleting exceptions 1 in its entirety.

**IRC Section M1703.2.1.** IRC Section M1703.2.1 (Size of opening) is amended by the addition of the following exception: **Exception:** Where combustion air ducts serve equipment which are located within and serve an individual dwelling unit and communicate directly with the outdoors, 6 inch (152.4mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by adding an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000.

**IRC Section G2407.6.1.** IRC Section G2407.6.1 (Outdoor combustion air; Two permanent-openings methods) is amended by the addition of the following exception: **Exception:** Where combustion air ducts serve equipment which are located within and serve an individual dwelling unit and communicate directly with the outdoors, 6 inch (152.4mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by adding an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000.

**IRC Section G2415.9.** IRC Section G2415.9 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.

**IRC Section G2415.9.1.** IRC Section G2415.9.1 (Individual outside appliances) is deleted in its entirety.

**IRC Section G2417.4.1.** IRC Section G2417.4.1 (Test pressure) is amended by changing 3 psig to 10 psig.

**IRC Section P2603.6.1.** IRC Section P2603.6.1 (Sewer depth) is amended by filling in both areas where indicated to read "12 inches (305 mm)".

**IRC Section P3103.1.** IRC Section P3103.1 (Roof extension) is amended by filling in both areas where indicated to read "6 inches (152.4 mm)".

**18.147 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.148 Copy on File.** At least one (1) copy of the International Residential Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 3.** The Town Council hereby repeals Article II of Chapter 18 of the Timnath Municipal Code and reenacts same subsection to read as follows:

**18.21 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Mechanical Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 15 inclusive, is hereby adopted by reference as the Town of Timnath Mechanical Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows. The International Mechanical Code, 2006 Edition, is adopted for the purpose of providing standards for the inspection of heating, ventilation, cooling, and refrigeration equipment and the issuance of mechanical permits.

**18.22 Amendments.** The following amendments to the International Mechanical Code, 2006 Edition, are adopted as follows:

**IMC Section 101.1.** IMC Section 101.1 (Title) is amended by the addition of the term "Town of Timnath" where indicated.

**IMC Section 504.6.1.** IMC Section 504.6.1 (Maximum length) is amended by deleting the exception in its entirety.

**IMC Section 604.1.** IMC Section 604.1 (General) is amended by the deletion of “and the International Energy Conservation Code”.

**IMC Section 703.1.3.** IMC Section 703.1.3 (Size of horizontal openings) is amended by the addition of the following exception:

**Exception:** Where combustion air ducts serve equipment which are located within and serve an individual dwelling unit of Groups R-1, R-2, R-3 and R-4 Occupancies and communicate directly with the outdoors, 6 inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000.

**IMC Section 703.1.4.** IMC Section 703.1.4 (Size of vertical openings) is amended by the addition of the following exception:

**Exception:** Where combustion air ducts serve equipment which are located within and serve an individual dwelling unit of Groups R-1, R-2, R-3 and R-4 Occupancies and communicate directly with the outdoors, 6 inch (152.4 mm) round combustion air ducts ducted to within 12 inches (305 mm) of the perimeter of the major appliance shall be sufficient to serve a space where the total combined equipment input rating does not exceed 175,000 BTU. Where the total combined equipment input rating exceeds 175,000 BTU the ducting shall be increased by an additional 1 square inch (645.2 sq. mm) for each 5,000 BTU/hour or fraction thereof, input rating above 175,000.

**18.23 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.24 Copy on File.** At least one (1) copy of the International Mechanical Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.



**Section 4.** The Town Council hereby repeals Article VI of Chapter 18 of the Timnath Municipal Code and reenacts same subsection to read as follows:

**18.101 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Fuel Gas Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Timnath Fuel Gas Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows. The International Fuel Gas Code, 2006 Edition, is adopted for the purpose of providing standards addressing the design and installation of fuel gas systems and gas fired appliances.

**18.102 Amendments.** The following amendments to the International Fuel Gas Code, 2006 Edition, are adopted as follows:

**IFGC Section 101.1.** IFGC Section 101.1 (Title) is amended by the addition of the term "Town of Timnath" where indicated.

**IFGC Section 301.2.** IFGC Section 301.2 (Energy utilization) is amended by deleting the section in its entirety.

**IFGC Section 404.9.** IFGC Section 404.9 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.

**IFGC Section 404.9.1.** IFGC Section 404.9.1 (Individual outside appliances) is deleted in its entirety.

**IFGC Section 406.4.1.** IFGC Section 406.4.1 (Test pressure) is amended by changing 3 psig to 10 psig.

**IFGC Section 409.5.** IFGC Section 409.5 (Equipment shutoff valve) is amended by deleting the exception.

**IFGC Section 614.6.1.** IFGC Section 614.6.1 (Maximum length) is amended by deleting the exception in its entirety.

**18.103 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.104 Copy on File.** At least one (1) copy of the International Fuel Gas Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 5.** The Town Council hereby repeals Article III of Chapter 18 of the Timnath Municipal Code and reenacts same subsection to read as follows:

**18.41 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Plumbing Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 13 inclusive, is hereby adopted by reference as the Town of Timnath Plumbing Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows. The International Plumbing Code, 2006 Edition, is adopted for the purpose of establishing standards for the construction and inspection of dwellings, buildings and structures and the issuance of building permits in the Town.

**18.42 Amendments.** The following amendments to the International Plumbing Code, 2006 Edition, are adopted as follows:

**IPC Section 101.1.** IPC Section 101.1 (Title) is amended by the addition of the term “Town of Timnath” where indicated.

**IPC Section 305.6.1.** IPC Section 305.6.1 (Sewer depth) is amended by filling in both areas where indicated to read “12 inches (305 mm)”.

**IPC Section 313.** IPC Section 313 (Equipment Efficiencies) is amended by deleting the section in its entirety.

**IPC Section 904.1.** IPC Section 904.1 (Roof extension) is amended by inserting the number “6” (152.4 mm) where indicated in the second sentence.

**18.43 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.44 Copy on File.** At least one (1) copy of the International Plumbing Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 6.** The Town Council hereby enacts a new Article X of Chapter 18 of the Code to read as follows:

**18.148 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Property Maintenance Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Timnath Property Maintenance Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**18.149 Amendments.** The following amendments to the International Property Maintenance Code, 2006 Edition, are adopted as follows:

**IPMC Section 101.1.** IPMC Section 101.1 (Title) is amended by the addition of the term “Town of Timnath” where indicated.

**IPMC Section 103.5.** IPMC Section 103.5 (Fees) is amended by deleting the section in its entirety.

**IPMC Section 111.2.** IPMC Section 111.2 (Membership of board) is amended by deleting the section in its entirety and inserting the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board of Appeals.”

**IPMC Section 111.2.1.** IPMC Section 111.2.1 (Alternate members) is amended by deleting the section in its entirety.

**IPMC Section 111.2.2.** IPMC Section 111.2.2 (Chairman) is amended by deleting the section in its entirety.

**IPMC Section 111.2.3.** IPMC Section 111.2.3 (Disqualification of member) is amended by deleting the section in its entirety.

**IPMC Section 111.2.4.** IPMC Section 111.2.4 (Secretary) is amended by deleting the section in its entirety.

**IPMC Section 111.2.5.** IPMC Section 111.2.5 (Compensation of members) is amended by deleting the section in its entirety.

**IPMC Chapter 3.** IPMC Chapter 3 (General Requirements) is amended by deleting the chapter in its entirety.

**IPMC Chapter 4.** IPMC Chapter 4 (Light, Ventilation and Occupancy Limitations) is amended by deleting the chapter in its entirety.

**IPMC Chapter 5.** IPMC Chapter 5 (Plumbing Facilities and Fixtures and Fixture Requirements) is amended by deleting the chapter in its entirety.

**IPMC Chapter 6.** IPMC Chapter 6 (Mechanical and Electrical Requirements) is amended by deleting the chapter in its entirety.

**IPMC Chapter 7.** IPMC Chapter 7 (Fire Safety Requirements) is amended by deleting the chapter in its entirety.

**18.150 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.151 Copy on File.** At least one (1) copy of the International Property Maintenance Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 7.** The Town Council hereby enacts a new Article XI of Chapter 18 of the Code to read as follows:

**18.152 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Existing Building Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 15 inclusive, is hereby adopted by reference as the Town of Timnath Existing Building Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**18.153 Amendments.** The following amendments to the International Existing Building Code, 2006 Edition, are adopted as follows:

**International Existing Building Code** is amended by replacing all references to “International Fire Code” with “adopted fire code”.

**International Existing Building Code** is amended by replacing all references to “ICC Electrical Code” with “adopted electrical code”.

**IEBC Section 101.1.** IEBC Section 101.1 (Title) is amended by the addition of the term “Town of Timnath” where indicated.

**IEBC Section 305.5.** IEBC Section 305.5 (Energy) is amended by deleting the section in its entirety.

**IEBC Section 602.3.** IEBC Section 602.3 (Materials and methods) is amended by deleting “International Energy Conservation Code.

**IEBC Section 607.1.** IEBC Section 607.1 (Minimum requirements) is amended by deleting the section in its entirety and replacing it with the following: “Level 1 alterations to existing Group R Division 3 dwelling units are permitted without requiring the entire structure to comply with the energy requirements of the International Residential Code. The alterations shall conform to the energy requirements of the International Residential Code as they relate to new construction only.”

**IEBC Section 711.1.** IEBC Section 711.1 (Minimum requirements) is amended by deleting the section in its entirety and replacing it with the following: “Level 2 alterations to existing Group R Division 3 dwelling units are permitted without requiring the entire structure to comply with the energy requirements of the International Residential Code. The alterations shall conform to the energy requirements of the International Residential Code as they relate to new construction only.”

**IEBC Section 808.1.** IEBC Section 808.1 (Minimum requirements) is amended by deleting the section in its entirety and replacing it with the following: “Level 3 alterations to existing Group R Division 3 dwelling units are permitted without requiring the entire structure to comply with the energy requirements of the International Residential Code. The alterations shall conform to the energy requirements of the International Residential Code as they relate to new construction only.”

**IEBC Section 1201.1** IEBC Section 1201.1 (Conformance) is amended by deleting the section in its entirety and replacing it with the following: “Structures moved into or within the jurisdiction shall comply with the provision of this code for new structures.”

**18.154 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.155 Copy on File.** At least one (1) copy of the International Existing Building Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 8.** The Town Council hereby enacts a new Article XII of Chapter 18 of the Code to read as follows:

**18.156 Adoption.** Pursuant to Timnath Home Rule Charter Section 3.7, there is hereby adopted by reference thereto the International Energy Conservation Code, 2006 Edition as published by the International Code Council, 500 New Jersey Avenue, NW, 6<sup>th</sup> Floor, Washington, DC 20001, Chapters 1 through 6 inclusive, is hereby adopted by reference as the Town of Timnath Energy Conservation Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

**18.157 Amendments.** The following amendments to the International Energy Conservation Code, 2006 Edition, are adopted as follows:

**IECC Section 101.1.** IECC Section 101.1 (Title) is amended by the addition of the term “Town of Timnath” where indicated.

**IECC Table 402.1.1.** IRC Table 402.1.1 (Insulation and Fenestration Requirements by Component) is amended by replacing 19 under Wood Frame Wall R-Value in the 5 and Marine 4 Climate Zone with 15.

**18.158 Penalty Clause.** Any person convicted of violation of this Article shall be punished by a fine of not more than one thousand dollars (\$1,000.00), or by imprisonment for a period not exceeding one (1) year, or both such fine and imprisonment; provided, however, that no person under the age of eighteen (18) years shall be subjected to imprisonment for violation of this Article. Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this Article is committed, continued or permitted by any such person and shall be punished accordingly.

**18.159 Copy on File.** At least one (1) copy of the International Energy Conservation Code, 2006 Edition, and the amendments thereto, has been and is now on file in the office of the Town Clerk and may be inspected by any interested person between regular business hours.

**Section 9.** Article VII of Chapter 18 of the Code concerning the Code for Abatement of Dangerous Buildings is hereby repealed in its entirety.

**Section 10.** Article VIII of Chapter 18 of the Code concerning the Housing Code is hereby repealed in its entirety.

**Section 11. Severability.** Should any one or more sections or provisions of this Ordinance or of any of the primary or secondary codes adopted by reference be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance or the codes adopted by reference hereby, the intention being that the various sections and provisions are severable.

**Section 12. Repeal.** Any and all ordinances or codes or parts thereof in conflict or inconsistent herewith are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code heretofore repealed or superseded and 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 13. Effective Date.** This Ordinance shall take effect upon adoption at second reading, as provided by Section 3.5.5 of the Charter

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INTRODUCED, MOVED, AND ADOPTED BY THE TOWN COUNCIL OF THE TOWN OF TIMNATH ON FIRST READING, SET FOR PUBLIC HEARING AND SECOND READING AT 7:00 P.M. ON MAY 2, 2007 AT THE TIMNATH TOWN HALL, 4100 MAIN STREET, TIMNATH, COLORADO AND ORDERED PUBLISHED BY TITLE THIS 18<sup>TH</sup> DAY OF APRIL, 2007

MOVED, SECONDED AND FINALLY ADOPTED ON SECOND READING FOLLOWING PUBLIC HEARING BY THE TIMNATH TOWN COUNCIL ON MAY 2, 2007, AS AMENDED.

TOWN OF TIMNATH

By: Donna Benson  
Donna Benson, Mayor

ATTEST:

By: Linda Griess  
Linda Griess, Acting Town Clerk

