

(Ordinance Summary published in the Hillsboro Star-Journal on Dec. 15, 2021 and the full text of the Ordinance made available at <https://cityofhillsboro.net/city-government/city-ordinances/ordinances-2021/> for a minimum of one (1) week from the date of publication)

ORDINANCE NO. 1338

AN ORDINANCE OF THE CITY OF HILLSBORO, KANSAS ADOPTING THE INTERNATIONAL BUILDING CODE, INTERNATIONAL RESIDENTIAL CODE, NATIONAL ELECTRIC CODE, INTERNATIONAL PLUMBING CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE, AND INTERNATIONAL FIRE CODE, REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS, AND STRUCTURES.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HILLSBORO, KANSAS:

SECTION 1. Chapter 4, Article 2, Section 4-202 of the Code of the City of Hillsboro, Kansas shall be repealed and replaced to read as follows:

4-202. International Building Code Incorporated; International Residential Code Incorporated.

(a)(1) There is hereby adopted and incorporated by reference, for the purpose of establishing rules and regulations for the construction, alteration, removal demolition, equipment, use and occupancy, location and maintenance of buildings and structures, the International Building Code, 2021 Edition, as recommended by the International Conference of Building Officials, such code being made as a part of the ordinances and code of the city as if the same had been set out in full herein, with the additions, insertions, deletions, and changes, if any, prescribed in subsections below, all as authorized and in the manner prescribed by K.S.A. 12-3009 through 12-3012 including any amendments thereto. Any person violating any provision of such code shall be punished as provided in section 1-701 of this code.

(a)(2) The following sections are hereby revised:

1. Section 109 Peer Review shall be omitted.

(b)(1) There is hereby adopted and incorporated by reference, for the purpose of establishing rules and regulations for the construction, alteration, removal demolition, equipment, use and occupancy, location and maintenance of certain residential dwellings, the International Residential Code, 2021 Edition, as recommended by the International Conference of Building Officials, such code being made as a part of the ordinances and code of the city as if the same had been set out in full herein, with the additions, insertions, deletions, and changes, if any, prescribed in subsections below, all as authorized and in the manner prescribed by K.S.A. 12-3009 through 12-3012 including any amendments thereto. Any person violating any provision of such code shall be punished as provided in section 1-701 of this code.

(b)(2) The following sections are hereby revised:

1. Chapter 11 Energy Efficiency shall be omitted.

SECTION 2. Chapter 4, Article 3, Section 4-303, of the Code of the City of Hillsboro shall be repealed and replaced to read as follows:

4-303. Adoption of National Electrical Code by Reference. The 2020 Edition of the National Electric Code, a publication of the National Fire Protection Association, the same being a standard code for the installation of electrical wiring and apparatus and available in book and pamphlet form is hereby incorporated by reference herein and made a part of this article as authorized and in the manner prescribed by K.S.A. 12-3009 through 12-3012, including any amendments thereto. Any person violating any provision of such code shall be punished as provided in section 1-701 of this code.

SECTION 3. Chapter 4, Article 4, Section 4-419, of the Code of the City of Hillsboro shall be repealed and replaced to read as follows:

4-419. International Plumbing Code Incorporated. There is hereby adopted and incorporated by reference, for the purpose of establishing rules and regulations for the practice of plumbing and gas-fitting, including the installation, maintenance, extension and alteration of all pipes, fixtures, appliances and appurtenances in connection with sanitary sewers and public and private water and fuel gas systems, the 2021 Editions of the International Plumbing Code and the International Fuel Gas Code, as published by the International Code Council, such codes being made as a part of the ordinances and code of the city as if the same had been set out in full herein, all as authorized and in the manner prescribed by K.S.A. 12-3009 through 12-3012 including any amendments thereto. Any person violating any provisions of such code shall be punished as provided in section 1-701 of this code.

SECTION 4. Chapter 4, Article 8, Section 4-801, of the Code of the City of Hillsboro, Kansas shall be repealed and replaced to read as follows:

4-801. International Mechanical Code Incorporated. The 2021 Edition of the International Mechanical Code, as published by the International Code Council, is hereby incorporated herein by reference and made a part of this article as authorized and in the manner prescribed by K.S.A. 12-3009 through 12-3012 including any amendments thereto. Any person violating any provisions of such code shall be punished as provided in section 1-701 of this code.

SECTION 5. Chapter 4, Article 9, Section 9-902, of the Code of the City of Hillsboro shall be repealed and replaced to read as follows:

4-902. Standards Under International Property Maintenance Code.

(a) There is hereby incorporated by reference the certain code known as the 2021 Edition of the International Property Maintenance Code, including all appendices, as published by the International Code Council, except such articles, sections, parts or portions as are hereinafter omitted, deleted, modified or changed. Any person violating any provision of such code shall be punished as provided in section 1-701 of this code.

(b) For purposes of the International Property Maintenance Code, and its future revisions, the board of appeals shall be designated as the Board of Zoning Appeals. A member shall not hear an appeal in which that member has a personal, professional, or financial interest.

SECTION 6. Chapter 7, Article 2, Section 7-201, of the Code of the City of Hillsboro, Kansas shall be repealed and replaced to read as follows:

7-201. International Fire Code Incorporated.

(a) There is hereby adopted by the governing body of the city, for the purpose of prescribing regulations, governing conditions hazardous to life and property from fire or explosion that certain code and standards known as the 2021 Edition of the International Fire Code, as published by the International Code Council, and the same is hereby adopted and incorporated as fully as if set out at length herein, with the additions, insertions, deletions, and changes, if any, prescribed in subsection (b) below, and the provisions thereof shall be controlling within the limits of the city. Any person violating any provision of such code shall be punished as provided in section 1-701 of this code.

(b) The following sections are hereby revised:

1. The requirements of Section 510 Emergency Responder Communication Coverage shall apply at the discretion of the Building Inspector following completion of the building or structure and testing of Emergency Responder Communication Coverage.

SECTION 7. All prior Ordinances of the City of Hillsboro, Kansas in conflict with the foregoing are hereby repealed to the extent that such conflicts exist.

SECTION 8. If any section, sub-section, sentence, clause or phrase of this Ordinance or of the Code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance or Code.

SECTION 9. Not less than one (1) copy of the *International Building Code*, *International Residential Code*, *National Electric Code*, *International Plumbing Code*, *International Mechanical Code*, *International Property Maintenance*, and *International Fire Code* incorporated by reference in Sections 1 through 6, shall be filed with the City Clerk. Such copy(ies) shall be marked or stamped "Official Copy as Incorporated by Ordinance No. 1338" with all sections or portions thereof intended to be omitted clearly marked to show any such omissions and all provisions changing or adding to the incorporated provisions shall be clearly marked or inserted. Such copy(ies) shall have attached a copy of this article, and shall be open to inspection and available to the public during all reasonable business hours.

SECTION 10. Work being performed under a permit issued prior to the effective date of this Ordinance may continue under the Code(s) in effect at the time the permit was issued. Such work must be completed within one year after the effective date of this Ordinance, unless approval is given for an extension. If the permit is abandoned or expires, a new permit must be applied for to complete the work and all remaining work must comply with this Code.

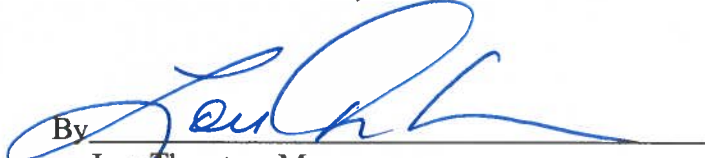
SECTION 11. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor, and either (a) publication once in the official newspaper of the City, or (b) publication of a summary hereof certified as legally accurate and sufficient by the City Attorney.

[Remainder of Page Intentionally Left Blank]

PASSED, ADOPTED AND APPROVED by the governing body of the City of Hillsboro, Kansas, this 7th day of December, 2021.



CITY OF HILLSBORO, KANSAS

By 
Lou Thurston, Mayor

ATTEST:

By 
Danielle Bartel, City Clerk