

173 - ORDINANCE No. 2008-29

INTERNATIONAL RESIDENTIAL CODE

AN ORDINANCE REPEALING 136 ORDINANCE NO. 2006-06 AND PROVIDING FOR THE ADOPTION OF THE INTERNATIONAL RESIDENTIAL CODE 2006 EDITION FOR THE TOWN OF ALPINE, AND PROVIDING FOR THE EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF ALPINE, WYOMING IN REGULAR SESSION DULY ASSEMBLED THAT:

SECTION I.

136 Ordinance No. 2006-06 is hereby repealed in its entirety.

SECTION II

All detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress built or located within the town from and after March 5, 2008 shall be constructed in accordance with the requirements of the International Residential Code, 2006 Edition, as published by the International Code Council, specifically **including appendix F**. The said code is incorporated herein by reference as if the same were more fully herein set out except as follows:

1. Section R102.7 **Existing Structures**. The first sentence shall read “The legal occupancy of any structure existing on the date of adoption of this code shall be permitted to continue with out change, except as is specifically covered in this code or the International Fire Code, or as is deemed necessary by the Town of Alpine for the general safety and welfare of the occupants and the public”.
2. Section R105.2 **Work exempt from permit** shall be amended by deleting number 1 & 2.
3. A second sentence shall be added to Section 108.2 **Schedule of permit fees** that reads, “On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as set forth in the adopted Town of Alpine permit fee schedule”.
4. Section R113.4 **Violation penalties** shall be revised to read, “Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the building official, or if permit or certificate issued under the provisions of this code, shall be subject to penalties as provided in 111 Ordinance No. 2005-01 of the Town of Alpine Municipal Code, as it may be amended from time to time.”
5. Section R114.2 **Unlawful continuance** shall read “Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall upon conviction be punished as provided in 111 Ordinance No. 2005-01 of the Town of Alpine Municipal Code, as it may be amended from time to time.”
6. The first sentence in Section 301.1.3 **Engineered design** shall be revised to read, “All residential structures shall be designed by a civil or structural engineer licensed in the State of Wyoming”.

7. Section R305 **Ceiling Height** Section R305.1 **Minimum height**, Exception 2 shall be deleted in its entirety.
8. Section R309.2 **Separation required** shall be revised to read, “The garage shall be separated from the residence and its attic by not less than 5/8 inch Type X gypsum board applied to the garage side”.
9. Section R313.2.1 **Alterations, repairs and additions** shall be amended by removing exception .2 in its entirety.
10. Sections 403.3 through 403.3.4 shall be replaced with the sentence reading, “Frost protected shallow foundations are prohibited”.
11. Section 403.1.4.1 **Frost Protection** shall be amended by removing item number .2 in its entirety, and changing exception .1 to read “Freestanding accessory structures with an area of 120 square feet or less and an eave height of 10 feet or less shall not be required to be protected”.
12. The first sentence of Section N1102.1.7 shall be changed to read, “Where the floor above the crawl space is uninsulated, insulation shall be installed on the crawl space walls”.
13. Section G2406.2 (303.3) **Prohibited locations** shall be amended by deleting Exceptions .3 and .4 in their entirety.
14. Section G2445.2 (621.2) **Prohibited Use** shall read, “Unvented room heaters shall not be installed in habitable rooms or spaces”.
15. A second sentence shall be added to section G2445.7 **Unvented log heaters** and shall read, “Unvented log heaters shall not be installed in habitable rooms or spaces”.
16. Section P2603.6.1 **Sewer depth** shall be amended to read, “Building sewers shall be a minimum of 48 inches below grade or shall be protected from freezing in an approved manner by the administrative authority”.

Said code shall be available in the offices of the town clerk and the town building official.

SECTION III.

Priority of ordinances.

In the event any of the adopted ordinances of the town as codified in this code as of the date of the adoption of the ordinance codified in this section conflict with any other sections of the Town of Alpine Municipal Code, the most restrictive shall apply.

SECTION IV.

Severability.

If any provision of this Ordinance or the application thereof any person or circumstances is held invalid or unconstitutional, the invalidity shall not affect other provisions or applications of this Ordinance which can be given affect without the invalid provisions or applications, and to this and the provisions of this act are severable.

SECTION V.

Ordinances Repealed.

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION VI.

Effective Date.

This Ordinance shall become effective from the date of its passage, however, that this ordinance shall not apply to any previously approved building permits.

PASSED 1ST READING THIS _____ DAY OF _____, 2008.

Vote: _____yes _____no _____abstain _____absent

PASSED 2ND READING THIS _____ DAY OF _____, 2008.

Vote: _____yes _____no _____abstain _____absent

PASSED 3RD READING THIS _____ DAY OF _____, 2008

Vote: _____yes _____no _____abstain _____absent

PASSED AND APPROVED THIS _____ DAY OF _____, 2008.

TOWN OF ALPINE

BY: _____
Victoria DeCora, Mayor

ATTEST: _____
Whitney Heller, Clerk

ATTESTATION OF THE TOWN CLERK

STATE OF WYOMING)
COUNTY OF LINCOLN)
TOWN OF ALPINE)

I hereby certify that the forgoing Ordinance No. _____ was duly posted for ten (10) days in the Town Clerk's Office.

I further certify that the forgoing Ordinance was duly recorded in the BOOK OF ORDINANCES IV, TOWN OF ALPINE, LINCOLN COUNTY, WYOMING.

ATTEST:

WHITNEY HELLER, CLERK

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