

ORDINANCE 1099

AN ORDINANCE OF THE CITY OF EUDORA, KANSAS REPEALING ORDINANCE 1037; CHAPTER 4, ARTICLE 5 OF THE CODE OF THE CITY OF EUDORA, 2012 EDITION, AND AMENDMENTS THERETO, AND ENACTING, IN ITS PLACE, CHAPTER 4, ARTICLE 5 OF THE CODE OF THE CITY OF EUDORA, KANSAS, 2018 EDITION, AND AMENDMENTS THERETO, WHICH ADOPTS AND INCORPORATES BY REFERENCE THE MECHANICAL CODE, 2018 EDITION, REGULATING BUILDING AND CONSTRUCTION WITHIN THE CITY OF EUDORA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF EUDORA, KANSAS:

SECTION 1. Existing Chapter 4, Article 5, of the Code of the City of Eudora, Kansas, 2012 Edition, and amendments thereto, is hereby repealed in its entirety, it being the intent of the Governing Body that Section 2 of this Ordinance supersedes it.

SECTION 2. The Code of the City of Eudora, Kansas, 2018 Edition, and amendments thereto, is hereby amended by enacting Chapter 4, Article 5, which reads as follows:

ARTICLE 5. MECHANICAL CODE

4-500. ADOPTION OF INTERNATIONAL MECHANICAL CODE. The International Mechanical Code, 2018 Edition, as published by the International Code Council, is hereby adopted as the Mechanical Code of the City of Eudora, Kansas, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the incorporated areas of the City of Eudora, Kansas as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Mechanical Code are hereby referred to, adopted, and made a part hereof, as if fully set out herein, with the additions, insertions, deletions and changes hereinafter provided.

The regulations hereby adopted, as amended, shall be known as the Mechanical Code of the City of Eudora, Kansas, hereinafter interchangeably referred to as the "Code" or the "Mechanical Code."

This Code shall not apply to the extent that the Residential Code adopted pursuant to Article 12 of this Chapter applies.

4-501. COPIES. Not less than one copy of the International Mechanical Code, 2018 Edition, marked and stamped in the manner provided by K.S.A. 12-3304, shall be filed with the City Clerk and shall be open to inspection and available to the public at reasonable business hours. Subsequent references to the "Mechanical Code" shall mean the International Mechanical Code, 2018 Edition, as adopted and amended herein.

4-502. AMENDMENTS TO THE MECHANICAL CODE. The International Mechanical Code, 2018 Edition is amended or supplemented as provided below.

4-502.1. Chapter 1 of the Mechanical Code is deleted and replaced with the provisions of Article 1 of this Chapter 4.

4-502.2. Section 303.3. Prohibited Locations.

1. Sleeping rooms
2. Bathrooms
3. Toilet Rooms
4. Storage closets
5. Surgical rooms
6. Hot tub rooms or saunas

4-502.3. Section 1004.6.1. Emergency Shutoff. Any boiler, whether for building heat or domestic hot water, having 200,000 Btu input and above, shall have an emergency shutoff located outside the boiler room. The switch must be labeled with a red tag and white lettering that clearly reads "EMERGENCY BOILER SHUTOFF". Exception: When approved by the State Boiler Inspector, the switch may be located inside the boiler room.

4-503. SEVERABILITY. If any section, subsection, sentence, clause or phrase in this Article or in the Mechanical Code is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions hereof. The Codes Administrator declares that it would have passed this code, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional or invalid.

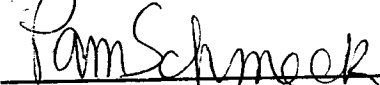
4-504. EXISTING RIGHTS OR VIOLATIONS. Nothing herein or in the Mechanical Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing under any act or resolution repealed in connection with the adoption of the Mechanical Code; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this legislation.

PASSED AND APPROVED this 12th day of November, 2019, by the Governing Body of the City of Eudora, Kansas.

APPROVED:


Tim Reazin, Mayor

ATTEST:


Pam Schmeck, City Clerk