

**ORDINANCE NO. 14-845**

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF SOUTH HUTCHINSON, KANSAS BY ADDING ARTICLE 13 TO CHAPTER IV THERETO, PROVIDING FOR THE ADOPTION OF THE INTERNATIONAL RESIDENTIAL CODE, 2012 EDITION; REGULATING AND GOVERNING THE CONSTRUCTION, ALTERATION, MOVEMENT, ENLARGEMENT, REPLACEMENT, REPAIR, EQUIPMENT, LOCATION, REMOVAL AND DEMOLITION OF DETACHED ONE AND TWO FAMILY DWELLINGS AND MULTIPLE SINGLE FAMILY DWELLINGS (TOWNHOUSES) NOT MORE THAN THREE STORIES IN HEIGHT WITH SEPARATE MEANS OF EGRESS IN THE CITY OF SOUTH HUTCHINSON, KANSAS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; REPEALING ANY ORDINANCE, PARTS OF ORDINANCES, OR CODE SECTIONS OF THE CITY OF SOUTH HUTCHINSON, KANSAS, IN CONFLICT THEREWITH.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SOUTH HUTCHINSON, KANSAS;**

**SECTION 1. ADOPTION OF RESIDENTIAL CODE.** That Article 13 is hereby added to Chapter IV of the Code of the City of South Hutchinson, Kansas and shall read as follows:

Section 4-1301 **RESIDENTIAL CODE ADOPTED.** The International Residential Code, 2012 Edition, as published by the International Code Council including appendix chapters J & M is hereby adopted and incorporated by reference as the Residential Code of the City of South Hutchinson, Kansas; for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal and demolition of detached one and two family dwellings and multiple single family dwellings (townhouses) not more than three stories in height with separate means of egress 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 Residential Code on file in the office of the City of South Hutchinson, Kansas are hereby referred to, adopted and made a part hereof, as if fully set out in this Article, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Article. Such incorporation is authorized by K.S.A. 12-3009 through K.S.A. 12-3012 inclusive, and K.S.A. 12-3301 and K.S.A. 12-3302. all as amended. No fewer than three (3) copies of said International Residential Code shall be marked or stamped "Official Copy as incorporated by the code of the City of South Hutchinson, Kansas," with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this Ordinance, and filed with the City Clerk to be open to inspection and to be available to the public at all reasonable business hours.

**SECTION 2. ADDITIONS, INSERTIONS AND CHANGES.** That the following sections of the International Residential Code, 2012 Edition, as published by the International Code Council are hereby amended as follows:

4-1302. Section R101.1. is hereby amended to read as follows: These provisions shall be known as the Residential Code for one and two-family dwellings of South Hutchinson, Kansas and shall be cited as such and will be referred to herein as “this code.”

4-1303. Section R301.2 is hereby amended to read as follows: Insert Climatic and Geographic Design Criteria on page 26 hereof.

4-1304. Section P2603.5.1 is hereby amended to read as follows: Insert 12 inches.

**SECTION 3.** That Ordinance 07-754 passed and approved on the 21<sup>st</sup> day of August, 2007 and any ordinance, parts of ordinances, amendments thereto or code provisions of the City of South Hutchinson, Kansas in conflict with provisions provided herein are hereby repealed.

**SECTION 4.** That if any section, subsection, sentence, clause or phrase of this legislation is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of South Hutchinson, Kansas hereby declares that it would have passed this law, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clause and phrases be declared unconstitutional.

**SECTION 5.** That nothing in this legislation or in the Residential Code hereby adopted shall be construed to affect any suite or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by legislation.

**SECTION 6.** That this Ordinance shall be in full force and effect from and after its passage and publication once in the official City newspaper.

**PASSED AND APPROVED THIS 15<sup>th</sup> DAY OF DECEMBER, 2014.**

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A.E. Murray, Mayor

ATTEST:

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Denise McCue, City Clerk