

**ORDINANCE NO. 15-26**

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, AMENDING CHAPTER 150 OF TITLE XV OF ORDINANCE NO. 05-47 (COLUMBUS CITY CODE) BY ADOPTING THE 2012 INTERNATIONAL BUILDING CODE; ADOPTING AMENDMENTS TO SAID CODE; ADOPTING THE 2012 INTERNATIONAL EXISTING BUILDING CODE; REPEALING ALL ORDINANCES OR PORTIONS THEREOF IN CONFLICT HEREWITH; PROVIDING FOR PUBLICATION OF THIS ORDINANCE IN PAMPHLET FORM; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF COLUMBUS, NEBRASKA, to adopt the 2012 International Building Code and the 2012 International Existing Building Code and in furtherance thereof to amend Chapter 150 of Title XV of Ordinance 05-47 (Columbus City Code), as follows:

**Section 1.** That Section 150.001 of Chapter 150 of Title XV of Ordinance 05-47 (Columbus City Code) is hereby amended to read as follows:

**150.001 ADOPTION OF THE 2012 INTERNATIONAL BUILDING CODE:**

It is hereby adopted for the purpose of establishing rules and regulations for the erection, construction, enlargement, alteration, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings or structures within the City or its extraterritorial jurisdiction, including permits and providing penalties for the violation hereof that a certain building code known as the International Building Code, 2012 Edition, one copy of said book had been and is now filed in the office of the City Clerk and the same is hereby adopted and incorporated by reference herein and made a part hereof as if fully set forth and laid before these pages herein, from the date on which this section shall take effect and the provisions thereof shall be controlling of the erection, construction, enlargement, alternation, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area and maintenance of buildings or structures within the City or within the extraterritorial jurisdiction of the City.

**Section 2.** That Section 150.002 of Chapter 150 of Title XV of Ordinance 05-47 (Columbus City Code) is hereby amended to read as follows:

**150.002 AMENDMENTS TO CODE:**

(A) Section 101.1 of the 2012 International Building Code is hereby amended to read as follows:

101.1 Title. Add City of Columbus for name of jurisdiction.

(B) Section 101.2 of the 2012 International Building Code is hereby amended to read as follows:

101.2 Exceptions #2. In lieu of complying with the 2012 International Building Code, existing buildings undergoing repair, alterations, or additions and change of occupancy shall be permitted to comply with 2012 International Existing Building Code.

(C) Section 101.4.3 of the 2012 International Building Code is hereby amended to read as follows:

101.4.3 Plumbing. The provisions of the Uniform Plumbing Code shall apply to the installation, alteration, repair and replacement of plumbing systems, including equipment, appliances, fixtures and fittings and appurtenances and where connected to a water or sewage system.

(D) Section {A} 101.4.4 is hereby deleted.

(E) Section {A} 101.4.6 is hereby deleted.

(F) The 2012 International Building Code is hereby amended to add Section 101.4.7 as follows:

101.4.7 Subsurface Drainage. The subsurface drainage provisions contained in amended R405 of the 2012 International Residential Code are adopted and incorporated herein by reference.

(G) Section 104.7 of the 2012 International Building Code is hereby amended to read as follows:

104.7 Department Records. The Building Official shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections and notices and orders issued. The records shall be retained in the official records for the period required for retention of public records. The Building Official shall submit a report monthly to the City Planning Commission covering the work of the department.

(H) Section 105.2 Number 2 of the 2012 International Building Code is hereby amended to read as follows:

(2) Fences more than three (3) feet from any property line.

(I) Section 109.2 of the 2012 International Building Code is hereby amended to read as follows:

109.2 Schedule of Permit Fees. On buildings, structures, electrical, gas, mechanical and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid as required, in accordance with the schedule as established by the applicable governing authority. In addition, a plan review fee equal to 25% of the building permit shall be paid for the plan review.

(J) Section 114.1 of the 2012 International Building Code is hereby amended to read as follows:

114.1 Unlawful Acts. It shall be unlawful for any person, firm or corporation to erect, construct, alter, extend, repair, move, remove, demolish or occupy any building or structure in the City or within the extraterritorial jurisdiction of the City or cause the same to be done

contrary to or in violation of any provisions of the Code.

(K) Section 114.4 of the 2012 International Building Code is hereby amended to read as follows:

114.4 Violation Penalties. Any person, firm or corporation violating any of the provisions of this Code shall be deemed guilty of a misdemeanor and that person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Code is committed, continued or permitted and, upon conviction, shall be punishable by a fine of not more than \$100 for any one offense or by imprisonment for not more than 30 days or by both fine and imprisonment.

Whenever the Building Official is satisfied that any provisions of this Code have been violated or are about to be violated, or that any order or direction made pursuant to this Code has not been carried out or is being disregarded, he may apply to the City Council and request that it order civil proceedings to be instituted. Any civil proceedings when instituted by the City Attorney at the direction of the City Council, shall be brought in the name of the City of Columbus. Nothing in this Section and no action taken thereunder will exclude any other proceedings authorized by this Code or any other law or ordinance in force, or to exempt any person violating this Code or any of the laws, from any penalty which might be incurred.

(L) Section 1809.5 Frost Protection (Exception) of the 2012 International Building Code is hereby amended to read as follows:

1809.5 Frost Protection- Exception: Free standing buildings meeting all of the following conditions shall not be required to be protected:

1. Assigned to Risk Category 1, in accordance with Section 1604.5.
2. Building has a maximum area of 440 square feet.
3. No dimension exceeds twenty-two feet (22') and the width between bearing walls does not exceed twenty feet (20').
4. The walls are supported on a monolith footing and slab extending a minimum of twelve inches (12") below grade.
5. Eave height of ten (10') or less.

**Section 3.** That Chapter 150 of Title XV of Ordinance 05-47 (Columbus City Code) is hereby amended to add Section 150.003, the same to read as follows:

**150.003 ADOPTION OF THE 2012 INTERNATIONAL EXISTING BUILDING CODE:**

It is hereby adopted for the purpose of existing buildings undergoing repair, alterations or additions and change of occupancy within the City or within the extraterritorial jurisdiction thereof, a certain existing building code, known as the International Existing Building Code, 2012 Edition, one copy of said book had been and is now filed in the office of the City Clerk and the same is hereby adopted and incorporated by reference herein and made a part hereof as if fully set forth and laid before these pages herein, from the date on which this section shall take effect.

**Section 4.** This ordinance shall repeal all other ordinances in conflict with the provisions of this ordinance.

**Section 5.** This ordinance shall take effect and be in full force and effect after its passage, adoption and publication as provided by law. Publication shall be in pamphlet form as authorized by Section 16-405 of Nebraska Revised Statutes with distribution to be made by making copies available to the public upon request at the City offices.

INTRODUCED BY COUNCIL MEMBER *For Stelling*

PASSED AND ADOPTED THIS 18 DAY OF January 2016.

*Michael L. Meyer*  
MAYOR

ATTEST:

*Janelle Kline*  
CITY CLERK

APPROVED AS TO FORM:

*Eugene J. [Signature]*  
CITY ATTORNEY

