ORDINANCE NO. 6844

AN ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, PERTAINING TO FUEL GAS WORK PERFORMED WITHIN THE CITY OF MANHATTAN, KANSAS; AND INCORPORATING BY REFERENCE THE 2009 INTERNATIONAL FUEL GAS CODE, PERTAINING WITH CERTAIN OMISSIONS, CHANGES AND ADDITIONS THERETO.

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

SECTION 1. That Section 8-132 of the Code of Ordinances of the City of Manhattan, Kansas, is hereby amended to read as follows:

Section 8-132. Adoption of the International Fuel Gas Code.

There is hereby incorporated by reference for the purpose of regulating all fuel gas work done or performed within the corporate city limits of the City of Manhattan, Kansas the code known as the International Fuel Gas Code, 2009 Edition including appendices A, B, and C as recommended by the International Code Council, 5360 South Workman Mill Road, Whittier California, 90601, save and except such articles, sections, parts, or portions thereof as are hereinafter omitted, deleted, modified or changed. No fewer than one (1) copy of such publication shall be marked or stamped "Official Copy as adopted by Ordinance No. ", and shall be attached to a copy of this ordinance and filed with the city clerk and open for inspection and available to the public at all reasonable hours. All administrative departments of the city charged with enforcement of this code shall be supplied, at the cost of the city, such number of official copies, similarly marked, as may be deemed expedient.

SECTION 2. That Section 8-138 of the Code of Ordinances of the City of Manhattan, Kansas, is hereby amended to reads as follows:

Section 8-138 Amendments.

The International Fuel Gas Code, adopted by Section 8-132, is hereby changed, altered, modified and otherwise amended as follows:

1. Section 101.1 of the International Fuel Gas Code is hereby changed to read as follows:

   Section 101.1 Title. These regulations shall be known as the Fuel Gas Code of Manhattan, Kansas, hereafter referred to as "this code".

2. Section 106.6.2 of the International Fuel Gas Code is hereby changed to read as follows:

   Section 106.6.2 Fee Schedule. The fees for all fuel gas work requiring a permit shall be $15.00.
   For each re-inspection beyond the second re-inspection. $50.00
   Each inspection which is not deemed ready for inspection at the scheduled time shall be considered a failed inspection and subject to re-inspection. The re-inspection fee shall be paid within 10 calendar days of the date of the inspection causing the fee, and prior to a certificate of occupancy being issued for that project. Subsequent inspections for that permitted project shall not be conducted until all past due re-inspection fees have been paid. The Building Official shall have the authority to waive re-inspection fees as deemed necessary.

3. Section 106.6.3 of the International Fuel Gas Code is hereby changed to read as follows:

   Section 106.6.3 Fee refunds. The code official shall authorize the refunding of fees as follows:

   1) The full amount of any fee paid hereunder that was erroneously paid or collected.

   2) Not more than 100% of the permit fee paid when no work has been done under a permit issued in accordance with this code.

   The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

4. Section 108.4 of the International Fuel Gas Code is hereby changed to read as follows:

   Section 108.4 Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than five hundred dollars ($500) or by imprisonment not exceeding one hundred eighty days (180), or by both such fine and imprisonment. Each day that a violation continues shall be deemed a separate offense.

5. Section 108.5 of International Fuel Gas Code is hereby changed to read as follows:

Section 108.5 Stop work orders. Upon notice from the code official, work that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. 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 be liable to a fine of not less than one hundred ($100) dollars or more than five hundred ($500) dollars.

6. Section 109 of the International Fuel Gas Code is hereby deleted.

7. Section 309.2 of the International Fuel Gas Code is hereby changed to read as follows:

   Section 309.2 Connections. Electrical connections between equipment and the building wiring, including the grounding of the equipment, shall conform to the National Electrical Code as adopted in Section 8-47 of the city code of ordinances.

SECTION 3. This ordinance shall take effect and be in force from and after its publication in the official city newspaper.

PASSED BY THE GOVERNING BODY THIS 16TH DAY OF NOVEMBER, 2010.

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Gary S. Fees MMC, City Clerk Bruce Snead, Mayor