

CERTIFICATION OF CLERK

I, Brenda K. Wolf, the duly appointed, qualified, and Deputy City Clerk of Manhattan, Kansas, do hereby certify that the foregoing Ordinance was duly adopted at a meeting of the City of Manhattan, Kansas, held on the 18th day of June, 2019, and that said Ordinance has been compared by me with the original thereof on file and of record in my office, is a true copy of the whole of said original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the City of Manhattan, Kansas, 19th day of June, 2019.



Brenda K. Wolf

Brenda K. Wolf, CMC, Deputy City Clerk



ORDINANCE NO. 7424

AN ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, REGULATING EXISTING BUILDINGS WITHIN THE CORPORATE LIMITS OF THE CITY OF MANHATTAN, KANSAS; INCORPORATING BY REFERENCE THE “INTERNATIONAL EXISTING BUILDINGS CODE” EDITION OF 2018, WITH CERTAIN OMISSIONS, CHANGES AND ADDITIONS THERETO; AND REPEALING ALL ORDINANCE IN CONFLICT HEREWITH.

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

SECTION 1. That Section 8-251 of the Code of Ordinances of the City of Manhattan, Kansas, is hereby amended to read as follows:

Section 8-251. Adoption of the International Existing Buildings Code.

There is hereby incorporated by reference, for the purpose of establishing rules and regulations for construction, alteration, addition, demolition, equipment, use and occupancy, location and maintenance of buildings and structures within the corporate city limits of the City of Manhattan, Kansas, that certain standard existing buildings code known as the International Existing Buildings Code, 2018 Edition, including Appendices A and C as being recommended by the International Code Council, 500 New Jersey Avenue, NW 6th Floor, Washington, DC, 20001, save and except such articles, sections, parts or portions thereof as 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. 7424”, 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 8-252 of the Code of Ordinances of the City of Manhattan, Kansas, is hereby amended to read as follows:

Section 8-252. Amendments.

The International Existing Buildings Code, adopted by Section 8-251, is hereby changed, altered, modified and otherwise amended as follows:

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

Section 101.1 Title. These regulations shall be known as the Existing Building Code of the City of Manhattan, Kansas, herein after known as “this code”.

2. Section 108.2 of the International Existing Buildings Code is hereby changed to read as follows:

Section 108.2 Schedule of Permit Fees. On buildings or structures requiring a permit, a fee for each permit shall be paid as required, in accordance with the following schedule:

<u>Valuation</u>	<u>Fee</u>
\$1 - \$500	\$19.00
\$501 - \$2,000	\$19.00 for the first \$500 plus \$2.47 for each additional \$100 or fraction thereof, up to and including \$2000
\$2,001 - \$25,000	\$56.09 for the first \$2,000 plus \$11.34 for each additional \$1,000 or fraction thereof up to and including \$25,000
\$25,001 - \$50,000	\$317.31 for the first \$25,000 plus \$8.18 for each additional \$1,000 or fraction thereof, up to and including \$50,000
\$50,001 - \$100,000	\$521.43 for the first \$50,000 plus \$5.67 for each additional \$1,000 or fraction thereof, up to and including \$100,000
\$100,001 - \$500,000	\$804.93 for the first \$100,000 plus \$4.53 for each additional \$1,000 or fraction thereof, up to and including \$500,000
\$500,001 - \$1,000,000	\$2,619.33 for the first \$500,000 plus \$3.84 for each additional \$1000 or fraction thereof, up to and including \$1,000,000
\$1,000,000 and up	\$4,543.08 for the first \$1,000,000 plus \$2.95 for each additional \$1,000 or fraction thereof
Swimming Pools, Prefabricated Carports, Prefabricated Safe Rooms	\$25.00
Plan Review Fee	30% of the building permit fee as calculated by the Building Official. Applied to building fee at time of permit issuance.
Temporary Certificate of Occupancy	\$100 for the first re-issuance past expiration date and \$250 for each subsequent re-issuance

For each re-inspection beyond the first 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 108.3 of the International Existing Buildings Code is hereby changed to read as follows:

Section 108.3 Building Permit Valuations. The determination of value or valuation under any of the provisions of this code shall be made by the Building Official. The valuation shall be calculated by using the most recent version of Valuation Data Table as published in the International Code Council Building Safety Journal Magazine. The amount to be used for determining the building permit fee shall be the total value of all construction work for which the permit is issued including all finish work, painting, roofing, electrical, plumbing, heating, air conditioning, elevators, fire-extinguishing systems and any other permanent equipment. No fee, other than that set forth above, shall be charged for new construction; although this does not preclude the building official from charging separate fees for sewer and water connections and sign installations.

The governing body shall have the right to waive fees as it deems necessary.

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

Section 108.4 Work commencing before permit issuance. Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits shall be subject to a fee equal to the permit fee in addition to the required permit fees.

5. Section 505.2 of the International Existing Buildings Code is hereby deleted.
6. Section 702.4 of the International Existing Buildings Code is hereby deleted.
7. Section 807.1 of the International Existing Buildings Code is hereby changed to read as follows:

Section 807.1 New installations. All newly installed electrical equipment and wiring relating to work done in any work area shall comply with the materials and methods requirements of Chapter 4.

Exception:

Electrical equipment and wiring in newly installed partitions and ceilings shall comply with all applicable requirements of the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances.

8. Section 807.3.4 of the International Existing Buildings Code is hereby changed to read as follows:

Section 807.3.4 Ground Fault Circuit Interruption. Newly installed receptacle outlets shall be provided with ground fault circuit interruption as required by the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances.

9. Section 807.3.7 of the International Existing Buildings Code is hereby changed to read as follows:

Section 807.3.7 Clearance for equipment. Clearance for electrical service equipment shall be provided in accordance with the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances.

10. Section 1007.1 of the International Existing Buildings Code is hereby changed to read as follows:

Section 1007.1 Special occupancies. Where the occupancy of an existing building or part of an existing building is changed to one of the following special occupancies as described in the National Electrical Code, the electrical wiring and equipment of the building or portion thereof that contains the proposed occupancy shall comply with the applicable requirements of the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances whether or not a change of occupancy group is involved:

1. Hazardous locations
2. Commercial garages, repair and storage
3. Aircraft hangers
4. Gasoline dispensing and service stations
5. Bulk storage plants
6. Spray application, dipping and coating processes
7. Health care facilities
8. Places of assembly
9. Theatres, audience areas of motion picture and television studios, and similar locations
10. Motion picture and television studios and similar locations
11. Motion picture projectors
12. Agricultural buildings

11. Section 1007.2 of the International Existing Buildings Code is hereby changed to read as follows:

Section 1007.2 Unsafe conditions. Where the occupancy of an existing building or part of an existing building is changed, all unsafe conditions shall be corrected without requiring that all parts of the electrical system be brought up to the current edition of the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances.

12. Section 1007.3 of the International Existing Buildings Code is hereby changed to read as follows:

Section 1007.3 Service upgrade. Where the occupancy of an existing building or part of an existing building is changed, electrical service shall be upgraded to meet the requirements of the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances, for the new occupancy.

13. Section 1007.4 of the International Existing Buildings Code is hereby changed to read as follows:

Section 1007.4 Number of electrical outlets. Where the occupancy of an existing building or part of an existing building is changed, the number of electrical outlets shall comply with the National Electrical Code as adopted in Section 8-47 of the city Code of Ordinances, for the new occupancy.

14. Sections 105.1.1 and 105.1.2 of said International Existing Buildings Code are hereby deleted.

SECTION 3. Ordinance No. 7223 and all other ordinances, or portions thereof, in conflict herewith are hereby repealed.

SECTION 4. This ordinance shall take effect and be in force from and after January 1, 2020, and its publication in the official city newspaper.

**PASSED BY THE GOVERNING BODY OF THE CITY OF MANHATTAN, KANSAS,
THIS 18TH DAY OF JUNE, 2019.**



Michael L. Dodson, Mayor

ATTEST:



Gary S. Fees, MMC, City Clerk




(PUBLISHED IN *THE MANHATTAN MERCURY* ON JUNE 23, 2019)

ORDINANCE NO. 7424 SUMMARY

On June 18, 2019, the City of Manhattan, Kansas adopted the following ordinance:

AN ORDINANCE AMENDING CHAPTER 8 OF THE CODE OF ORDINANCES, REGULATING EXISTING BUILDINGS WITHIN THE CORPORATE LIMITS OF THE CITY OF MANHATTAN, KANSAS; INCORPORATING BY REFERENCE THE “INTERNATIONAL EXISTING BUILDINGS CODE” EDITION OF 2018, WITH CERTAIN OMISSIONS, CHANGES AND ADDITIONS THERETO; AND REPEALING ALL ORDINANCE IN CONFLICT HEREWITH.

The Ordinance adopts the 2018 International Existing Buildings Code and makes certain amendments to that code as more specifically described in the ordinance. The complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk, City Hall, 1101 Poyntz Ave., Manhattan, KS 66502, Monday – Friday, 8 a.m. – 5 p.m., and is available for at least one week following the publication date of this summary at www.cityofmhc.com. This Summary certified to be legally accurate and sufficient by Assistant City Attorney Rachel Zenger.


Assistant City Attorney
Date certified: 6-18-2019