

HAILEY ORDINANCE NO. 1077

AN ORDINANCE OF THE CITY OF HAILEY, IDAHO, AMENDING SECTION 15.08.010 OF THE HAILEY MUNICIPAL CODE BY ADOPTING THE 2009 INTERNATIONAL BUILDING CODE AND THE 2009 INTERNATIONAL RESIDENTIAL CODE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Idaho Code §§ 39-4109 and 39-4116 require the City of Hailey to adopt 2009 International Building Code ("2009 IBC"); the 2009 International Residential Code ("2009 IRC") and the 2009 International Energy Conservation Code ("2009 IECC"), excluding certain provisions and appendices;

WHEREAS, the City of Hailey has recently adopted the 2009 IECC in Hailey Ordinance No. 1074;

WHEREAS, pursuant to Idaho Code § 30-4116, the City of Hailey intends to amend the 2009 IBC, 2009 IRC and 2009 IECC to reflect local conditions, provided the amendments provide an equivalent level of protection;

WHEREAS, the City Council of the City of Hailey have determined that adoption of the 2009 IBC and 2009 IRC will promote the public health, safety and welfare of the citizens of and visitors to the City of Hailey, Idaho;

WHEREAS, Idaho Code § 39-4109 allows the adoption of the 2009 IBC and the 2009 IRC effective January 1, 2011; and

WHEREAS, the City Council finds that enactment of this ordinance is required immediately to ensure the enforcement of this ordinance by January 1, 2011.

NOW, THEREFORE BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF HAILEY, IDAHO, AS FOLLOWS:

SECTION 1. Section 15.08.010 of the Hailey Municipal Code are amended by the deletion of the stricken language and addition of the underlined language, as follows:

15.08.010 ADOPTION OF CODES: Pursuant to Idaho Code 39-4116(1), the following Codes published by the International Code Council are hereby adopted by reference:

2006 International Building Code ("2006 IBC"), including all rules promulgated by the Idaho Building Code Board to provide equivalency with the provisions of the Americans with Disabilities Act accessibility guidelines and the Federal Fair Housing Act accessibility guidelines; and including Appendix E: Supplemental Accessibility Requirements;

2006~~9~~ International Residential Code ("2006~~9~~ IRC"), parts I-IV and IX, including Appendix F: Radon Control Methods;

2009 International Energy Conservation Code ("2009 IECC");

1997 Uniform Code for the Abatement of Dangerous Buildings;

1997 Uniform Building Code ("97 UBC") Volume 3, Material, Testing and Installation Standards; and

1997 Uniform Building Code, Volume 1, Table 1-A, Building Permit Fees.

SECTION 2. If any section, paragraph, sentence or provision hereof or the application thereof to any particular circumstances shall ever be held invalid or unenforceable, such holding shall not affect the remainder hereof, which shall continue in full force and effect and applicable to all circumstances to which it may validly apply.

SECTION 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

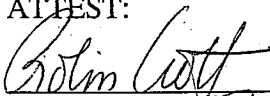
SECTION 4. This Ordinance shall be in full force and effect on January 1, 2011, and after its passage, approval and publication according to law.

ADOPTED BY THE HAILEY CITY COUNCIL AND APPROVED BY THE MAYOR this 13 day of December, 2010.



Richard L. Davis, Mayor
City of Hailey

ATTEST:



Mary Cone. *Robin Crotty*
Hailey City Clerk / Deputy City Clerk

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