

BILL NO. 12-136

ORDINANCE NO. 18015

AN ORDINANCE AMENDING VARIOUS SECTIONS OF ARTICLE 6, "MECHANICAL CODE", OF CHAPTER 4 OF THE INDEPENDENCE CITY CODE, AND ADOPTING THE 2012 EDITION OF THE INTERNATIONAL MECHANICAL CODE.

WHEREAS, the City Council desires to amend the City Code to update the Mechanical Code;
and,

WHEREAS, the requirements for testing and licensing of mechanical contractors are proposed for consolidation into Article 2 of this Chapter; and,

WHEREAS, all identified fees are proposed to be incorporated into the adopted Schedule of Fees;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That Section 4.06.001 in Article 6, "Mechanical Code" of Chapter 4 of the Independence City Code, is hereby amended, to read as follows:

"SEC. 4.06.001. INTERNATIONAL MECHANICAL CODE, ADOPTED.

The International Mechanical Code, 2006~~12~~ Edition, including ~~Appendices Appendix A & B~~, as published by the International Code Council, Inc., is hereby adopted as the Mechanical Code of the City of Independence, Missouri, for the control of heating, pipe fitting, ventilating, cooling and refrigeration installation or construction as herein provided, except such portions as are hereinafter deleted, modified or amended by this Article of the City Code."

SECTION 2. That Sections 4.06.002, "International v. Uniform References"; 4.06.003, "Additions, Insertions, Deletions, and Changes", and 4.06.004, "Definitions", are hereby deleted in their entirety, and other sections renumbered, as necessary.

SECTION 3. That Sections 4.06.006 through 4.06.016, pertaining to mechanical and occupation licensing requirements and license fees, are hereby deleted in their entirety, being addressed in Article 2 of this Chapter, and other sections in Article 6 renumbered, as necessary.

SECTION 4. That Section 4.06.020, "Schedule of Fees" of Chapter 4, Article 6, of the Independence City Code, is hereby renumbered as necessary and amended, to read as follows:

"SEC. 4.06.020. SCHEDULE OF FEES.

A. ~~The following f~~**Fees, as set forth in the City's Schedule of Fees,** shall be paid upon the issuance of a permit to any person for the installing, altering, replacing or repairing any heating, ventilating, cooling or refrigeration equipment.÷

| <u>VALUE OF WORK</u> | <u>FEE</u> |
|----------------------|------------|
| \$ 0 ————— 500 | \$18.00 |
| — 501 ————— 1,000 | 28.00 |
| 1,001 ————— 6,000 | 40.00 |
| 5,001 and over | 40.00 for |

~~the 1st \$2,000, plus \$4.00 for each additional
\$1,000 or fraction thereof.~~

B. The minimum fee for any permit issued under the provisions of this section shall be ~~Eighteen Dollars (\$18.00)~~ set forth in the City's Schedule of Fees.

C. Any person who shall commence any mechanical work for which a permit is required without first obtaining such permit shall be required to pay a permit fee that is equal to and in addition to the original permit fee as set forth in the City's Schedule of Fees.

D. The supplementary fee to cover any additional value not included in the original permit shall be the difference between the fee paid for the original permit and the fee which would have been required had the original permit included the entire value.

~~E.~~ Permit fees provide for the customary inspections only. Where additional inspections are made necessary by incomplete or faulty work or because of incorrect address given or because the building is locked, no fee shall be charged for the first re-inspection; however, a fee ~~of Twenty Dollars (\$20.00)~~, as set forth in the City's Schedule of Fees, shall be charged for the second re-inspection and shall double for each additional re-inspection thereafter. All such re-inspection fees shall be paid by the permittee before another inspection can be requested.”

SECTION 5. That Section 4.06.026, “Piping Installation” of Chapter 4, Article 6, of the Independence City Code, is hereby renumbered as necessary and amended, to read as follows:

“SEC. 4.06.026. PIPING INSTALLATION.

Any permit issued under the provisions of this Article shall authorize the installation of gas piping as regulated in the adopted Fuel Gas Code, from the nearest required cut-off valve to the burner of any warm air heating system.”

SECTION 6. That Section 4.06.030, “Right of Appeal - Procedure”, of Chapter 4, Article 6, of the Independence City Code, is hereby renumbered as necessary and amended, to read as follows:

“SEC. 4.06.030. RIGHT OF APPEAL - PROCEDURE.

A. Whenever any person is aggrieved by a decision of the Building Official in the interpretation of the approved edition of the International Mechanical Code, or when such person claims that the action of the Building Official is not in accordance with the provisions of such Code or when the Building Official disapproves the proposed use of alternate materials or methods by such person in heating, ventilating, cooling, or refrigeration installation, such person shall have the right to appeal to the Board of Building and Engineering Appeals as constituted in Article 10 of Chapter 4 of the Independence City Code.

~~B. Any person aggrieved by the decision of the Building Official in regard to the revocation of a license as provided in this Article shall have the right of appeal to the City Council. Such appeal shall be taken by filing with the City Clerk a written statement setting forth the grounds for the appeal for transmittal to the City Council within fourteen (14) days after notice of the decision by the Building Official has been mailed to such person's last known address. The City Council shall set the time and place for the hearing on such appeal. A notice of such hearing shall be given in the same manner as provided in Section 4.06.015 (B) of this Article.”~~

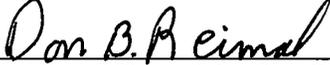
SECTION 7. The effective date of this ordinance shall be January 1, 2013 and the previously adopted mechanical code shall remain in effect until that date.

SECTION 8. That the applicable provisions of Ordinance No. 17230 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 9. That all other parts and provisions of Article 6 of Chapter 4 not amended or repealed herein shall remain in full force and effect.

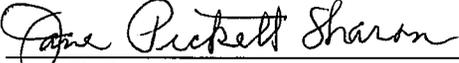
SECTION 10. That correction of any scrivener errors identified within Article 6 of this Chapter are hereby authorized by this ordinance.

PASSED THIS 3rd DAY OF DECEMBER, 2012, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.



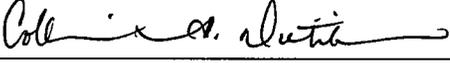
Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:



City Clerk

APPROVED AS TO FORM AND LEGALITY:



for City Counselor

REVIEWED BY:



City Manager

NOTE: Text being eliminated by this ordinance is bolded and lined through and text being added by this ordinance is bolded and underscored.