

ORDINANCE NO. 2000-08

AN ORDINANCE ADOPTING UNIFORM CODES FOR THE ABATEMENT OF DANGEROUS BUILDINGS, BUILDING CONSERVATION AND SEISMIC RETROFIT OF BUILDINGS ALL FOR THE PROTECTION OF PERSONS AND PROPERTY IN THE CITY OF WENDOVER, TOOELE COUNTY, UTAH.

RECITALS

1. Pursuant to U.C.A. §58-56-4, the City of Wendover authorized to regulate building construction, alteration, remodeling and repairs within the City.
2. The City Council believes it is in the best interest of the City, its residents and businesses that the City adopt by reference uniform codes relating to building safety.

BE IT ORDAINED BY THE WENDOVER CITY COUNCIL:

Section No. 1. Construction Codes Adopted. The Codes adopted in this Section shall be referred to collectively and be included in any description of the City's "Construction Codes". Unless otherwise provided herein, the adoption of each code shall also include the adoption of appendices required or recommended to be adopted by the Utah Uniform Building Code Commission, the laws and regulations of the State of Utah and those otherwise adopted herein.

A. Abatement of Dangerous Buildings Code. The 1997 edition of the Uniform Code for the Abatement of Dangerous Buildings promulgated by the International Conference of Building Officials ("ICBO"), is hereby adopted as the Abatement of Dangerous Buildings Code of the City of Wendover, Utah.

B. Building Conservation Code. The 1997 edition of the Uniform Code for Building Conservation promulgated by the ICBO, is hereby adopted as the Building Conservation Code of the City of Wendover, Utah.

C. Seismic Retrofit Code. The 1997 edition of the Seismic Retrofit of Existing Buildings Regulations/Code promulgated by the ICBO is hereby adopted as the Seismic Retrofit Code of the City of Wendover, Utah.

D. New Editions of Code. If any new edition of any of the codes described in subsections A, B and C, above, is adopted or promulgated by the ICBO, upon promulgation, adoption, approval or recommendation by the Utah Uniform Building Code Commission, the same shall be adopted and construed as the appropriate code for the City of Wendover, Utah..

Section No. 2. Fees. Whenever a fee is required to be paid under the Codes described in Section 1, above, said fee shall be paid to the City of Wendover. The amount of each fee shall be consistent with the fees described in each Code.

Section No. 3. Violations -- Penalty.

A. Violations. No person, firm, corporation or entity, whether as owner, contractor, subcontractor, lessee, sublessee or occupant, shall erect, construct, enlarge, alter, repair, move, improve, remove, demolish, equip, use, occupy or maintain any building or premises, or cause or allow the same to be done, contrary to or in violation of any of the provisions of the codes adopted herein, or of any order of the Building Official of the City of Wendover, Utah.

B. Penalty. Any person or entity who violates or fails to comply with any requirement of the codes adopted herein, or who violates or fails to comply with any order of the Building Official, shall be guilty of a Class B misdemeanor and shall be subject to imprisonment and/or a fine in accordance with the laws of the State of Utah.

C. Continuing Offenses. In all instances where the violation of any part of this Ordinance is a continuing violation, a separate offense shall be deemed committed on each day, or any portion of a day, on which the violation occurs or continues.

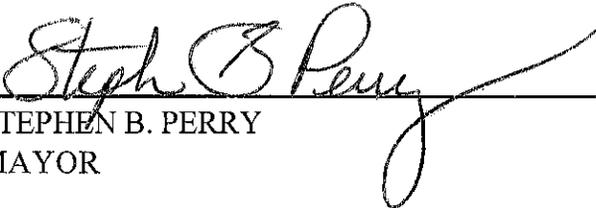
Section No. 4. Repealer. All previous ordinances, rules and regulations adopted by the governing body of the City relating to the adoption of codes for the Abatement of Buildings, Building Conservation and Seismic Retrofit of Buildings are hereby repealed.

Section No. 5. Severability Clause. The provisions of this Ordinance and all regulations which may be adopted hereunder, are severable. If any provision of this Ordinance is held invalid or unenforceable for any reason, said invalidity or unenforceability shall not affect any other provision of this Ordinance or its application under a different circumstance.

Section No. 6. Construction Consistent With Other Uniform Codes. In the event that it appears that any provision of the codes adopted in Section 1, above, is inconsistent with any of the other Uniform Codes adopted by the City of Wendover (including without limitation the Uniform Building Code, National Electrical Code, International Plumbing Code, International Mechanical Code, Manufactured Housing Code, Manufactured Homes Installation Code, Administrative Code, Uniform Fire Code, LP Gas Code and National Fuel Gas Code), the provision(s) which, in the opinion of the Building Inspector, provide the maximum protection for persons and property, shall be construed as the controlling provision(s) for the particular issue.

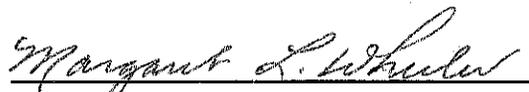
Section No. 6. Effective Date. This Ordinance shall become effective immediately upon posting as required by law.

**PASSED AND ADOPTED BY THE WENDOVER CITY COUNCIL THIS 1ST
DAY OF NOVEMBER, 2000.**



STEPHEN B. PERRY
MAYOR

ATTEST:



MARGARET L. WHEELER
CITY RECORDER

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POSTED: 11/08/00: FRED'S MARKET, WENDOVER, UTAH CITY OFFICES, WENDOVER, UTAH
POST OFFICE AND FAXED TO THE WENDOVER TIMES.