

ORDINANCE 04-29-10-24

**AN ORDINANCE ADOPTING BY REFERENCE AND PROVIDING
AMENDMENTS TO THE 2009 INTERNATIONAL FUEL GAS CODE**

SECTION I. PURPOSE. The purpose of this ordinance is to adopt by reference and provide certain amendments to the 2009 International Fuel Gas Code, as published by the International Code Council; and to provide for the protection of the health, welfare and safety of the citizens of Johnson County, Iowa, and to provide for the enforcement of these codes.

SECTION II. APPLICABILITY OF CODES. The 2009 International Fuel Gas Code shall apply as adopted and amended herein.

SECTION III. EXEMPTION OF FARM STRUCTURES. No provisions of the International Fuel Gas Code as adopted and amended herein, shall apply to land, farm houses, farm barns, farm outbuildings or other buildings, structures, or erections which are primarily adapted, by reason of nature and area, for use for agricultural purposes on a farm.

For purposes of this exemption, a "farm" is defined as no less than forty (40) contiguous acres of land, or a 1/4 of a 1/4 of a Section, as legally described and recorded, while used for agricultural purposes. Residential structures occupied by persons engaged in farm operations shall be included in the term farming as are roadside stands for the sale of farm products.

SECTION IV. ADOPTION OF UNIFORM CODES. Subject to the amendments described below, the 2009 International Fuel Gas Code is hereby adopted and along with said amendments shall be known as the Johnson County Fuel Gas Code or the Fuel Gas Code.

SECTION V. AMENDMENTS TO INTERNATIONAL FUEL GAS CODE. The following sections of the 2009 International Fuel Gas Code are amended as follows:

A. Amend entire code to replace "ICC Electrical Code" with "National Electric Code" and "International Plumbing Code" with "Uniform Plumbing Code".

B. Amend entire code to replace "International Fire Code" with "NFPA 54 and NFPA 58 Guidelines and Standards" for all references to LP gas installations.

C. Section 101.1: Delete Section 101.1 in its entirety and insert in lieu thereof the following:
101.1 Title. These regulations shall be known as the Johnson County Fuel Gas Code, and shall be cited as such and will be referred to hereinafter as "this code."

D. Section 106.2: Amend Section 106.2 by adding a number 3 as follows:
3. The replacement of fixed appliances provided however that the replacement appliance is in the same location and has a rating equal to or less than the appliance being replaced, and it is not necessary to remove, replace, alter, or install any additional ductwork or piping.

E. Section 106.6: Delete Section 106.6 in its entirety and insert in lieu thereof the following:
106.6 Fees. A permit shall not be valid until the fees prescribed by law have been paid. Nor shall an amendment to a permit be released until the additional fee, if any, has been paid.

106.6.1 Schedule of Permit Fees. The fee for any permit shall be as set forth in the building permit fee schedule as established by resolution of the Board of Supervisors.

106.6.2 Work Commencing before Permit Issuance. Any person who commences 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 amount of the permit if a permit were issued. This fee shall be collected whether or not a permit is issued. The payment of such fee shall not exempt any person from compliance with all other provisions of this code or from any penalty prescribed by law. Only the Building Official may reduce this fee when it is demonstrated that an emergency existed that required the work to be done without a permit.

106.6.3 Re-inspection Fees. A re-inspection fee may be assessed for each inspection or re-inspection when such work or portion of such work for which the inspection is called for is not complete or when corrections called for are not

made. Re-inspection fees may be assessed when the inspection card is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, access is not provided on the date for which the inspection is requested, or when there is a deviation from plans requiring approval of the building official. This section is not to be interpreted as requiring re-inspection fees the first time a job is rejected for failure to comply with requirements of this code, but as controlling the practice of calling for inspections before the job is ready for said inspection or re-inspection.

106.6.4 Refunds. The Building Official may authorize refunding of any fee paid, minus an hourly charge for work done on the permit. Application for a refund must be submitted not later than 180 days after the date of fee payment. The Building Official may authorize a refund of any fee paid or collected erroneously.

F. Section 108.4: Delete Section 108.4 in its entirety.

G. Section 108.5: Delete Section 108.5 in its entirety.

H. Section 109: Delete Section 109 and insert in lieu thereof the following:
109 Appeals. See Section 112 of the International Building Code as amended.

I. Section 303.3: Amend Section 303.3 by deleting Exceptions 3 and 4.

J. Section 404.1: Delete Section 404.1 and insert in lieu thereof the following:
404.1 Prohibited Locations. Piping shall not be installed in or through a ducted supply, return or exhaust, or a clothes chute, chimney or gas vent, dumbwaiter or elevator shaft.

L. Section 614.5: Delete Section 614.5 and insert in lieu thereof the following:
614.5 Makeup Air. All installations shall be provided with makeup air with an opening of not less than 100 square inches or as required by the manufactures specifications.

SECTION VI. REPEALER. All other ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed, including but not limited to Ordinance No. 01-31-08-Z4.

SECTION VII. SEVERABILITY. If any section, provision or part of this ordinance shall be adjudged invalid, illegal or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provisions or part thereof not adjudged invalid, illegal or unconstitutional.

SECTION VIII. EFFECTIVE DATE. This ordinance shall become effective on July 1, 2010.

Date of publication:

Chairperson, Board of Supervisors
Johnson County, Iowa

Attest: Tom Slockett, Auditor
Johnson County, Iowa