

AN ORDINANCE ADOPTING THE 1997 EDITION OF THE
UNIFORM BUILDING CODE, VOLUMES 1, 2 & 3

ORDINANCE # 825

AN ORDINANCE OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO, ADOPTING THE 1997 EDITION OF THE UNIFORM BUILDING CODE, VOLUMES 1, 2 & 3, REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS OR STRUCTURES IN THE TOWN OF BERTHOUD; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF, REPEALING ORDINANCE NO. 667 OF THE TOWN OF BERTHOUD AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO DOES ORDAIN AS FOLLOWS:

SECTION 1. General.

That certain documents, one (1) copy of which is on file and is open for inspection by the public in the office of the Town Clerk of the Town of Berthoud, being marked and designated as:

Uniform Building Code, 1997 Edition, as published by the International Conference of Building Officials, including the generic fire-resistive assemblies listed in the *Fire Resistive Design Manual, Fifteenth Edition*, dated April 1997, as published by the Gypsum Association and as referenced in Tables 7-A, 7-B, and 7-C and Appendix Chapter 12, of the *Uniform Building Code, 1997 Edition*, and including Appendix Chapters 3, 4, 9, 11, 12, 15, 18, 19, 29, 30, 31, 34; *Structural Welding Code – Reinforcing Steel* (AWS D1.4-92) as published by the American Welding Society; *Accessible and Useable Buildings and Facilities* (ANSI A117.1-1992) as published by the American National Standards Institute and the Council of American Building Officials; *Load & Resistance Factor Design Specifications for Structural Steel Buildings*, dated December 1, 1993 as published by the American Institute of Steel Construction; *Specification for Structural Steel Buildings - Allowable Stress Design and Plastic Design*, dated June 1, 1989 as published by the American Institute of Steel Construction; *Load and Resistance Factor Design Specification for Cold Formed Steel Structural Members*, dated 1986 (with the December, 1989 Addendum) as published by the American Iron and Steel Institute; *Specification for Design of Cold-Formed Steel Structural Members*, dated 1986 (with the December, 1989 Addendum) as published by the American Iron and Steel Institute; *Standard Specification for Steel Joists, K-Series, LH-Series, DLH Series and Joist Girders*, dated 1994 as published by the Steel Joist Institute; *Structural Applications of*

Steel Cables for Buildings (ASCE 17-95), as published by the American Society of Civil Engineers; and *National Design Specification for Wood Construction, Revised 1991 Edition and Supplement*, as published by the American Forest and Paper Association, as modified or amended in the *Uniform Building Code, 1997 Edition* referenced herein.

U.B.C. Appendix Chapter 30 shall also reference *Safety Code for Elevators and Escalators*, (ANSI/ASME A17.1-1987) including Supplements A17.1a-1988, A17.1b-1989; *Safety Code for Existing Elevators and Escalators*, (ANSI/ASME A17.3a-1986) including Supplements A17.3a-1989 as published by the American Society of Mechanical Engineers;

be and the same are hereby adopted as the code of the Town of Berthoud for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings or structures in the Town of Berthoud providing for issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions and terms of such *Uniform Building Code, 1997 Edition*, Volumes 1, 2 and 3, published by the International Conference of Building Officials, and the secondary publications referenced above, all of which are on file in the office of the Town of Berthoud are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

SECTION 2. Violations.

Section 103 entitled "Violations" of the *Uniform Building Code, 1997 Edition*, shall be amended and read:

"It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy or maintain any building or structure or cause or permit the same to be done in violation of this code. Upon conviction thereof, the person, firm or corporation shall be punished by a fine not to exceed \$300.00 or by imprisonment not to exceed ninety (90) days in jail, or both such fine and imprisonment. Each separate day or portion thereof, during which any violation of this code occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided."

SECTION 3. Amendments.

That Section 107 entitled "Fees" and Table 1-A "Building Permit Fees" of the *Uniform Building Code, 1997 Edition*, shall be amended to read:

"Building Permit Fees shall be assessed as established in accordance with the provisions and building permit fee schedules of Town of Berthoud Ordinance No. 765 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 734 WHICH AMENDED THE BUILDING PERMIT FEES AS A PORTION OF THE MUNICIPAL CODE OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO".

SECTION 4. Conflicting Ordinances.

That Ordinance No. 667 of the Town of Berthoud entitled An Ordinance Adopting the Uniform Building Code, 1991 Edition and The Uniform Building Code Standards, 1991 Edition and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. Severability.

That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Town of Berthoud hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 6. Effective Date.

The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this ordinance shall take effect and be in force thirty (30) days after publication.

At its meeting on **May 25, 1999**, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on **June 22, 1999**. After being read by title, and a public hearing, this Ordinance was passed and ordered published by the Board of Trustees at its meeting this the **22nd** day of **June, 1999**.

ATTEST:

Mary K Cowdin
Mary K. Cowdin
Town Clerk

TOWN OF BERTHOUD:

Richard D. Strachan
Richard D. Strachan
Mayor

Published:

Berthoud Recorder

date:

6-24-99