



**ORDINANCE NO. 1366-2023**

**AN ORDINANCE OF THE CITY OF TAHLEQUAH, OKLAHOMA, AMENDING THE TAHLEQUAH CITY CODE, PART 5, BUILDING REGULATIONS AND CODES; CHAPTER 5-3, GAS CODE; BY UPDATING AND MAKING CHANGES TO VARIOUS INTERNATIONAL CODES; PROVIDING FOR CODIFICATION, SEVERABILITY, REPEALER, AND SETTING AN EFFECTIVE DATE.**

NOW THEREFORE, BE IT ORDAINED BY The City Council of the City of Tahlequah, Oklahoma:

**SECTION 1. AMENDATORY.** Chapter 5-3 of Part 5 of the Tahlequah City Code is hereby amended to read as follows:

**Section 5-302 Purpose and Scope Adoption of Fuel Gas Code.**

- A. The purpose of this chapter is to provide minimum standards, provisions and requirements for safe installation of consumers' gas piping and gas appliances. All such gas piping and gas appliances installed, replaced, maintained or repaired within the corporate limits of the City shall conform to the requirements of this chapter and to the specifications, rules and regulations entitled 2015 International Fuel Gas Code 2018 International Fuel Gas Code as adopted and amended by the Oklahoma Uniform Building Code Commission including Appendix A, Appendix B and Appendix C, hereby approved and adopted by the Council of the City, which specifications, rules and regulations are hereby incorporated herein by reference and made a part of this chapter as if fully set forth herein. Copies of such specifications, rules and regulations shall be kept on file in the office of the City building inspector.
- B. The International Fuel Gas Code shall be enforced by the building inspector of the City of Tahlequah. The term "code official," wherever found in the International Fuel Gas Code, shall mean the building inspector of the City of Tahlequah.

**Section 5-302.1 Addition and Insertions to the Building Code**

Additions, insertions and changes to the International Fuel Gas Code shall be as made by the City from time to time. In addition to any other addition to the International Fuel Gas Code as required by this Code, the following additions and insertions are made to the International Fuel Gas Code:

- A. Subsection 101.1 is amended by inserting the phrase, "City of Tahlequah, Oklahoma," in lieu of phrase, "[name of jurisdiction]".
- B. Subsection 106.6.2 is amended by adding the following after the last sentence, "Permit fees shall be set forth in the Schedule of Regular Fees as adopted by City of Tahlequah City Council."
- C. Subsection 106.6.3 is amended to read: The Building Official shall authorize the refunding of fees as follows:
  - 1. The full amount of any fee paid hereunder which was erroneously paid or collected.
  - 2. Not more than one hundred percent (100%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. The Building Official shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee no later than one hundred eighty days (180) days after the date of fee payment.

**SECTION 2. CODIFICATION.** The City Clerk is hereby directed to enter the added section into the appropriate place in the Tahlequah City Code of Tahlequah, Oklahoma, as authorized and approved by this Ordinance.

SECTION 3. SEVERABILITY. If any provision, paragraph, word, section of article of this Ordinance is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections and chapters shall not be affected and shall continue in full force and effect.

SECTION 4. REPEALER. All other Ordinances and parts of other Ordinances Inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 5. EFFECTIVE DATE. This Ordinance shall take effect thirty (30) days after its publication as provided by law.

(SIGNATURE PAGE FOLLOWS)

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF TAHLEQUAH, OKLAHOMA, THIS 5<sup>TH</sup> DAY OF SEPTEMBER, 2023.



*Suzanne Myers*  
\_\_\_\_\_  
Suzanne Myers, Mayor

*Whitney G. Shaw*  
\_\_\_\_\_  
City Clerk

Approved as to form and legality this 5<sup>th</sup> day of September, 2023.

*[Signature]*  
\_\_\_\_\_  
John Tyler Hammons, City Attorney

I-2023-006376 Book 1392 Pg 27  
09/07/2023 10:47am Pg 0026-0027  
Fee: \$20.00 Doc: \$0.00  
Cheryl Trammel - Cherokee County Clerk  
State of OK

