

Introduced by Alderman: Barbara E. Laberer

AN ORDINANCE AMENDING CHAPTER 500, WITH THE ADDITION OF A NEW SECTION 500.055 OF THE CITY'S CODE AND ESTABLISHING THE EFFECTIVE DATE THEREOF.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF UNION, MISSOURI AS FOLLOWS:

Section 1. The Board of Aldermen of the City of Union, Missouri, hereby finds it in the best interest of the citizens of the City of Union that the Code of Municipal Ordinances shall now contain an additional Code Subsection 500.055 Adoption of Existing Building Code.

Section 2. Adoption

That the following sections are hereby enacted:

Section 500.055 Adoption of Existing Building Code.

- A. A certain document, one (1) copy of which is on file in the office of the City Engineer of the City of Union, being marked and designated as the International Existing Building Code, 2021 Edition, as published by the International Code Council Inc., be it hereby adopted as the Existing Building Code of the City of Union, Missouri, for the control of building and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Existing Building Code are hereby referred to, adopted and made a part hereof, as if fully set out in this Section, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (C) of this Chapter.
- B. Penalty. Any person violating any of the provisions of the Code adopted in this Section shall be deemed guilty of an ordinance violation and upon conviction thereof shall be fined in an amount not exceeding five hundred dollars (\$500.00) or be imprisoned in the City or County Jail for a period of not exceeding ninety (90) days, or both such fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.
- C. Additions, Insertions, Deletions and Changes. The following Sections of the International Existing Building Code, 2021 Edition, are hereby revised as follows:
 1. [A] 101.1 Title
 - A. Replace "[NAME OF JURISDICTION]" with "the City of Union, Missouri"
 2. [A] 103.1 Creation of agency
 - A. Replace "[INSERT NAME OF DEPARTMENT]" with "City of Union, Missouri Building Department"
 3. [A] 105.5 Expiration
 - A. Replace all instances of "180 days" with "365 days"
 4. [A] 112.1 General
 - A. Replace "board of appeals" with "board of adjustment"
 5. [A] 112.3 Qualifications
 - A. Change to read as follows: "The Board of Appeals shall comprise the Board of Adjustment as specified in Sections 400.050 through 400.130 of the City of Union Code of Ordinances."
 6. [A] 113.4 Violation penalties
 - A. Change to read as follows: "Any person violating any of the provisions of this Chapter or any of the codes adopted in this Chapter shall be deemed guilty of an ordinance violation and upon conviction thereof shall be fined in an amount not exceeding five hundred dollars (\$500.00) or be imprisoned in the City or County Jail for a period of not exceeding ninety (90) days, or both fine and imprisonment. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder."
 7. [A] 114.1 Authority

A. Change to read as follows: "Upon notice from the Code Official, work performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the Code Official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as the person is directed to perform to remove a violation or unsafe condition, shall be guilty of an ordinance violation punishable by a fine of not more than five hundred dollars (\$500.00)."

8. [A] 117.1 General

A. Delete the following phrase: "or where there has been a cessation of normal construction of any structure for a period of more than two years, to demolish and remove such structure."

9. 809 Energy Conservation

A. Delete section

10. 907 Energy Conservation

A. Delete section

11. 1009.1 Increased demand

A. Delete exception

12. Appendices A through D

A. Delete appendices

Section 3. Inconsistent Ordinances Repealed

That any ordinance or parts of ordinance in conflict herewith are hereby repealed.

Section 4. Saving Clause

That no section, or portion of any section of this ordinance, if for any reason, is held invalid by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions of this ordinance.

Section 5. Codifier to Number Sections

It is the intent of the Board of Alderman, and it is hereby ordained that the provisions of this ordinance shall become and be made part of the Code of Ordinances of the City of Union, Missouri and the sections of this ordinance shall be numbered by the codifier to accomplish such intent.

Section 6. Effective Date.

That this ordinance shall take full force and effect from and after the date of its passage by the Board of Alderman and approval by the Mayor, the public interest so requiring.

Passed this 13th day of November, 2023.

VOTE:

Jacob T. Doepke
Russell Rost
Amanda Sullivan
Tom Strubberg

YEA
YEA
YEA
ABSENT

Dennis Soetebier
Barbara E. Laberer
Brian Pickard
Heather Epple

YEA
YEA
YEA
YEA

Robert L. Schmuke
Presiding Officer

APPROVED this 13th day of November, 2023.

Robert L. Schmuke
Robert L. Schmuke, Mayor

ATTEST:

Jonita Copeland
Jonita Copeland, City Clerk

