

**TOWN OF LAKE CITY, COLORADO  
ORDINANCE NO. 2015-11**

AN ORDINANCE OF THE TOWN OF LAKE CITY, COLORADO, REPEALING AND REENACTING SUBSECTIONS 15.4-1 THROUGH 15.4-5 OF THE LAKE CITY MUNICIPAL CODE PROVIDING REVISED REGULATION FOR BUILDING A RESIDENTIAL CONSTRUCTION, AND OTHER RELATED MATTERS, AND ADOPTING BY REFERENCE THE 2012 EDITIONS OF THE INTERNATIONAL BUILDING CODE AND INTERNATIONAL RESIDENTIAL CODE, AND PROVIDING PENALTIES FOR VIOLATIONS.

WHEREAS, the Board of Trustees of the Town of Lake City finds that this ordinance is necessary and proper to provide for the safety, preserve the health, promote the prosperity, of the Town of Lake City and the inhabitants thereof;

WHEREAS, the Board of Trustees of the Town of Lake City finds that this ordinance is necessary and proper to improve the morals, order, comfort, and convenience of the Town of Lake City and the inhabitants thereof;

WHEREAS, this ordinance is not inconsistent with the laws of the State of Colorado.

NOW THEREFORE, be it ordained by the Board of Trustees of the Town of Lake City, Colorado, as follows:

Section 1:

Subsections 15.4-1 through 15.4-4 of the Lake City Municipal Code are hereby repealed and reenacted to read as follows:

15.4-1 Adoption of Codes:

(A) There is hereby adopted, for the purpose of providing minimum standards to safeguard life, limb, health, property, and public welfare, the International Building Code, 2012 Edition, as published by the International Code Council, 4051 W. Flossmoor Road, Country Club Hills, IL 69478-5795, the subject matter of which is regulation of the conditions and maintenance of all property, buildings, and structures.

Said Code provides standards for supplied utilities and facilities and other physical things and conditions essential to ensure that such property, buildings, and structures are safe, sanitary, and fit for occupation and use; and provides for condemnation of buildings and structures unfit for human occupancy and use and for the demolition of such structures; and provides for the issuance of related permits and collection of related fees.

(B) There is hereby further adopted for the purpose of providing minimum standards to protect persons and property, the International Residential Code, 2012 Edition, as published by the International Code Council, 4051 W. Flossmoor Road, Country Club Hills, IL 60478-5795, the subject matter of which is regulation of the construction, alteration, movement, enlargement, replacement, repair, equipping, location, removal, and demolition of dwelling units, including multiple family dwellings having separate means of egress and which provides for the issuance of related permits and collection of related fees.

(C) One complete copy of each of the above referenced Codes is on file in the office of the Town Clerk and may be inspected during regular business hours. Additional copies are available for purchase.

#### 15.4-2 Changes and Exceptions to the Adopted Codes:

(A) Certain provisions of each of the two Codes adopted by reference in subsection 15.4-1 herein above are hereby amended for local practice. A copy of the specific schedule of amendments being approved by this ordinance is attached hereto as Exhibit A.

(B) In addition to the amendments contemplated by Exhibit A, the Town further amends the two Codes by addition of a Valuation and Fee Schedule, which is attached hereto as Exhibit B.

#### 15.4-3 General Provisions:

If there is any conflict between any provision of this Section 4 of Chapter 15 of the Lake City Municipal Code, or of the two building Codes adopted by reference therein, with any other provision of any ordinance of the Town or other

applicable State or Federal regulations, those regulations providing the more stringent or stricter requirements shall apply.

**15.4-4 Violations and Penalties:**

- (A) It shall be unlawful for any person to violate any provision of this Section 4 or of the two building codes adopted by reference therein. Any person convicted of such a violation may be punished by a fine of up to \$300.00, or a sentence of imprisonment of up to 90 days or by both such fine and imprisonment; provided, however, no person under the age of 18 years shall be subject to any term of any imprisonment except for contempt of Court. Each day that a violation of this Section 4 continues shall be considered a separate violation.
- (B) Any violation of the provisions of this Section 4, or of the two building codes adopted by reference therein, is hereby declared to be a nuisance and may be abated in accordance with law.
- (C) In addition to all other remedies available to the Town, it may maintain an action in a Court of competent jurisdiction to enjoin any violation of, or compel compliance with, any provision of this Section 4 or of the two building codes adopted by reference therein.
- (D) The Town may refuse to issue any permits or approvals required by Town ordinance or regulation if the applicant for the permit is in violation of any of the provisions of this Section 4 or of the two building codes adopted by reference therein.

**Section 2:**

This ordinance shall become effective on the thirty-first day following publication, pursuant to COLO. REV. STAT. § 31-16-105.

**Section 3:**

The repeal and amendment of various provisions of the Town of Lake City Municipal Code by this ordinance shall not affect any offense or act committed, any penalty incurred, any contract, right, or duty established or accruing before the effective date of this ordinance.

Section 4:

If any provision of this ordinance or the application of it to any person or circumstance is held invalid by a court of competent jurisdiction, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provisions or applications. The provisions of this ordinance are expressly declared to be severable.

INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 6<sup>th</sup> day of AUGUST, 2015.

TOWN OF LAKE CITY, COLORADO

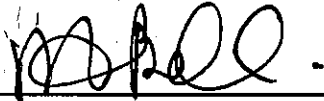
  

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Bruce Vierheller, Mayor

I, Deborah Bendinelli, certify and attest that Ordinance 2015-11 was introduced and adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 6 day of August, 2015

ATTEST:



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Deborah Bendinelli, Town Clerk