

ORDINANCE 10-16

An ordinance amending Chapter 5, by amending Section 5-1

BE IT KNOWN AND REMEMBERED, that pursuant to a public notice, a regularly scheduled meeting of the City Council of the City of Abbeville was held on the 21st day of December, 2010, commencing at 5:30 o'clock p.m. at City Hall, Abbeville, Louisiana, where the following motion was moved, duly seconded, passed and adopted, to-wit:

BE IT ORDAINED, by the City Council of the City of Abbeville, Louisiana, acting as governing authority of said city that:

WHEREAS, in accordance with the provisions of ACT 12 of the 2005 First Extra Ordinary Session, R.S. 40:1730.22 (C) and (D), R.S. 40:1730.28 and R.S. 40:1730.34 (B) relative to the authority of the Louisiana State Uniform Construction Code Council amended Chapter 3, Section 301, which amendments will update the various construction codes by adopting the 2009 editions, with certain noted deletions and amendments.

WHEREAS, these updated codes are effective on January 1, 2011 and must be adopted to assure compliance therewith.

NOW, THEREFORE, in order to implement its findings;

BE IT RESOLVED, by the City Council of the City of Abbeville that the Code of Ordinances be amended to incorporate said updated codes by amending Section 5-1 (a), by replacing sub-paragraphs (1) through (6), to wit:

1. **International Building Code (IBC), 2009 Edition**, not including Chapter 1, Administration, Chapter 11, Accessibility, Chapter 27, Electrical and Chapter 29, Plumbing Systems. The applicable standards referenced in that code are included for regulation of construction within this state. Furthermore, IBC shall be amended as follows and shall only apply to the International Building Code:
 - i. Amend Chapter 10, Section 1018.1 Construction., Exceptions: Add the following Exception Number 5
 5. A fire-resistance rating is not required for corridors in an occupancy Group B with an occupant load greater than 30 if the corridor serves a single tenant and meets the IBC definition of aisle.
 - ii. Amend Chapter 23, Section 2308.2, Limitations, Exceptions 4 as follows: Wind speeds shall not exceed 110 miles per hour (mph) (48.4m/s) (3-second gust) for buildings in Exposure Category B.
2. **International Existing Building Code (IEBC), 2009 Edition**, not including Chapter 1, Administration, and the standards referenced in that code for regulation of construction within this state.
3. **International Residential Code (IRC), 2009 Edition**, not including Parts I-Administrative, V-Mechanical, VII-Plumbing and VIII-Electrical. The applicable standards referenced in that code are included for regulation of construction within this state. The enforcement of such standards shall be mandatory only with respect to new construction, reconstruction, additions to homes previously built to the International Residential Code, and extensive alterations. Appendix J, Existing Buildings and Structures, may be adopted and enforced only at the option of a parish, municipality, or regional planning commission. For purposes of this part, section R301.2.1.1 of the 2003 edition of the International Residential Code is hereby specifically adopted in lieu of the 2009 edition. Part IV-Energy Conservation of the latest edition of the International Residential Code is hereby amended to require that supply and return ducts be insulated to a minimum of R-6. Furthermore, IRC R301.2.1.1 (Design Criteria) shall be amended as follows and shall only apply to the International Residential Code:

- i. amendment of R301.2.1.1 (Design Criteria);
- ii. item 5, Concrete construction shall be designed in accordance with the provisions of the 2009 IRC.
- iii. item 6, the American Concrete Institute, *Guide to Concrete Masonry Residential Construction in High Winds Areas*, shall be added;
- iv. item 7, Institute for Business and Home Safety, *Optional Code-plus Fortified for Safer Living*, shall be added;
- v. item 8, Federal Alliance for Safe Homes, *Optional Code-plus Blueprint for Safety*, shall be added.
- vi. item 9, International Code Council ICC Standards for Residential Construction in High Wind Regions.(ICC-600), shall be added.
- vii. item 10, Structural Insulated Panel (SIP) wall shall be designed in accordance with the provisions of the 2009 IRC.

b. Additionally, Section 302, R302.1 Exterior Walls shall be amended to add the following exception:

- i. On lots that are 50 feet or less in width and that contain a one or two family dwelling or townhouse that was in existence prior to October 1, 2005, the following are permitted for rebuilding:
 - (a).a projection 2 feet from the property line with a 1 hour minimum fire-resistance rating on the underside.
 - (b).a wall 3 feet or more from the property with a 0 hour minimum fire-resistance rating.

c. Additionally, IRC shall be amended as follows and shall only apply to the International Residential Code.

- i. Substitute Chapter 3, Section R317 Dwelling Unit Separation of the 2006 IRC, in lieu of the Section 313 Automatic Fire Sprinkler Systems of the 2009 IRC. In addition Chapter 3, Section R 302.2 Townhouses, of the 2009 IRC, is amended as follows: Exception: a common 2-hour fire-resistance-rated wall is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. Electrical installations shall be installed in accordance with Chapters 34 through 43. Penetrations of electrical outlet boxes shall be in accordance with Section R302.4. Furthermore Chapter 3 Section R302.2.4 Structural Independence, of the 2009 IRC, is amended as follows: Exceptions: Number 5 *Townhouses* separated by a common 2-hour fire-resistance-rated wall as provided in Section R302.2 Townhouses as amended above

- ii. Amend Chapter 3, Section R315.2 Where required in existing dwellings. When Alterations, repairs or additions occur or where one or more sleeping rooms are added or created in existing dwellings that have attached garages or in existing dwellings within which fuel fired appliances exist, carbon monoxide alarms shall be provided in accordance with Section R315.1.

- iii. Substitute Chapter 11, Energy Efficiency of the 2006 IRC, in lieu of Chapter 11 Energy Efficiency of the 2009 IRC.


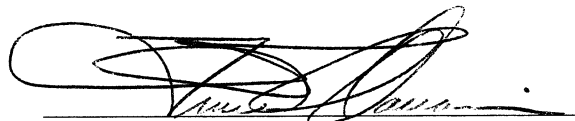
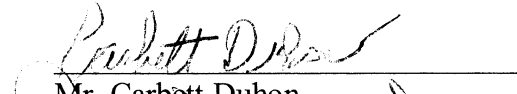
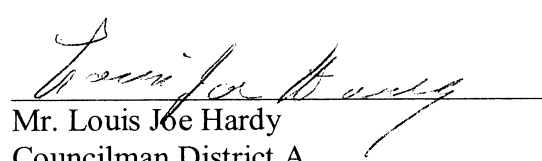
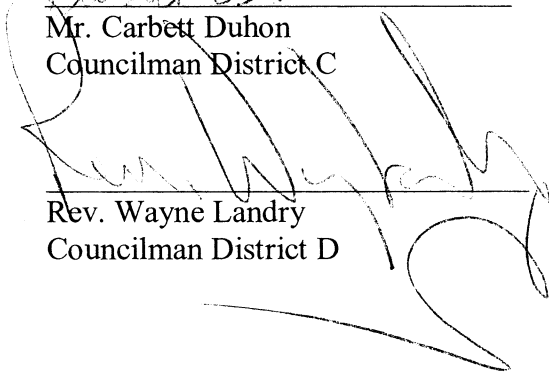
4. International Mechanical Code (IMC), 2009 Edition, and the standards referenced in that code for regulation of construction within this state. Also included for regulation, the Louisiana One- and Two- Family Supplement to the 2006 International Mechanical Code. Furthermore, the International Mechanical Code, 2009 Edition, Chapter 1, Section 101.2 Scope is amended as follows: Exception: Detached one- and two- family dwellings and multiple single-family dwellings (townhouses) not more than three stories high with separate means of egress and their accessory structures shall comply with the Louisiana One- and Two- Family Supplement to the 2006 International Mechanical Code. Furthermore, IMC shall be amended to include the following:

- i. Amend Chapter 1, Section 103.2. The code official shall be appointed by the chief appointing authority of the jurisdiction; and the code official shall not be removed from office except for cause and after full opportunity to be heard on specific and relevant charges by and before the appointing authority.

- ii. Amend Chapter 6, Section 606.4.1 Supervision. The duct smoke detectors shall be connected to a fire alarm system where a fire alarm system is required by Section 907.2 of the International Fire Code or locally adopted fire code. The actuation of a duct smoke detector shall activate a visible and audible supervisory signal at a constantly attended location.
5. **The Louisiana State Plumbing Code [Part XIV (Plumbing) of the State Sanitary Code]** as amended by the state health officer acting through the Office of Public Health of the Department of Health and Hospitals. Nothing in this Part shall be construed so as to prevent the state health officer from enforcing Part XIV (Plumbing) of the State Sanitary Code, the enforcement of which is his statutory and regulatory responsibility.
6. **International Fuel Gas Code (IFCG), 2009 Edition**, and the standards referenced in that code for regulation of construction within this state.

BE IT FURTHER RESOLVED that this ordinance was approved by the Abbeville City Council after the same ordinance was duly presented to, examined, considered, approved, and adopted in an open meeting on the 21st day of December, 2010, at the place first written above:

APPROVED AND ADOPTED on this 21st day of December, 2010.


Hon. Mark F. Piazza, Mayor
Mr. Francis Touchet, Jr.
Councilman District B
Mr. Francis J. Plaisance
Mayor Pro-Tem/Councilman at Large
Mr. Carbett Duhon
Councilman District C
Mr. Louis Joe Hardy
Councilman District A
Rev. Wayne Landry
Councilman District D

CERTIFICATE

I, Kathleen S. Faulk, the duly qualified and appointed Clerk of the City of Abbeville, State of Louisiana, do hereby certify that the above and foregoing Ordinance is a true and correct copy from the minutes of the regular meeting of the Mayor and the City Council of the City of Abbeville held on December 21, 2010.

THUS DONE AND SIGNED in Abbeville, Louisiana on this 21st day of December, 2010.


Kathleen S. Faulk, City Secretary/Treasurer