

ORDINANCE NO. 2363

ORDINANCE AMENDING SECTION 5-10-2 AND SECTION 5-10-16 OF ARTICLE X
(MECHANICAL) OF CHAPTER 5 (BUILDINGS) OF THE CODE OF ORDINANCES OF
THE CITY OF BILOXI, MISSISSIPPI

WHEREAS, on September 3, 2013, the City of Biloxi adopted the 2012 version of the International Mechanical Code (with amendments) as published by the International Code Council, Inc.; and

WHEREAS, the International Mechanical Code is widely recognized as achieving the purpose of making mechanical code standards more uniform; and

WHEREAS, it is in the best interest of the City of Biloxi to approve and adopt the 2018 version of the International Mechanical Code (with certain amendments) as the mechanical code standards of the City of Biloxi.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, AS FOLLOWS:

Section 1. The findings, statements, and conclusions of fact contained in the preamble are adopted, ratified, and incorporated herein.

Section 2. Section 5-10-2 of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows

Sec. 5-10-2. Adoption of International Mechanical Code.

(a) *Adoption.* The International Mechanical Code, ~~2012~~ 2018, together with Appendix A, as published by the International Code Council and International Mechanical Code, ~~2012~~ 2018 edition, together with Appendix A, Appendix B, Appendix C and Appendix D, are hereby approved and adopted by the city and made a part of this article. A copy of said International Mechanical Code, ~~2012~~ 2018 shall be kept in the office of the ~~clerk of council~~ Community Development Department of the City of Biloxi as a permanent record. Such International Mechanical Code, ~~2012~~ 2018 is hereby adopted ~~for the city~~ as fully as if set out at length herein, subject, however, to all amendments deletions and substitutions contained in ~~this the code of ordinances~~, and subject further to inconsistent provisions contained in ~~the this code of ordinances~~.

(b) *Construction.* Any provision in ~~this the code of ordinances~~ which refers to the International Mechanical Code, ~~2012~~ 2018, or the International Fuel Gas Code, ~~2012~~ 2018, of the city or to any previously adopted version of any such mechanical code or the gas code shall be deemed to refer to the version adopted by this section, and any provision in ~~this the~~ Code of Ordinances which refers to a specific provision in any previously adopted version of the mechanical code or gas code of the city shall be deemed to refer to the section contained in the version adopted by this section which corresponds in substantive text regardless of numbering systems utilized.

Section 3. Section 5-10-16 of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 5-10-16. Installation standards--Generally.

(a) All mechanical installations shall be in conformity with the provisions of this article and the statutes of the state, and shall be in conformity with the approved standards for safety to life and property. In every case when no specific type or class of material or no specific standards are prescribed by the statutes of the state, by regulations issued under the authority of the state statutes or by this article, conformity with the regulations as laid down in the latest edition of the International Mechanical Code, ~~2012~~ 2018 as approved by the International Code of Council, shall be prima facie evidence of conformity with approved standards for safety to life and property.

Section 4. This ordinance shall become effective thirty days from and after its passage and publication as required by law.

The foregoing Ordinance having first been reduced to writing, was read by the Clerk and moved by Councilmember Barrett, seconded by Councilmember Gines, and was adopted by the following vote:

YEAS:	Lawrence	Tisdale	NAYS:	None
	Newman	Glavan		
	Deming	Barrett		

ABSENT: Gines

The President then declared the Ordinance adopted this the 24th day of April, 2018.

(SEAL)

ATTEST:

/s/Karen Brashier

ADOPTED:

/s/ Kenny Glavan

CLERK OF THE COUNCIL

PRESIDENT OF THE COUNCIL

Submitted to and approved by the Mayor, this the 25th day of April, 2018.

APPROVED:

/s/Andrew "FoFo" Gilich

MAYOR