



## ORDINANCE NO. 2413

AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF BIXBY, OKLAHOMA, TITLE 9, TITLED "BUILDING AND CONSTRUCTION REGULATIONS"; AMENDING CHAPTER 5, TITLED "MECHANICAL CODE; FUEL GAS CODE"; ADOPTING THE INTERNATIONAL CODE COMMISSION (ICC) INTERNATIONAL FUEL GAS CODE, 2018 EDITION; PROVIDING FOR AND GOVERNING THE DESIGN, CONSTRUCTION, FABRICATION, ERECTION, ALTERATION, LOCATION, ENLARGEMENT, EQUIPMENT, REPAIR, REMOVAL, CONVERSION, USE AND MAINTENANCE OF FUEL GAS PIPING, FUEL GAS UTILIZATION EQUIPMENT, AND RELATED ACCESSORIES; ADOPTING THE FOLLOWING APPENDICES TO THE ICC INTERNATIONAL FUEL GAS CODE, 2018 EDITION: APPENDIX A-SIZING AND CAPACITIES OF GAS PIPING (IFGS), APPENDIX B-SIZING OF VENTING SYSTEMS SERVING APPLIANCES EQUIPPED WITH DRAFT HOODS, CATEGORY I APPLIANCES, AND APPLIANCES LISTED FOR USE WITH TYPE B VENTS (IFGS), APPENDIX C-EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT VENTING SYSTEMS (IFGS), AND APPENDIX D-RECOMMENDED PROCEDURE FOR SAFETY INSPECTION OF AN EXISTING APPLIANCE INSTALLATION (IFGS); PROVIDING FOR THE PROTECTION OF EXISTING RIGHTS AND REMEDIES; PROVIDING FOR SEVERABILITY; REPEALING ALL ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING THAT THE OPERATIVE DATE OF THIS ORDINANCE SHALL BE NOVEMBER 1, 2018; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BIXBY, OKLAHOMA:

### **"9-5-4: ADOPTION OF THE ICC INTERNATIONAL FUEL GAS CODE, 2018 EDITION:**

A certain document, one (1) copy of which is on file in the Office of the City Clerk of the City of Bixby, Oklahoma, being marked and designated as the ICC *International Fuel Gas Code* (IFGC), 2018 Edition, as amended and revised by the Oklahoma Uniform Building Code Commission, including Appendices A, B, C and D, as published by the International Code Council, Inc. (ICC), is adopted as a part of the Bixby City Code, hereinafter the 'Fuel Gas Code of the City of Bixby' or the 'Bixby Fuel Gas Code', regulating and governing fuel gas systems and gas-fired appliances and providing for the issuance of permits and collection of fees. Each and all of the regulations, provisions, penalties, terms, and conditions of the ICC *International Fuel Gas Code*, 2018 Edition, published by the ICC, as amended, on file in the Office of the City Clerk of the City of Bixby are referred to, adopted and made a part of the Bixby City Code, as if fully set out in this Chapter, with its amendments, as prescribed in Section 9-5-5 of this Chapter and, as used in this Chapter, Sections 9-5-4 and 9-5-5, may be referred to as the 'code.'

## **9-5-5: AMENDMENTS TO THE ICC INTERNATIONAL FUEL GAS CODE, 2018 EDITION:**

The following provisions of the *International Fuel Gas Code*, 2018 Edition (IFGC), as amended and revised by the Oklahoma Uniform Building Code Commission, are hereby added, deleted or amended to read as follows:

### **IFGC Chapter 1 Scope and Administration**

**101.1 Title** – Bixby Amendatory. These provisions shall be known and may be cited as the 'Fuel Gas Code of the City of Bixby' or as the 'Bixby Fuel Gas Code.'

**109 through 109.7 Means of Appeal**-Bixby Deleted. Sections 109 through 109.7 of this code are intentionally deleted from the *International Fuel Gas Code*, 2018 Edition. Appeals from a decision of the code official shall be governed by Section 9-2-1 of the Bixby City Code.

### **IFGC Appendices**

**Appendices A through D**-Bixby Added. The following appendices of the ICC *International Fuel Gas Code*, 2018 Edition are specifically referred to, adopted and made a part of this code, as if fully set out in this chapter:

APPENDIX A	SIZING AND CAPACITIES OF GAS PIPING
APPENDIX B	SIZING OF VENTING SYSTEMS SERVING APPLIANCES EQUIPPED WITH DRAFT HOODS, CATEGORY I APPLIANCES, AND APPLIANCES LISTED FOR USE WITH TYPE B VENTS
APPENDIX C	EXIT TERMINALS OF MECHANICAL DRAFT AND DIRECT-VENT VENTING SYSTEMS
APPENDIX D	RECOMMENDED PROCEDURE FOR SAFETY INSPECTION OF AN EXISTING APPLIANCE INSTALLATION"

*Section 3. PROTECTION OF EXISTING RIGHTS AND REMEDIES. That nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing under any act or ordinance hereby repealed; nor shall this ordinance require any changes in work which have been lawfully authorized prior to the adoption of this ordinance, so long as such work is actually commenced within sixty (60) days after the adoption of this ordinance.*

*Section 4. SEVERABILITY CLAUSE. If any section, sentence, clause or phrase of this ordinance or any part thereof is for any reason found to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remainder of this ordinance or any part thereof.*

*Section 5. REPEAL OF CONFLICTING ORDINANCES. That all ordinances or parts of ordinances in conflict herewith be and the same are now expressly repealed.*

*Section 6. OPERATIVE CLAUSE. Following passage of this ordinance by the City Council, with separate approval of its Emergency Clause, this ordinance shall be operative on and after November 1, 2015.*

*Section 7. EMERGENCY CLAUSE. That an emergency is hereby declared to exist for the preservation of the public peace, health and safety and, more particularly, to expedite the protection of citizens and the general public, safeguarding life and property from hazards arising from fuel gas systems and gas-fired appliances in the occupancy of buildings and premises within the corporate limits of the City of Bixby, by reason whereof this ordinance shall take effect immediately from and after its passage and approval*

APPROVED in an open meeting of the Bixby City Council and PASSED by an affirmative majority vote of the entire membership of the City Council, to-wit: 5 -YES, 0 -NO, 0 -ABSTAINING, 0 -ABSENT, on this 26<sup>th</sup> day of September 2022.



Mayor of the City of Bixby, Oklahoma

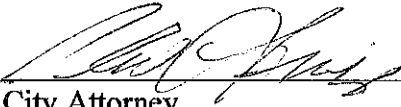
APPROVED as an Emergency Measure ruled upon separately and PASSED by an affirmative majority vote of at least a four-fifths (4/5) of the entire membership of the Bixby City Council, to wit: 5 -YES, 0 -NO, 0 -ABSTAINING, 0 -ABSENT, on this 26<sup>th</sup> day of September 2022



Mayor of the City of Bixby, Oklahoma

  
City Clerk

APPROVED:

  
City Attorney