

## ORDINANCE 2019-31

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF SURPRISE, ARIZONA, ADOPTING THE FOLLOWING 2018 INTERNATIONAL CODES: BUILDING, RESIDENTIAL, FIRE, MECHANICAL, PLUMBING, ENERGY CONSERVATION, FUEL GAS, EXISTING BUILDING, GREEN CONSTRUCTION CODES; THE 2017 NATIONAL ELECTRICAL CODE AND THE CORRESPONDING LOCAL AMENDMENTS TO THE 2018 INTERNATIONAL CODES AND THE 2017 NATIONAL ELECTRICAL CODE; AND AMENDING CHAPTER 105, ARTICLE II, DIVISION 1 SECTION 105-19; THEREBY ESTABLISHING THESE ADOPTIONS, INCLUDING SEVERABILITY, ESTABLISHING AN EFFECTIVE DATE AND REPEALING CONFLICTING ORDINANCES.**

**WHEREAS**, the Mayor and Council deem it necessary, in order to protect the public health, safety and welfare and public and private property, to adopt certain rules and regulations to regulate the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings, structures, or premises;

**WHEREAS**, in 2007 the Mayor and City Council adopted the 2006 set of International Codes and in 2014 they adopted the 2012 International Codes and in 2016 they adopted an addendum to the original Ordinance;

**WHEREAS**, the 2018 International Codes are meant to replace the 2012 International Codes previously adopted by Mayor and Council;

**WHEREAS**, all the adopted 2012 International Codes are being updated to the 2018 versions, except the 2006 International Property Maintenance Code which will remain in effect until brought forward separately for adoption;

**WHEREAS**, the 2018 International Fire Code and the 2019 Amendments to the 2018 International Fire Code were adopted by Council on August 6, 2019;

**WHEREAS**, the Building Safety Division of Community Development and the Fire-Medical Department are recommending the adoption of the International Codes contained in the public records titled 2018 International Building, 2018 International Residential, 2018 International Mechanical, 2018 International Plumbing, 2018 International Energy Conservation, 2018 International Fuel Gas, 2018 Green Construction, 2018 International Existing Buildings, and the 2017 National Electrical Code; of which 3 copies are on file in the office of the Surprise City Clerk; and

**WHEREAS**, the Surprise staff is recommending amendments to these codes which amendments are contained in that certain public record entitled Local Amendments to the 2018 International Codes and the 2017 National Electrical Code dated November 14, 2019, three copies of which are on file in the office of the Surprise City Clerk,

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and Council of the City of Surprise, Arizona, as follows:

**Section 1.** The International Codes and appendices as published by the International Code Council and as contained in the public records entitled 2018 International Building Code, 2018 International Residential Code, 2018 International Mechanical Code, 2018 International Plumbing Code, 2018 International Fuel Gas Code, 2018 International Energy Conservation Code, 2018 International Existing Buildings Code, 2018 International Green Construction Code, 2017 National Electrical Code, and the 2018 International Fire Code, and the local amendments to those codes, as contained in the public record entitled Local Amendments to the 2018 International Codes and the 2017 National Electrical Code all dated November 14, 2019 and 2019 Amendments to the 2018 International Fire Code, Chapter 12 Energy Systems, dated August 6, 2019, are hereby adopted by reference, as amended.

**Section 2.** Surprise Municipal Code, Chapter 105, Article II, Division 1, Section 105-19 shall be amended by and incorporate by reference those public records all dated November 14, 2019 and entitled 2018 International Building Code, 2018 International Residential Code, 2018 International Mechanical Code, 2018 International Plumbing Code, 2018 International Fuel Gas Code, 2018 International Energy Conservation Code, 2018 International Existing Buildings Code, 2018 International Green Construction Code and the 2017 National Electrical Code and Local Amendments to the 2018 International Codes and the 2017 National Electrical Code, three copies of each which are on file in the office of the Surprise City Clerk, and incorporated herein by this reference. Specifically, Surprise Municipal Code, Chapter 105, Article II, Division 1, Section 105-19 is amended to read as follows:

**Sec. 105-19. - Construction codes.**

- (a) 2018 International Building Code.
- (b) 2018 International Residential Code.
- (c) 2017 National Electrical Code.
- (d) 2018 International Mechanical Code.
- (e) 2018 International Plumbing Code.
- (f) 2018 International Fuel Gas Code.
- (g) 2018 International Energy Conservation Code.
- (h) 2006 International Property Maintenance Code.
- (i) 2018 International Existing Building Code.
- (j) 2018 International Fire Code.

(k) 2018 International Green Construction Code.

A certain public record entitled Local Amendments to the 2018 International Codes and the 2017 National Electrical Code dated November 14, 2019, specifically amends the 2018 building code, residential code, electrical code, mechanical code, plumbing code, fuel gas code, energy conservation code, Green Construction Code, existing building code and fire code. The 2018 International Fire Code is further amended by that certain public record entitled 2019 Amendments to the 2018 International Fire Code, Chapter 12 Energy Systems dated August 6, 2019.

**Section 2.** All ordinances, resolutions or codes in conflict with the provisions of this Ordinance or Code adopted by this Ordinance are repealed.

**Section 3.** If any section, subsection, sentence, clause, phrase or portion of this Ordinance or any part of these amendments to the municipal code adopted herein is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision will not be read to affect the validity of the remaining portions thereof.

**Section 4.** This ordinance will become effective at the time and manner prescribed by law.

**PASSED AND ADOPTED** this 15 day of October, 2019.

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Skip Hall, Mayor

Attest:

Approved as to form:

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Sherry Aguilar, City Clerk

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Robert Wingo, City Attorney