

ORDINANCE NO. 3044
(Amending Chapter 15.24 Uniform Mechanical Code and
Southern Nevada Amendments to the Uniform Mechanical Code)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HENDERSON, NEVADA, AMENDING CHAPTER 15.24 TO THE HENDERSON MUNICIPAL CODE ENTITLED "UNIFORM MECHANICAL CODE" BY ADOPTING THE 2012 VERSION OF SUCH CODE, AND THE "SOUTHERN NEVADA AMENDMENTS TO THE 2012 UNIFORM MECHANICAL CODE" THERETO; AND MATTERS PROPERLY RELATED THERETO.

WHEREAS, pursuant to the provisions of the Henderson City Charter Section 2.180, the City Council is authorized to regulate all matters relating to construction, maintenance and safety of buildings and structures within the City, and adopt such codes as are deemed necessary to carry out this purpose; and

WHEREAS, the 2012 amendments to the 2009 Uniform Mechanical Code (UMC) have been established by the International Association of Plumbing and Mechanical Officials as the "2012 Uniform Mechanical Code" which provides for recent changes to the 2009 version of such code as codified in HMC Chapter 15.24; and

WHEREAS, local amendments to the UMC have been developed in collaboration with other governmental jurisdictions in Southern Nevada and construction industry groups, the completed version of which is known as the "Southern Nevada Amendments to the 2012 Uniform Mechanical Code"; and

NOW, THEREFORE, the City Council of the City of Henderson, Nevada, does ordain:

SECTION 1 Henderson Municipal Code Chapter 15.24 entitled "Uniform Mechanical Code" is hereby amended to read as follows:

15.24.010 Adoption by reference.

The City of Henderson adopts as its mechanical code the "[2009] 2012 Uniform Mechanical Code" as published by the International Association of Plumbing and Mechanical Officials in its entirety excepting amendments and changes as stated in this chapter. Three copies of this code are on file in the office of the city clerk.

15.24.020 Code amended.

The City of Henderson adopts as amendments to the Uniform Mechanical Code the booklet entitled "Southern Nevada Amendments to the [2009] 2012 Uniform Mechanical Code" amending the [2009] 2012 Uniform Mechanical Code. The booklet is adopted in its entirety excepting amendments and changes as stated in this chapter. Three copies of this booklet are on file in the office of the city clerk.

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15.24.040 Substantial compliance standard.

In the enforcement of the specific provisions of the adopted technical codes and standards, the [building and fire safety director] Building Official or designee is authorized to grant minor variations for the strict application of specific code and standards provisions where, in the opinion of the [director] Building Official, the work is in substantial compliance with the intent of the adopted codes and standards.

15.24.060 Effective date.

This ordinance shall become effective on [July 5, 2011] July 1, 2014.

- SECTION 2. If any section, subsection, paragraph, clause or provision of this Ordinance shall for any reason be held invalid or unenforceable, the invalidity or unenforceability of such section or subsection, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance.
- SECTION 3. All ordinances, or parts of ordinances, sections, subsection, phrases, sentences, clauses or paragraphs contained in the Municipal Code of the City of Henderson, Nevada, in conflict herewith are repealed and replaced as appropriate.
- SECTION 4. A copy of this Ordinance shall be filed with the office of the City Clerk, and notice of such filing shall be published once by title in the Review Journal, a newspaper having general circulation in the City of Henderson, at least ten (10) days prior to the adoption of said Ordinance, and following approval shall be published by title (or in full if the Council by majority vote so orders) together with the names of the Councilmen voting for or against passage for at least one (1) publication before the Ordinance shall become effective. This Ordinance is scheduled for publication on August 9, 2013, in the Review Journal.

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PASSED, ADOPTED, AND APPROVED THIS 6th DAY OF AUGUST, 2013.

Andy Hafen, Mayor

ATTEST:

Sabrina Mercadante, MMC, City Clerk

The above and foregoing Ordinance was first proposed and read in title to the City Council on July 16, 2013, which was a Regular Meeting, and referred to a Committee of the following Councilmen:

“COUNCIL AS A WHOLE”

Thereafter on August 6, 2013, said Committee reported favorably on the Ordinance and forwarded it to the Regular Meeting with a do-pass recommendation. At the Regular Meeting of the Henderson City Council held August 6, 2013, the Ordinance was read in title and adopted by the following roll call vote:

Those voting aye:	Andy Hafen, Mayor
	Councilmembers:
	Sam Bateman
	John F. Marz
	Debra March
	Gerri Schroder

Those voting nay:	None
Those abstaining:	None
Those absent:	None

Andy Hafen, Mayor

ATTEST:

Sabrina Mercadante, MMC, City Clerk