



ORDINANCE NO. 2019-35

AN ORDINANCE OF THE CITY OF RICHMOND, TEXAS, ADOPTING DIVISION 3 "MECHANICAL CODE," ARTICLE II "TECHNICAL CODES," CHAPTER 103 "BUILDINGS AND BUILDING REGULATIONS," RICHMOND CODE; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; PROVIDING A PENALTY CLAUSE; AND CONTAINING OTHER PROVISIONS RELATING TO THE SUBJECT

WHEREAS, the City Commission of the City of Richmond, Texas desires to adopt the International Mechanical Code, 2015 Edition, as the Mechanical Code for the City; and,

WHEREAS, the City Commission of the City of Richmond now deems it appropriate to adopt the International Mechanical Code, 2015 Edition, as amended below, as the Mechanical Code for the City; **Now Therefore**,

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF RICHMOND, TEXAS:

Section 1. The facts and recitations set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. Division 3 "Mechanical Code," Article II "Technical Codes," Chapter 103 "Buildings and Building Regulations," of the Code of Ordinances, City of Richmond, Texas is created to read as follows:

"Chapter 103 – BUILDINGS AND BUILDING REGULATIONS

...

ARTICLE II. – TECHNICAL CODES

...

DIVISION 3. – MECHANICAL CODE

Sec. 103-71. - International Mechanical Code adopted.

The 2015 edition of the International Mechanical Code as published by the International Code Council, Inc., an authentic copy of which has been filed with the city secretary, is hereby adopted and made a part of this chapter, save and except those provisions amended in section 103-72.

Sec. 103-72. - Amendments to International Mechanical Code.

The 2015 edition of the International Mechanical Code adopted in section 103-71 is hereby amended in the following respects:

- (1) *Subsection 101.1* is hereby amended to provide as follows:

101.1 Title. These regulations shall be known as the Mechanical Code of the City of Richmond, Texas, hereinafter referred to as "this code."

- (2) *Subsections 106.5.2 and 106.5.3* are hereby deleted.

- (3) *Subsection 108.4* is hereby amended to provide as follows:

108.4 Violation penalties. Any person who violates any provision of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in an amount not to exceed Five Hundred Dollars (\$500.00). Each day during which said violation shall exist or occur shall constitute a separate offense.

- (4) *Subsection 108.5* is hereby amended to provide as follows:

108.5 Stop Work Orders. Upon notice from the code official, work on any mechanical system that is being performed contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's authorized agent, or to the person performing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine.

- (5) *Subsection 507.2* is hereby amended to provide as follows:

507.2 Type I hoods. Type I hoods shall be installed where cooking appliances produce grease vapors. In addition, the following specified locations shall require a Type I hood:

1. Group E and I occupancies where commercial cooking appliances are used for any purpose; and
2. Group A occupancies, with an occupant load over 49 persons, where commercial cooking appliances are used for any purpose.

Exceptions:

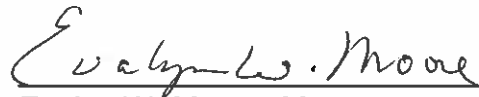
1. A Type I hood shall not be required for an electric cooking appliance where an approved testing agency provides documentation that the appliance effluent contains five mg/m³ or less of grease when tested at an exhaust flow rate of 500 cfm (0.236 m³/s) in accordance with UL 710B.
2. A Type I hood shall not be required where domestic or residential cooking appliances are installed and not used for commercial purposes."

Section 3. Repeal. Division 1 "Generally," of Article II "Technical Codes," of Chapter 103 "Buildings and Building Regulations" of the Code of Ordinances, City of Richmond, Texas, as adopted by Ordinance No. 2015-24, is repealed. Any ordinance or other part of any other ordinance in conflict herewith shall be and is hereby repealed only to the extent of such conflict.

Section 4. Severability. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other than the part declared to be invalid or unconstitutional, and the City Commission of the City of Richmond, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

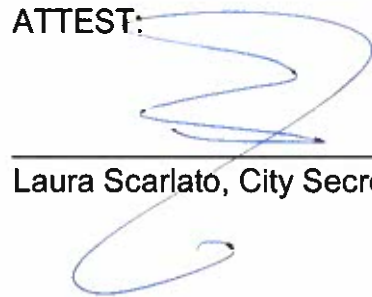
Section 5. Effective Date. This Ordinance shall be effective from and after January 1, 2020, after its adoption and publication.

PASSED AND APPROVED on this the 19th day of August, 2019.



Evalyn W. Moore, Mayor

ATTEST:



Laura Scarlato, City Secretary

APPROVED AS TO FORM:



Gary W. Smith, City Attorney