

**AN ORDINANCE FOR ADOPTION OF
THE FAMILY OF 2018 EDITION OF INTERNATIONAL BUILDING CODES
AND NATIONAL ELECTRIC CODE , 2020 EDITION
FOR THE CITY OF DIAMONDHEAD**

WHEREAS, the statues of the State of Mississippi, Section 19-5-9 of the Mississippi Code of 1972, as amended, empowered the City to enact construction codes published by a nationally recognized code group which sets minimum standards and has the proper provisions to maintain up-to-date amendments with minimum standard guides for building, plumbing, electrical, gas, sanitary, and other related codes in Mississippi; and

WHEREAS, an ordinance of the City of Diamondhead adopting The Family of International Building Codes, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures in the City of Diamondhead; providing for the issuance of permits and collection of fees therefore; and repealing all other ordinances and parts of the ordinances in conflict therewith.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Diamondhead, Mississippi, that the following The Family of International Building Codes and National Electric Code as herein below as follows:

Section 1. That The Family of International Building Codes and the National Electric Code one (1) copy in the Building Department, the City of Diamondhead being marked and designated as follows:

International Building Code, 2018 edition, including Appendix Chapters A, B, E, F, G, I, J, and K (see International Building Code Section 101.2.1, 2018 edition), as published by the International Code Council;

International Residential Code, 2018 edition, including Appendix Chapters A, B, C, D, E, H, J, M, O, and P (see International Residential Code Section R102.5, 2018 edition), as published by the International Code Council;

International Mechanical Code, 2018 edition as published by the International Code Council;

International Plumbing Code, 2018 edition, including Appendix Chapters C and E (see International Plumbing Code, Section 101.2, 2018 edition), as published by the International Code Council;

International Fuel Gas Code, 2018 edition, including Appendix Chapters A, B and C (see International Plumbing Code, Section 101.3, 2018 edition), as published by the International Code Council;

International Swimming Pool and Spa Code 2018 edition, as published by the International Code Council;

International Existing Building Code 2018 edition, including Appendix Chapters B and C (see International Existing Building Code Section 101.6, 2018 edition), as published by the International Code Council;

International Property Maintenance Code, 2018 edition, including Appendix Chapter A, as published by the International Code Council;

International Fire Code, 2018 edition, including Appendix Chapters A, B, C, D E, F, H, I, J, and K (see International Fire Code Section 101.2.1, 2018 edition), as published by the International Code Council;

NFPA 70 National Electric Code, 2020 edition, as published by the National Fire Protection Association, Inc.;

These codes are hereby adopted as the Building Codes of the City of Diamondhead, in the State of Mississippi for regulating and governing the conditions and maintenance of all property, building, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Codes on file in the Office of the City Clerk of the City of Diamondhead are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance.

Section 2. The following code sections are hereby revised:

International Building Code

1612.3 Establishment of flood hazard areas. To establish flood hazard areas, the City Council has adopted a flood hazard map and supporting data. The flood hazard map includes, at a minimum, areas of a special flood hazard as identified by the Federal Emergency Management Agency in an engineering report entitled "The Flood Insurance Study for the City of Diamondhead, Mississippi and Incorporated Areas," dated May 7, 2012, as amended or revised with the accompanying Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be a part of this section.

International Residential Code

R313 Automatic Fire Sprinkler Systems Delete in its entirety.

E3902.16 Arc-fault circuit-interrupter protection. ~~Delete strike through.~~ Branch circuits that supply 120-volt, single-phase, 15- and 20-ampere outlets installed in ~~kitchens, family rooms, dining rooms, living rooms, parlors, libraries, dens, bedrooms, sunrooms, recreation rooms, closets, hallways, laundry areas and similar rooms or areas~~ shall be protected by any of the following:...

International Property Maintenance Code.

The following sections are hereby revised:

IMPC Section 101.1. Insert: (NAME OF JURISDICTION) City of Diamondhead, MS

IMPC Section 103.5. Insert: (APPROPRIATE SCHEDULE) (Ordinance #2013-035.1)

IMPC Section 112.4. Insert: The fine shall be under Section 1-14 General Penalty in municode.

IMPC Section 302.4. Insert: (6 inches) (HEIGHT IN INCHES)

IMPC Section 304.14. Insert: (DATES IN TWO LOCATIONS) January 1st to December 31st

IMPC Section 602.3. Insert: (DATES IN TWO LOCATIONS) October 1st till May 1st

Section 602.4. Insert: (DATES IN TWO LOCATIONS) October 1st till May 1st

Section 3. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this ordinance. The City of Diamondhead hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

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Section 4. That nothing in this ordinance or in these Building Codes hereby adopted shall be construed to affect any suit or proceeding impending 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 as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5. That the City Clerk of the City of Diamondhead is hereby ordered and directed to cause this ordinance to be published as per Mississippi Code of 1972, as amended, Section 19-5-9, the full text of the order adopting and approving the codes, and will publish the city order in the official newspaper of the city three (3) times, and shall be completed within thirty (30) days after the passage of the order in compliance with state law.

Section 6. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days from and after the date of its final passage and adoption.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Diamondhead, Mississippi, that The 2018 edition of the Family of International Codes and the National Electric Code, 2020 edition, of the City of Diamondhead, Mississippi, and filed and recorded on the City Council Minute Book Number _____, Pages _____, in the office of the City Clerk, the City of Diamondhead, Mississippi.

| | Aye | Nay | Absent |
|------------------------|----------|-------|--------|
| Councilmember Finley | <u>✓</u> | _____ | _____ |
| Councilmember Moran | <u>✓</u> | _____ | _____ |
| Councilmember Sheppard | <u>✓</u> | _____ | _____ |
| Councilmember Clark | <u>✓</u> | _____ | _____ |
| Councilmember Maher | <u>✓</u> | _____ | _____ |
| Mayor Depreo | <u>✓</u> | _____ | _____ |

ATTEST: *Minnie Kline*
CITY CLERK



APPROVED *Mayor Nancy Depreo*
MAYOR

THIS IS TO CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY OF DIAMONDHEAD, MISSISSIPPI, ON THE 2nd DAY OF November, 2021.

Minnie Kline
CITY CLERK