

TOWN OF EATON, COLORADO
ORDINANCE NO. 637

**AN ORDINANCE REPEALING AND READOPTING SECTION 6-1-7 OF
THE EATON MUNICIPAL CODE CONCERNING THE INTERNATIONAL
ENERGY CONSERVATION CODE, 2018 EDITION.**

WHEREAS, the Town of Eaton, Colorado ("Town") is a municipal corporation duly organized and existing under the Constitution and laws of the State of Colorado; and

WHEREAS, the Town Board of Trustees ("Town Board") is vested with the authority to administer the affairs of the Town; and

WHEREAS, the Town Board adopted Section I of Chapter VI of the Eaton Municipal Code ("Code"), adopting uniform building codes pursuant to Title 31, Article 16, Part 2, C.R.S.; and

WHEREAS, pursuant to Title 31, Article 16, Part 2, C.R.S., the Town Board desires to amend Section 6-1-7 of the Code to adopt the International Energy Conservation Code, 2018 Edition, with amendments; and

WHEREAS, the Town Board finds, determines and declares that this Ordinance is promulgated under the general police power of the Town, is promulgated for the preservation of public health, welfare, peace, safety and property and is in the best interests of the Town of Eaton.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN BOARD OF TRUSTEES OF THE TOWN OF EATON, COLORADO, THAT:

Section 1. Section 6-1-7. Eaton Municipal Code § 6-1-7 is hereby repealed and readopted in full to read as follows:

Sec 6-1-7. International Energy Conservation Code.

Pursuant to Title 31, Article 16, Part 2, C.R.S., the International Energy Conservation Code, 2018 Edition, as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 5 inclusive ("IECC"), is hereby adopted by reference as the Town of Eaton Energy Conservation Code to have the same force and effect as if fully set forth herein. The International Energy Conservation Code, 2018 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

(1) IECC Section C101.1 (Title) is amended by the addition of the term "Town of Eaton" where indicated.

(2) IECC Section 109.1 (General) is amended by the deletion of the last three sentences and replacement with the following:

“The members of the Board of Appeals shall be comprised of the members of the Town Board.”

(3) IECC Section 109.3 (Qualifications) is amended by the deletion of this section in its entirety.

(4) IECC Section C402.1.1 (Low energy buildings) is amended by the addition of Exception No. 4 to read as follows:

“Commercial structures that lack one or more of the basic amenities or utilities required for year-round occupancy or use such as a permanent heating system, insulation, and/or year-round usable plumbing.”

(5) IECC Section R402.4.1.2 (Testing) is amended by the deletion of the first sentence and replacement with the following:

“The *building* or dwelling unit shall be tested and verified as having an air leakage rate not exceeding seven air changes per hour in *Climate Zones* 1 and 2, and five air changes per hour in *Climate Zones* 3 through 8.”

Section 2. Subsections 6-1-1(4) and (19) and Subsections 6-1-2(15) and (25). The references to the 2012 International Energy Conservation Code set forth in Subsections 6-1-1(4) and (19) and Subsections 6-1-2(15) and (25) of the Eaton Municipal Code shall be amended to reflect the 2018 International Energy Conservation Code.

Section 3. Severability. If any part or provision of this Ordinance, or its application to any person or circumstance, is adjudged to be invalid or unenforceable, the invalidity or unenforceability of such part, provision, or application shall not affect any of the remaining parts, provisions or applications of this Ordinance that can be given effect without the invalid provision, part or application, and to this end the provisions and parts of this Ordinance are declared to be severable.

Section 4. Code revisions. Minor changes such as the format and other changes to unify the revised Code may be necessary. The Town Clerk is hereby authorized to make such changes, provided that neither the intent nor substantive content will be altered by such changes.

Section 5. Effective Date. This Ordinance shall be effective thirty (30) days after its publication. The Town Clerk shall certify the date of publication and such certification shall be maintained with the original of this Ordinance. The Town Clerk shall make not less than three copies of the adopted Town Code available for inspection by the public during regular business hours.

INTRODUCED, AND APPROVED on first reading by the Board of Trustees of the Town of Eaton, Colorado, this 15th day of June, 2023.

TOWN OF EATON, COLORADO

ATTEST:

By: Margaret Jane Winter
Margaret Jane Winter, Town Clerk

By: Scott E. Moser
Scott E. Moser, Mayor

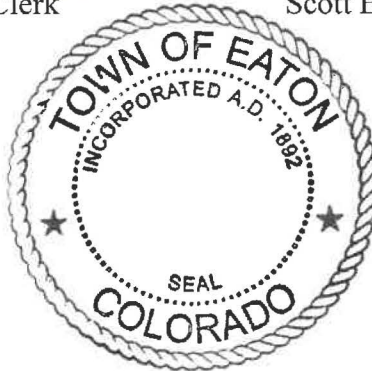
PASSED UPON FINAL APPROVAL AND ADOPTED on second reading by the Board of Trustees of the Town of Eaton, Colorado, this 20th day of July, 2023.

TOWN OF EATON, COLORADO

ATTEST:

By: Margaret Jane Winter
Margaret Jane Winter, Town Clerk

By: Scott E. Moser
Scott E. Moser, Mayor



TOWN OF EATON)

STATE OF COLORADO) SS:

COUNTY OF WELD)

I, Margaret Jane Winter, Town Clerk of the Town of Eaton, a Colorado municipal corporation, Weld County, Colorado, do hereby certify that this constitutes a true and correct copy of the record of the proceedings of the Board of Trustees of said Town, adopted at a regular meeting of the Board held on July 20, 2023, in said Town, as recorded in the regular official book of records of said proceedings of said Town kept in my office; that said proceedings were duly had and taken; that said Ordinance No. 637 is in full force following 30 days of publication and effective August 26, 2023 and has not been modified or repealed.

Witness my hand, affixed in Eaton, Colorado, this 21st day of July, 2023.



Margaret Jane Winter
Margaret Jane Winter, Town Clerk