

Midway City Council
18 May 2021
Regular Meeting

Ordinance 2021-12 /
Building Safety



**ORDINANCE
2021-12**

AN ORDINANCE AMENDING TITLE 12 OF THE MIDWAY CITY MUNICIPAL CODE REGARDING BUILDING AND CONSTRUCTION

WHEREAS, the City Council of Midway City finds that certain amendments to Title 12 of the Midway City Municipal Code pertaining to building and construction are necessary and will serve the public interest; and

WHEREAS, the City Council now desires to amend Title 12 of the Midway City Municipal Code as set forth herein.

NOW THEREFORE, be it ordained by the City Council of Midway City, Utah, as follows:

Chapter 12.03 (Code Adopted) of the Midway City Municipal Code is amended as attached in Exhibit "A":

This ordinance shall take effect upon publication as required by law.

PASSED AND ADOPTED by the City Council of Midway City, Wasatch County, Utah this day of 2021.

	AYE	NAY
Council Member Steve Dougherty	_____	_____
Council Member Jeff Drury	_____	_____
Council Member Lisa Orme	_____	_____
Council Member Kevin Payne	_____	_____
Council Member JC Simonsen	_____	_____

APPROVED:

Celeste Johnson, Mayor

ATTEST:

Brad Wilson, City Recorder

APPROVED AS TO FORM:

Corbin Gordon, City Attorney

(SEAL)

Exhibit A

**MIDWAY CITY
Municipal Code**

TITLE 12 BUILDING AND CONSTRUCTION

- CHAPTER 12.01 DEPARTMENT CREATED**
- CHAPTER 12.02 POWERS AND DUTIES**
- CHAPTER 12.03 UNIFORM CODES ADOPTED**
- CHAPTER 12.04 PERMIT FEES**
- CHAPTER 12.05 DEMOLITION AND SALVAGE PERMITS**
- CHAPTER 12.06 PROTECTION OF OLDER BUILDINGS FOR HISTORIC PRESERVATION**
- CHAPTER 12.07 SITE DISTURBANCE PERMIT**
- CHAPTER 12.08 FINAL COMPLETION DEPOSIT**
- CHAPTER 12.09 REGULATION OF CONSTRUCTION ACTIVITIES**
- CHAPTER 12.10 PUBLIC FACILITIES COMPLETION DEPOSIT**
- CHAPTER 12.11 MAXIMUM HEIGHT FOR ALL BUILDINGS**
- CHAPTER 12.12 AUTOMATIC FIRE SPRINKLER SYSTEMS UNDER INTERNATIONAL RESIDENTIAL CODE**
- CHAPTER 12.13 BUILDING CODE BOARD OF APPEALS**
- CHAPTER 12.14 STREET AND HOUSE NUMBERING**

CHAPTER 12.01 DEPARTMENT CREATED

There is hereby created under this Chapter a Department of Building Safety to be under the supervision of the Building Official.

CHAPTER 12.02 POWERS AND DUTIES

Section 12.02.010 Duties of Department

The Department of Building Safety shall maintain public office hours necessary to efficiently administer and enforce the provisions of this Chapter and related Chapters and amendments thereto, and shall perform the following duties:

- A. Carry out, enforce and perform all duties, provisions and mandates designated, made and set forth in the ordinances of the City concerning building, plumbing, electrical and mechanical construction, and repair.
- B. Issue permits to properly licensed contractors and persons, firms or corporations for work to be done within the scope of this Chapter as regulated by Utah Code.
- C. To examine and approve all plans and specifications before permits shall be issued, and to execute all permits, certificates and notices required to be issued.
- D. To verify that all applicants have a valid contractor's license or are exempt under this Chapter.
- E. Administer and enforce the provisions of this Chapter in a manner consistent with the intent thereof, and to inspect, or cause to be inspected, all buildings and structures erected, or proposed to be erected in the City of all work authorized by any permit, to assure compliance with provisions of this Chapter or amendments thereto, and to verify that all structures meet the minimum requirements of this Chapter.
- F. Condemn and reject all work done or being done, or materials used or being used that do not in all respects comply with the provisions of this Chapter and amendments thereto. Order changes in workmanship and/or materials essential to obtain compliance with all provisions of this Chapter.
- G. Investigate any construction or work regulated by this Chapter and issue such notice and orders that are necessary to prevent or to correct dangerous or unsanitary conditions.
- H. Issue a certificate of approval or certificate of occupancy for all work approved.
- I. Recommend revocation of licenses to the State Department of Public Licensing for cause.
- J. Authorize any utility to make necessary connections for power, water or gas to all applicants for such power, water, or gas in the city, when the installation and all facets of the construction or remodel project conform to this Chapter.

CHAPTER 12.03 CODE ADOPTED

- Section 12.03.010 International Building Code Adopted**
- Section 12.03.020 International Mechanical Code Adopted**
- Section 12.03.030 International Plumbing Code Adopted**
- Section 12.03.040 National Electrical Code Adopted**
- Section 12.03.050 International Fire Code Adopted**
- Section 12.03.060 International Energy Conservation Code Adopted**
- Section 12.03.070 International Fuel Gas Code Adopted**
- Section 12.03.080 International Residential Code Adopted**
- Section 12.03.090 International Existing Building Code Adopted**
- Section 12.03.100 Accessible and Usable Buildings and Facilities Code**

Section 12.03.010 International Building Code Adopted

The City hereby approves and adopts the current International Building Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Building Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.020 International Mechanical Code Adopted

The City hereby approves and adopts the current International Mechanical Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, and refrigeration systems, incinerators, and other miscellaneous heat-producing appliances in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Mechanical Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.030 International Plumbing Code Adopted

The City hereby approves and adopts the current International Plumbing Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous plumbing in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution.

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The current International Plumbing Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.040 National Electrical Code Adopted

The City hereby approves and adopts the current National Electrical Code, with appendices as adopted and amended by the State of Utah as the Electrical Code for Midway City. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current National Electrical Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.050 International Fire Code Adopted

The City hereby approves and adopts the current International Fire Code, with appendices as adopted and amended by the State of Utah. The current International Fire Code is on file in the office of the City Recorder and are hereby adopted and made a part hereof as if set out in the ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.060 International Energy Conservation Code Adopted

The City hereby approves and adopts the current International Energy Conservation Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, and refrigeration systems, incinerators, and other miscellaneous heat-producing appliances in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Energy Conservation Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.070 International Fuel Gas Code Adopted

The City hereby approves and adopts the current International Fuel Gas Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous heat-producing appliances in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Fuel Gas Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.080 International Residential Code Adopted

The City hereby approves and adopts the current International Residential Code, published by the International Code Council, as amended by the State Division of Occupational and Professional Licensing, including Chapter One and appendices with all its codes and standards for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, and refrigeration systems, incinerators, and other miscellaneous heat-producing appliances in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Residential Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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Section 12.03.090 International Existing Building Code Adopted

The City hereby approves and adopts the current International Existing Building Code, with appendices as adopted and amended by the State of Utah for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, and other miscellaneous construction in Midway City, and for issuing permits therefore. Permit fees shall be in the amount established, from time to time, by the City Council by resolution. The current International Existing Building Code is on file in the office of the city Recorder and is hereby adopted and made a part hereof as if fully set out in this ordinance.

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(2019-10, Section Replaced, eff. 7/1/2019)

Section 12.03.100 Accessible and Usable Buildings and Facilities Code

The City hereby approves and adopts the current ICC/ANSI A117.1, Accessible and Usable Buildings and Facilities, as promulgated by the International Code Council and adopted and amended by the State of Utah.

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(2010-18, Chapter Replaced, eff. 7/7/2010; 2013-05, Section Amended, eff. 7/1/13; 2016-07, Chapter Amended, eff. 05/11/2016)

CHAPTER 12.04 PERMIT FEES

The building permit fees shall be as set forth in and adopted by resolution by the City Council from time to time.

