

ORDINANCE NO. 1932

AN ORDINANCE OF THE CITY OF RUSSELL ADOPTING THE 2018 EDITION OF THE *INTERNATIONAL RESIDENTIAL CODE* ESTABLISHING MINIMUM STANDARDS FOR ONE- AND TWO-FAMILY DWELLINGS AND MULTIPLE SINGLE-FAMILY DWELLINGS (TOWN HOUSES) NOT MORE THAN THREE STORIES IN HEIGHT WITH SEPARATE MEANS OF EGRESS IN THE CITY OF RUSSELL; PROVIDING CERTAIN PENALTIES AND AMENDING SECTIONS 4-201 THROUGH 4-203 OF THE CODE OF THE CITY OF RUSSELL, KANSAS

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF RUSSELL, KANSAS:

Section 1. Section 4-201. Residential Code incorporated. That certain model code, a copy of which is on file in the office of the city clerk of the City of Russell, being marked and designated as the International Residential Code 2018 edition, including Appendix Chapters B through P inclusions, as published by the International Code Council, Inc., be and is hereby incorporated by reference herein and made a part of this Article, save and except such portions as are hereinafter or may hereafter be amended, revised or deleted as authorized and in the manner prescribed by the statutes of the State of Kansas. No fewer than one (1) copy of the code incorporated by reference in this Article shall be kept on file in the office of the city clerk and kept available at reasonable business hours. The filed copies of the code shall be marked or stamped "official copy as Incorporated by Ordinance No. 1932". All sections or portions of the filed copies of the code shall be clearly modified to show deletions, amendments and revisions of the code.

Section 2. Same; Deletions. The following provisions are deleted from the International Residential Code, 2018 edition, incorporated by Section 4-201:

- (a) Section 105.2.1 and 105.2.2 Permit Exemptions are deleted
- (b) Section 105.5 on Expiration of Permits is deleted
- (c) Section R 309.5 on Fire Sprinklers is deleted
- (d) Section R 313 on Automatic Fire Sprinkler Systems is deleted in its entirety
- (e) Section E 3902 Ground-Fault and Arc-Fault Circuit-Interrupter Protection is deleted in its entirety.
- (f) Chapter 11 Energy Efficiency is deleted except that the following minimum R-Value (Thermal Resistance) is established for the following:
 - 1) Ceiling R-Value – 38
 - 2) Wood Frame Wall R-Value – 13
 - 3) Mass Wall R-Value – 13
 - 4) Floor R-Value – 30
 - 5) Basement Wall R-Value – 10
 - 6) Crawl space wall R-Value – 10
- (g) Appendix A and Appendix Q through T inclusive are deleted.

Section 3. Revisions. Revisions to the International Residential Code, 2018 edition, incorporated by Section 4-201 are as follows:

- (a) Section R101.1 Insert City of Russell, Kansas as the name of the Jurisdiction
- (b) Section R112 Board of Appeals is amended to delete sections R112.1, R112.2 and R112.3 and replace the same by the following:

Board of Appeals. The City governing body shall be the board of appeals. Any reference in the International Residential Code to the board of appeals shall be construed to refer to the City's governing body. The governing body shall hear and decide appeals of orders, decisions or determinations made by the code official relative to the application and interpretation of this code. An application for appeal shall be based on a claim that the true intent of the code or the rules legally adopted thereunder have been incorrectly interpreted, the provision of the code do not fully apply or the requirements of this code are adequately satisfied by other means. The governing body shall have no authority to waive requirements of the code.

Section R112.4 is retained and adopted as part of the code.

- (c) Table R301.2(1). Insert:

Ground snow Load- 25
Wind Design

- Speed-115 MPH
- Topographic Effect – Yes
- Special Wind Region – No
- Windborne Debris Zone – No

Seismic Design Category – A
Subject to Damage from

- Weathering – Severe
- Frost line depth – 30"
- Termite – moderate to heavy

Winter Design Temp. - 5°
Ice Barrier Underlayment Required – No
Flood Hazards – December 18, 2001
Air Freezing Index – 1,000
Mean Annual Temperature - 59°

(d) Section R908.3.1.1(3) is amended to read: "Where the existing roof has one or more applications of any type of roof covering".

- (e) Section P2603.5.1 Insert: twelve (12) inches in both places.

Section 4. Sections 4-201 through 4-203 of the Code of the City of Russell are repealed and replaced as stated herein.

Section 5. 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 governing body hereby declares that it would have passed this law, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or more section, subsection, sentence, clause or phrase be declared unconstitutional.

Section 6. Nothing in this ordinance or in the International Residential Code 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 4 of this law; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 7. The City Clerk is hereby ordered and directed to cause this Ordinance to be published in the official city newspaper.

Section 8. This law and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its publication in the official city newspaper.

PASSED this 21st day of May, 2019, by the City of Russell, Kansas, governing body.

APPROVED this 21st day of May, 2019, by the Mayor of the City of Russell, Kansas.


Raymond C. Mader, Mayor

ATTEST:



Katrina Woelk, City Clerk

