

CITY OF SHAWNEE

ORDINANCE NO. 3268

AN ORDINANCE INCORPORATING BY REFERENCE THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION, WITH OMISSIONS AND ADDITIONS, TO REGULATE THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, AND MAINTENANCE OF MECHANICAL SYSTEMS IN THE CITY OF SHAWNEE, KANSAS.

NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF SHAWNEE, KANSAS:

PARAGRAPH 1. The Shawnee Municipal Code is hereby amended by repealing the previously existing Chapter 15.12 and providing in lieu thereof the following:

Chapter 15.12
INTERNATIONAL MECHANICAL CODE ADOPTED

Sections:

- 15.12.010 Incorporated by Reference
- 15.12.020 Amendments and Additions
- 15.12.030 Copies on File

Section 15.12.010 Incorporated by Reference. There is hereby incorporated by reference the International Mechanical Code, 2018 Edition, prepared and published in book form by the International Code Council, Inc., 4051 West Flossmoor Road, Country Club Hills, IL 60478-5795, and hereby referenced as IMC.

Section 15.12.020 Amendments and Additions.

The following sections of the IMC, as adopted by Section 15.12.010, are amended as follows:

- A. Amend Section 101.1 Title., of the IMC by replacing “[NAME OF JURISDICTION]” WITH “City Shawnee, Kansas.”
- B. Amend by omitting Sections 103, 104, 105, 106, 108 and 109, of the IMC, in their entirety, and amend by adding a new Section 103, which reads:

SECTION 103
ADMINISTRATIVE PROVISIONS

The administrative provisions of the 2018 International Building Code, Chapter 1, in its entirety, and as modified by the Shawnee Municipal Code, along with Sections 101, 102 and 107 of the IMC, shall govern all matters within the scope of this code.

- C. Amend the IMC by adding a new Section 102.12 State Boiler Inspector., which reads:

102.12 State Boiler Inspector. Where permits are issued and portions of the work require inspection and approval of boilers and pressure vessels by the state of Kansas, those portions of the work will comply with the state requirements in lieu of compliance with the technical provisions of this Code. Contact the State Boiler Inspector at the State Department of Human Resources for complete information regarding state requirements. State approval is generally required for all boilers that require permits.

EXCEPTIONS:

1. Boilers serving individual dwelling units and their accessory structures.
2. Boilers serving apartment houses with less than five (5) families.
3. Pressure vessels that do not exceed fifteen (15) cubic feet and two hundred and fifty(250) psi.

- D. Amend by omitting Section 401.2 Ventilation Required., of the IMC, and amend by adding a new Section 401.2 Ventilation Required., which reads:

401.2 Ventilation Required. Every occupied space shall be ventilated by natural means in accordance with Section 402 or by mechanical means in accordance with Section 403. Where the air infiltration rate in a dwelling unit is less than 3 air changes per hour when tested with a blower door at a pressure of 0.2-inch water column (50 Pascals) in accordance with Section 402.4.1.2 of the International Energy Conservation Code, the dwelling unit shall be ventilated by mechanical means in accordance with Section 403.

Section 15.04.030 Copies on File.

There shall be not less than one (1) copy of the code adopted by reference in Section 15.16.010 kept on file in the office of the City Clerk, to which shall be attached a copy of the incorporating ordinance, and which shall be marked or stamped, "Official Copy as Incorporated by Ordinance No. 3268" with all sections or portions thereof intended to be omitted clearly marked to show any such deletion or change, and filed with the City Clerk and open to inspection and available to the public at all reasonable hours. The Fire Department, Municipal Judges and all administrative departments of the City charged with the enforcement of the incorporating ordinance shall be supplied, at the cost of the City, such number of official copies of such standard ordinance similarly marked, deleted and changed as may be deemed expedient.

PARAGRAPH 2. REPEALED - The previously existing Chapter 15.12 of the Shawnee Municipal Code in effect prior to the effective date of this Ordinance, is hereby repealed.

PARAGRAPH 3. SEVERABILITY - That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City of Shawnee, Kansas hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase hereof, irrespective of the

fact that nay one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

PARAGRAPH 4. SAVINGS CLAUSE - Neither the adoption of this Ordinance nor the repeal or amendment of any section or portion thereof shall in any manner affect the prosecution for violation of this Ordinance or the International Mechanical Code adopted, which violations were committed prior to the effective date hereof, nor be construed as a waiver of any license, fee or penalty at said effective date and unpaid under such Ordinance or provision, nor be construed as affecting any of the provisions of such Ordinances or provisions relating to the collection of any such license, fee or penalty, or the penal provisions applicable to the violation thereof, nor to affect the validity of any bond or cash deposit in lieu thereof required to be posted, filed or deposited pursuant to any Ordinance, and all rights and obligations thereunder shall continue in full force and effect.


PARAGRAPH 5. EFFECTIVE DATE - This ordinance shall take effect and be in force on July 1st, 2019 after passage and publication as required by law.

PASSED by the Governing Body this 25th day of March, 2019.

APPROVED AND SIGNED by the Mayor this 25th day of March, 2019.



CITY OF SHAWNEE, KANSAS

By: 

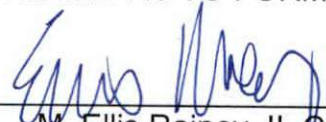
Michelle Distler, Mayor

ATTEST:

By: 

Stephanie Zaldivar, Interim City Clerk

APPROVED AS TO FORM:

By: 

M. Ellis Rainey, II, City Attorney

The Legal Record

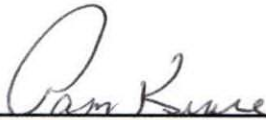
P.O. Box 273
Olathe, KS 66051-0273
(913) 780-5790

CITY OF SHAWNEE - CITY CLERK
11110 JOHNSON DR
SHAWNEE KS 66203-2750

Proof of Publication

STATE OF KANSAS, JOHNSON COUNTY, SS;
Pam Kruse, of lawful age, being first duly sworn, deposes and says that she is Legal Notices Billing Clerk for The Legal Record which is a newspaper printed in the State of Kansas, published in and of general paid circulation on a weekly, monthly or yearly basis in Johnson County, Kansas, is not a trade, religious or fraternal publication, is published at least weekly fifty (50) times a year, has been so published continuously and uninterrupted in said County and State for a period of more than one year prior to the first publication of the notice attached, and has been entered at the post office as Periodicals Class mail matter. That a notice was published in all editions of the regular and entire issue for the following subject matter (also identified by the following case number, if any) for 1 consecutive week(s), as follows:

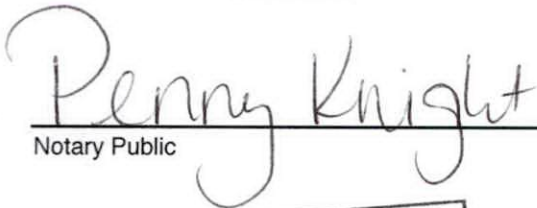
ORDINANCE #3268 SUMMARY
4/2/19



Pam Kruse, Legal Notices Billing Clerk

Subscribed and sworn to before me on this date:

April 2, 2019



Notary Public

PENNY KNIGHT
Notary Public-State of Kansas
My Appt. Expires Dec. 31, 2021

ORDINANCE NO. 3268
First published in The Legal Record, Tuesday, April 2, 2019.
CITY OF SHAWNEE
Summary of Ordinance No. 3268

On the 25 day of March, 2019, the Governing Body of the City of Shawnee, Kansas passed Ordinance No. 3268, an Ordinance incorporating by reference the International Mechanical Code, 2018 edition, with omissions and additions, to regulate the erection, construction, enlargement, alteration, repair, and maintenance of mechanical systems in the City of Shawnee, Kansas, effective July 1, 2019.

A complete text of the Ordinance may be obtained or viewed free of charge at the office of the City Clerk or at www.cityofshawnee.org.

The undersigned hereby certifies as prescribed by KSA 12-3007 that the foregoing Summary of Ordinance No. 3268 is legally accurate and sufficient.

Dated: March 26, 2019
/s/ M. Ellis Rainey, II, City Attorney
A/2

L79309

Publication Fees: \$8.47