

ORDINANCE NO. 1568 (AMENDED)

AN ORDINANCE ADOPTING THE STANDARD MECHANICAL CODE OF THE SOUTHERN BUILDING CODE CONGRESS INTERNATIONAL, INC., ESTABLISHING PERMIT AND FEE REGULATIONS, AND AMENDING TITLE 11, BUILDING AND CONSTRUCTION, OF THE MUNICIPAL CODE

WHEREAS, it is the desire of the City of Eureka Springs to adopt the Standard Mechanical Code; and,

WHEREAS, the adoption of the Standard Mechanical Code is done to facilitate proper inspection activities by the City of Eureka Springs relating to construction and to maintenance of buildings and facilities within the City of Eureka Springs and relating to safety, health, and general welfare.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THAT:

Section One: Chapter 11.22

From and hereafter, there shall be a chapter added to the Eureka Springs Municipal Code, Chapter 11.22, Standard Mechanical Code; and said Chapter shall read:

Section Two: Section 11.22.01, Adoption of the Standard Mechanical Code

The Southern Building Code Congress International, Inc., Standard Mechanical Code, hereinafter called the "Code," as most recently supplemented and amended by appendages thereto, is hereby adopted by reference and in its entirety, subject to modifications and adaptations thereof made by this Ordinance and through amending Ordinances and parts of Ordinances hereafter passed by the City Council of the City of Eureka Springs, Arkansas. Adoption of the "Code," as modified and adapted hereinafter, is for the purpose of regulating within the City of Eureka Springs, Arkansas, the installation of mechanical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and/or appurtenances, including ventilating, heating, cooling, air conditioning and refrigeration systems, incinerators, and other energy-related systems.

Not less than three copies of the "Code" have been filed in the office of the Building Inspector of the City of Eureka Springs, Arkansas, for inspection and reference by all interested persons.

Section Three: Section 11.22.02, Enforcement

✓ The "Code" hereby adopted shall be enforced by the City of Eureka Springs Building Inspector. This Ordinance shall not apply to ~~household appliances; window, attic, ceiling, and wall fans used in residences; factory-assembled air-cooled, self-contained refrigeration equipment of 1.5 horsepower; and~~ to all exemptions set out in Act 277 of the Laws of Arkansas, 1991.

Section Four: Section 11.22.03, Permit and Fees

Before beginning any installation, alteration, repair, or replacement regulated by the "Code," an applicant shall apply with the Building Inspector for a permit. Upon approval of the

permit application, and prior to issuance of the permit, the Building Inspector shall collect fees in accordance with the following schedule, to-wit:

Permit Fee	\$ 20.00
Rough-in Inspection	5.00
Final Inspection	5.00

Section Five: Section 11.22.04, Penalties

Any person, firm, corporation, or agent who violates any provision of the Ordinance shall be subject to penalties set forth in A.C.A 17-50-105.

Section Six: Repeal Clause

All Ordinances or Resolutions, and parts thereof, in conflict herewith are hereby repealed to the extent of such conflict.

PASSED AND ORDAINED BY THE CITY COUNCIL OF THE CITY OF EUREKA SPRINGS, ARKANSAS, THIS 26th DAY OF April, 1994.

APPROVED:

Louise O. Berry
Louise O. Berry, Mayor

ATTEST:

Juanita S. Barner
Juanita S. Barner, City Clerk