

ORDINANCE NO. 775

AN ORDINANCE REPEALING AND RE-ENACTING PORTIONS OF CHAPTER 18, OF THE MILLIKEN MUNICIPAL CODE AND ADOPTING BY REFERENCE THE INTERNATIONAL BUILDING CODE, 2018 EDITION, THE INTERNATIONAL RESIDENTIAL CODE, 2018 EDITION, THE INTERNATIONAL FUEL GAS CODE, 2018 EDITION, THE INTERNATIONAL PLUMBING CODE, 2018 EDITION, THE INTERNATIONAL MECHANICAL CODE, 2018 EDITION, THE INTERNATIONAL EXISTING BUILDING CODE, 2018 EDITION, AND THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2018 EDITION, THE INTERNATIONAL ENERGY CONSERVATION CODE, 2012 EDITION, AND THE INTERNATIONAL SWIMMING POOL AND SPA CODE, 2018 EDITION, PROMULGATED BY THE INTERNATIONAL CODE COUNCIL, WITH CERTAIN AMENDMENTS.

WHEREAS, the Town Board finds that updates to the Milliken Municipal Code are necessary and required in the interest of the health, safety and welfare of the people; and

WHEREAS, Milliken's current International Codes for buildings are out of date; and

WHEREAS, pursuant to Section 1-1-40 of the Milliken Municipal Code, the Town Board is authorized to adopt other codes by reference as allowed under state law; and

WHEREAS, the Milliken Town Board wishes to update its Municipal Code and adopt by reference the International Building Code (2018 Edition); The International Residential Code for One – and Two – Family Dwellings (2018 Edition); The International Fuel Gas Code (2018 Edition); The International Plumbing Code (2018 Edition); The International Mechanical Code (2018 Edition); The International Existing Building Code (2018 Edition); The International Property Maintenance Code (2018 Edition); The International Energy Conservation Code (2012 Edition), Promulgated by the International Code Council, Inc, 4051 West Flossmoor Road, Country Club Hills, Illinois 60478-5795, with specified amendments to each.

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

Section 1. Chapter 18, Article II, Section 18-2-10(a) of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-2-10 Adoption.

(a) Pursuant to Title 31, Article 16, Part 2, C.R.S. there is adopted as the building code of the Town, by reference thereto, The International Building Code. 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478. Chapters 1 through 33 inclusive and Appendix Chapter I, is hereby adopted by reference as

the Town of Milliken Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows.

Section 2. Chapter 18, Article II, Section 18-2-30 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

Section 18-2-30. Amendments.

The International Building Code 2018 edition, adopted herein is hereby modified by the following amendments:

(1) IBC Section 101.1. IBC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

(2) IBC Section 101.4.3. IBC Section 101.4.3 (Plumbing) is amended by deletion of the last sentence.

(3) IBC Section 101.4.5. IBC Section 101.4.5 (Fire prevention) is amended by replacing “International Fire Code” with “adopted fire code”.

(4) IBC Section 101.4.6. IBC Section 101.4.6 (Energy) is amended by replacing the words “International Energy Conservation Code” with “2012 International Energy Conservation Code”.

(5) IBC Section 105.1. IBC Section 105.1 (Required) is amended by replacing the words “building official” with “Town”.

(6) IBC Section 105.2. IBC Section 105.2 (Work exempt from permit) is amended as follows:

Building Exception #1 is deleted in its entirety and replaced with “One-Story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet and the roof height does not exceed 10 feet above grade measured from a point directly outside the exterior walls of the structure.”

Exception #2 under the subcategory "Building" is deleted in its entirety.

Building Exception #14 is added to read “Shingle repair or replacement work not exceeding one square (100 square feet in area) of covering per building.

(7) IBC Section 105.5. IBC Section 105.5(Expiration) is amended by the deletion of this section in its entirety and replaced with the following:

“Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not

commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount of the original permit fee, exclusive of any taxes or other fees already accessed, provided no changes have been made or will be made in the original plans and specifications for such work, and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.”

(8) IBC Section 109.4. IBC Section 109.4 (Work commencing before permit issuance) is amended by the deletion of this section in its entirety and replaced with the following:

“Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits may be subject to an investigation fee established by the Town. The amount of the investigation fee may be in the amount up to the amount of the permit fee that would normally be accessed for the specific type of construction activity, with any such investigation fee being in addition to all other required permit fees. The investigation fee shall be collected whether or not a permit is then subsequently issued.

(9) IBC Section 109.6. IBC Section 109.6 (Refunds) is amended by the deletion of this section in its entirety and replaced with the following:

“The Town may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The Town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. The Town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done. The Town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

(10) IBC Section 111.3. IBC Section 111.3 (Temporary occupancy) is amended by deleting the words “building official” in the first and second sentence and replacing it with “Town”.

(11) IBC Section 113.1. (General) is amended by the deletion of the last two sentences and replaced with the following:

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

(12) IBC Section 113.3. IBC Section 113.3 (Qualifications) is amended by the deletion of this section in its entirety.

(13) IBC Section 114.2. IBC Section 114.2 (Notice of Violation) is amended by the addition of ‘Notice of Violations shall be delivered in accordance with section 107 of the IPMC’ after the last paragraph.

(14) IBC Section 202. IBC Section 202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IBC Section 1208 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

(15) IBC Section 915.2.1 IBC Section 915.2.1 (Dwelling units) is amended by the deletion of the first sentence and replaced with the following:

“Carbon monoxide detection shall be installed in dwelling units within 15 feet of each separate sleeping area and on every level.”

(16) IBC Section 1015.2 IBC Section 1015.2 (Where required) is amended by the addition of a second paragraph inserted before the exceptions as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914.4 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

(17) IBC Section 1020.1 IBC Section 1020.1 (Table 1020.1 Corridor Fire-Resistance Rating) is amended to replace the corridor rating for R Occupancies with a sprinkler system from 0.5 to 1- Hour fire rating.

(18) IBC Section 1029.5.1. IBC Section 1029.5.1 (Minimum Size) is amended by the addition of the following paragraphs:

“For all building permits issued prior to the adoption of the 1997 Uniform Building Code, all escape and rescue windows requiring a window well pursuant to the International Building Code shall comply with the dimension requirements set forth in this section, whether or not said escape or rescue window is located in a sleeping room.

With regard to building permits issued prior to the adoption of the 1997 Uniform Building Code, for additions to or alterations of existing buildings or structures, any window well with a finished sill height below adjacent ground level shall be deemed in compliance with the

Towns regulations if said window well meets the dimensions set forth in the 1991 Edition of the Uniform Building Code, previously in effect in the Town.”

(19) IBC Section 1030.2 IBC Section 1030.2. (Minimum size) is amended by the deletion of the exception.

(20) IBC Section 1301.1.1 IBC Section 1301.1.1 (Criteria) is amended by replacing “International Energy Conservation Code” with the “2012 International Energy Conservation Code”.

(21) IBC Section 1612.3. IBC Section 1612.3 (Establishment of flood hazard areas) is amended by the insertion of “Town of Milliken” where indicated in [Name of Jurisdiction] and the date of the latest flood insurance study for the Town of Milliken, where indicated in [Date of Issuance].

(22) IBC Section 3401.3. IBC Section 3401.3 (Compliance with other codes) is amended by replacing the language "International Fire Code" with “adopted fire code”; and by deleting the language "International Private Sewage Disposal Code"; and by replacing the language "NFPA 70" with “National Electrical Code adopted by the State of Colorado.”

(23) IBC Section 3412.2 IBC Section 3412.2 (Applicability) is amended by the insertion of the following date May 8, 2013 in the slot where it is provided.

Section 3. Chapter 18, Article X, Section 18-10-10 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-10-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Residential Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 43 inclusive and Appendix Chapters F and H is hereby adopted by reference as the Town of Milliken Residential Building Code as if fully set out in this ordinance with the additions deletions insertions and changes as follows.

Section 4. Chapter 18, Article X, Section 18-10-20 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

Sec. 18-10-20. Amendments

The International Residential Code, 2018 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

IRC Section R101.1. IRC Section R101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

(1) **IRC Section R105.1.** IRC Section R105.1 (Required) is amended by replacing the words “building official” with “Town”.

(2) **IRC Section R105.2.** IRC Section R105.2 (Work Exempt from Permit) is amended by:

Building Exception #1 is deleted in its entirety and replaced with “One-Story detached accessory structures used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet and the roof height does not exceed 10 feet above grade measured from a point directly outside the exterior walls of the structure.”

Building Exception #2 under the subcategory “Building” is deleted in its entirety.

Building Exception #10 is deleted in its entirety and replaced with: “Shingle repair or replacement work not exceeding one square (100 square feet in area) of covering per building.

(3) **IRC Section 105.5.** IRC Section 105.5 (Expiration) is amended by the deletion of this section in its entirety and replaced with the following:

“Every permit issued by the building official under the provisions of this code shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefor shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work, and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee.”

(4) **IRC Section R108.5.** IRC Section R108.5 (Refunds) is amended by the deletion of this section in its entirety and replaced with the following:

“The Town may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The Town may authorize refunding of not more than 80 percent (80%) of the permit fee paid when no work has been done under a permit issued in accordance with this code. The Town may authorize refunding of not more than 80 percent (80%) of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or cancelled before any plan reviewing is done.

The Town shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.”

(5) **IRC Section R108.6** IRC Section R108.6 (Work commencing before permit issuance) is amended by the deletion of this section in its entirety and replaced with the following:

“Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits may be subject to an investigation fee established by the Town. The amount of the investigation fee may be in the amount up to the amount of the permit fee that would normally be assessed for the specific type of construction activity, with any such investigation fee being in addition to all other required permit fees. The investigation fee shall be collected whether or not a permit is then subsequently issued.

(6) IRC Section R109.1.5. IRC Section R109.1.5 (Other inspections) is amended by the addition of a new subsection as follows:

R109.1.5.2 Insulation Inspection of the structure shall be made following installation of the wall, ceiling and floor insulation and exterior windows and before wall coverings are installed.

(7) IRC Section R110.4. IRC Section R110.4 (Temporary occupancy) is amended by the deletion of the words “building official” in the first and second sentence and replaced with “Town”.

(8) IRC Section R112.1 IRC Section R112.1 (General) is amended by the deletion of the last three sentences and replaced with the following:

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

(9) IRC Section R112.3 IRC Section R112.3 (Qualifications) is amended by the deletion of this section in its entirety.

IRC Section R113.2 IRC Section R113.2 (Notice of Violation) is amended by the addition of “Notice of Violations shall be delivered in accordance with section 107 of the IPMC” after the last paragraph.

(10) IRC Section R202 IRC Section R202 IRC Section R202 (Definitions) is amended by addition of the following:

“Sleeping Room” (Bedroom) is any enclosed habitable space within a dwelling unit, which complies with the minimum room dimension requirements of IRC Sections R304 and R305 and contains a closet, an area that is useable as a closet, or an area that is readily convertible for use as a closet. Living rooms, family rooms and other similar habitable areas that are so situated and designed so as to clearly indicate these intended uses, shall not be interpreted as sleeping rooms.

(11) IRC Table R301.2 (1). IRC Table R301.2 (1) is filled to provide the following:

Table R301.2 (1)
Climatic and Geographic Design Criteria

Ground Snow Load	Wind Design		Seismic Design Category	Subject to Damage From			Winter Design Temp Deg. F	Ice barrier Underlayment Required	Flood Hazard	Air Freezing Index	Mean Annual Temp
	Speed (V)	Topographic effects		Weathering	Frost Line	Termite					
30psf	115	No	B	Severe	30 in.	Slight to Moderate	1	YES	26713	1000	43F

(12) IRC Section R302.13. IRC Section R302.13 (Fire Protection of Floors) is amended by deleting the section in its entirety.

(13) IRC Section R303.4. IRC Section R303.4 (Mechanical Ventilation) is amended by replacing “5 air changes per hour” with “7 air changes per hour” and replacing the words “in accordance with section N1102.4.1.2” with “in accordance with section 402.4.1.2 of the International Energy Conservation Code 2012 Edition.

(14) IRC Section R309.5. IRC Section R309.5 (Fire sprinklers) is amended by the deletion of this section in its entirety.

(15) IRC Section R310.1. 1 IRC Section R310.1 (Emergency escape and rescue opening required) is amended by adding the following after the first paragraph:
“All windows located in basements, habitable attics and sleeping rooms shall meet all the requirements of section R310.1 through R310.2.5.”

Exception #2 is amended by the deletion of the exception and its conditions.

(16) IRC Section R310.2.3 IRC Section R310.2.3 (Window wells) is amended by the addition of the following;
“All windows in basements shall be an escape and rescue window, if requiring a window well pursuant to the International Residential Code shall comply with the dimension requirements set forth in this section.”

(17) IRC Section R310.2.3.1 IRC Section R310.2.3.1 (Ladder and steps) is amended by the addition of the following exception to read as follows:

“Exception: Only one window well ladder shall be required in an unfinished basement.”

(18) IRC Section R312.1 IRC Section R312.1 (Guards required) is amended by the addition of a third paragraph as follows:

“All area wells, stair wells, window wells and light wells attached to any building that are located less than 36 inches (914 mm) from the nearest intended walking surface and deeper than 30 inches (762 mm) below the surrounding ground level, creating an opening greater than 24 inches (610 mm) measured perpendicular from the building, shall be protected with guardrails conforming to this section around the entire opening, or be provided with an equivalent barrier.

Exceptions:

1. The access side of stairways need not be protected.
2. Area and window wells provided for emergency escape and rescue windows may be protected with approved grates or covers that comply with Section R310.4 of this code.
3. Covers and grates may be used over stairways and other openings used exclusively for service access or for admitting light or ventilation.”

(19) IRC Section R313 IRC Section R313 (Automatic Fire Sprinkler Systems) is amended by the deletion of this section in its entirety.

(20) IRC Section 315.3 IRC Section 315.3 (Location) is amended by deleting the first sentence and replacing it with the following:

“Carbon monoxide detection shall be installed in dwelling units within 15 feet of each separate sleeping area and on each level.”

(21) IRC Section R401.2 IRC Section R401.2 (Requirements) is amended by the addition of the following after the first paragraph:

“Foundations shall be designed, and the construction drawings stamped by a Colorado registered design professional. The foundation design must be based on an engineer’s soils report. The drawings must be noted with the engineering firm name, specific location for design and soils report number. A site certification prepared by State of Colorado registered design professional is required for setback verification on all new Group R Division 3 occupancies.”

(22) IRC Section R405.1 IRC Section R405.1 (Concrete or masonry foundations) is amended with the addition of the following after the first sentence: All foundation drains shall be designed and inspected by a State of Colorado registered design professional.

(23) IRC Chapter 11. IRC Chapter 11 (Energy Efficiency) is amended by the deletion of this chapter in its entirety and replaced with the 2012 International Energy Conservation Code.

(24) **IRC Section G2415.12** IRC Section G2415.12 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.

(25) **IRC Section G2415.12.1** IRC Section G2415.12.1 (Individual outdoor appliances) is amended by the deletion of this section in its entirety.

(26) **IRC Section G2417.4.1** IRC Section G2417.4.1 (Test pressure) is amended by replacing 3 psig with 10 psig.

(27) **IRC Section P2503.5.1** IRC Section P2503.5.1 (Rough plumbing) is amended by the deletion of the first sentence and replaced with “DWV systems shall be tested on completion of the rough piping installation by water or air without evidence of leakage.”

(28) **IRC Section P2603.5.1** IRC Section P2603.5.1 (Sewer depth) is amended by filling in both areas where indicated to read “12 inches (305 mm)”.

(29) **IRC Section P3103.1.1** IRC Section P3103.1.1 (Roof extension) is amended by replacing “6 inches” with “12 inches”.

Section 5. Chapter 18, Article IV, Section 18-4-10 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-4-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Mechanical Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 15 inclusive, is hereby adopted by reference as the Town of Milliken Mechanical Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Section 6. Chapter 18, Article IV, Section 18-4-30 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

Section 18-4-30 Amendments.

The International Mechanical Code, 2018 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

(1) IMC Section 101.1 IMC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

Section 7. Chapter 18, Article XI, Section 18-11-10 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-11-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Fuel Gas Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478 , Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Milliken Fuel Gas Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Section 8. Chapter 18, Article XI, Section 18-11-20 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

The International Fuel Gas Code, 2018 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

- (1) **IFGC Section 101.1** IFGC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.
- (2) **IFGC Section 404.12** IFGC Section 404.12 (Minimum burial depth) is amended by the addition of the following: All plastic fuel gas piping shall be installed a minimum of 18 inches (457 mm) below grade.
- (3) **IFGC Section 404.12.1** IFGC Section 404.12.1 (Individual outside appliances) is amended by the deletion of this section in its entirety.
- (4) **IFGC Section 406.4.1** IFGC Section 406.4.1 (Test pressure) is amended by replacing 3 psig with 10 psig.

Section 9. Chapter 18, Article V, Section 18-5-10 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-5-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S the International Plumbing Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 13 inclusive, is hereby adopted by reference as the Town of Milliken Plumbing Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Section 10. Chapter 18, Article V, Section 18-5-30 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

- (1) **IPC Section 101.1** IPC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.
- (2) **IPC Section 305.4.1** IPC Section 305.4.1 (Sewer depth) is amended by filling in both areas where indicated to read “12 inches (305 mm)”.
- (4) **IPC Section 312.3** IPC Section 312.3 (Drainage and vent air test) is amended by the deletion of the first sentence.
- (4) **IPC Section 903.1** IPC Section 903.1 (Roof extension) is amended by inserting the number “12” (152.4 mm) where indicated in the second sentence.

Section 11. Chapter 18, Article IX, Section 18-9-10 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-9-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Energy Conservation Code, 2012 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 5 inclusive, is hereby adopted by reference as the Town of Milliken Energy Conservation Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Section 12. Chapter 18, Article IX, Section 18-9-20 of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-9-20 Copy on File.

At least one (1) copy of the International Energy Conservation Code, 2012 Edition, certified to be a true copy, is now on file and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Section 13. Chapter 18, Article IX, Section 18-9-30 of the Milliken Municipal Code is hereby repealed in its entirety and reenacted to read as follows:

The International Energy Conservation Code, 2012 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

- (1) **IECC Section C101.1** IECC Section C101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

(2) **IECC Section 101.5.2** IECC Section 101.5.1 (Low energy buildings) is amended by adding Exception #3 that reads 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.

(3) **IECC Section C109.1** IECC Section 109.1 (General) is amended by the deletion of the last three sentences and replaced with the following:
“The members of the Board of Appeals shall be comprised of the members of the Town Council.”

(5) **IECC Section C109.3** IECC Section 109.3 (Qualifications) is amended by the deletion of this section in its entirety.

(5) **IECC Section R402.4.1.2** IECC Section R402.4.1.2 (Testing) is amended by the deletion of this section in its entirety.

Section 14. Chapter 18, Article XII of the Milliken Municipal Code of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-12-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Property Maintenance Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 8 inclusive, is hereby adopted by reference as the Town of Milliken Property Maintenance Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Sec. 18-12-20 Copy on file.

At least one (1) copy of the International Property Maintenance Code, 2018 Edition, certified to be a true copy, is now on file and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Sec. 18-12-30 Amendments.

The International Property Maintenance Code, 2018 Edition, adopted herein is hereby modified by the following additions, deletions, insertions and changes as follows:

(1) **IPMC Section 101.1** IPMC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

(2) **IPMC Section 102.3** IPMC Section 102.3 (Application of Other Codes) is amended by the deletion of the section and is replaced with the following:

” Repairs, additions or alterations to a structure, or changes of occupancy, shall be done in accordance with the procedures and provisions of the current adopted building and zoning codes.”

(3) **IPMC Section 103.5** IPMC Section 103.5 (Fees) is amended by the deletion of the section and is replaced with the following:

“Costs incurred in the performance of work shall be paid by the jurisdiction. The legal counsel of the jurisdiction shall institute appropriate action against the owner of the premises or owner’s authorized agent where the unsafe structure is or was located for the recovery of such costs.”

(4) **IPMC Section 111.2** IPMC Section 111.2 (Membership of board) is amended by the deletion of this section in its entirety and replaced with the following:

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

(5) **IPMC Section 111.2.1** IPMC Section 111.2.1 (Alternate Members) is amended by the deletion of this section in its entirety.

(6) **IPMC Section 111.2.2** IPMC Section 111.2.2 (Chairman) is amended by the deletion of this section in its entirety.

(7) **IPMC Section 111.2.3** IPMC Section 111.2.3 (Disqualification of member) is amended by the deletion of this section in its entirety.

(8) **IPMC Section 111.2.4** IPMC Section 111.2.4 (Secretary) is amended by the deletion of this section in its entirety.

(9) **IPMC Section 111.2.5** IPMC Section 111.2.5 (Compensation of members) is amended by the deletion of this section in its entirety.

(10) **IPMC Section 111.3** IPMC Section 111.3 (Notice of Meeting) is amended by the deletion of this section in its entirety.

(11) **IPMC Section 111.4** IPMC Section 111.4 (Open Hearing) is amended by the deletion of this section in its entirety.

(12) **IPMC Section 302.3** IPMC Section 302.3 (Sidewalks and Driveways) is amended by the deletion of this section in its entirety.

(13) **IPMC Section 302.4** IPMC Section 302.4 (Weeds) is amended by the deletion of this section in its entirety.

(14) **IPMC Section 302.8** IPMC Section 302.8 (Motor Vehicles) is amended by the deletion of this section in its entirety.

(15) **IPMC Section 304.14** IPMC Section 304.14 (Insect Screens) is amended by the deletion of this section in its entirety.

(16) **IPMC Section 308** IPMC Section 308 (Rubbish and Garbage) is amended by the deletion of this section in its entirety.

(17) **IPMC Section 309** IPMC Section 309 (Pest Elimination) is amended by the deletion of this section in its entirety.

(18) **IPMC Section 604.2** IPMC Section 604.2 (Service) is amended by replacing “NFPA 70” with “Electrical Code adopted by the State of Colorado.”

Section 15. Chapter 18, Article XIII of the Milliken Municipal Code is hereby revised to read as follows:

Sec. 18-13-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Existing Building Code, 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 16 inclusive, is hereby adopted by reference as the Town of Milliken Existing Building Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Sec. 18-13-20 Copy on file.

At least one (1) copy of the International Existing Building Code, 2018 Edition, certified to be a true copy, is now on file and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Sec. 18-13-30 Amendments.

International Existing Building Code is amended by replacing all references to “International Fire Code” with “Adopted Fire Code”.

(1) IEBC Section 101.1 IEBC Section 101.1 (Title) is amended by the addition of the term “Town of Milliken” where indicated.

(2) IEBC Section 1401.2 IEBC Section 1401.2 (Conformance) is amended by the deletion of this section in its entirety and replaced with the following: “Structures moved into or within the jurisdiction shall comply with the provision of this code for new structures.”

Section 16. A new Article XV is hereby added to Chapter 18 of the Milliken Municipal Code to read as follows:

Sec. 18-15-10 Adoption.

Pursuant to Title 31, Article 16, Part 2, C.R.S., The International Swimming Pool and Spa Code. 2018 Edition as published by the International Code Council, 4051 West Flossmoor Road, Country Club Hills, IL 60478, Chapters 1 through 11 inclusive, is hereby adopted by reference as the Town of Milliken Swimming Pool and Spa Code as if fully set out in this ordinance with the additions, deletions, insertions and changes as follows.

Sec. 18-15-20 Copy on file.

At least one (1) copy of the International Swimming Pool and Spa Code, 2018 Edition, certified to be a true copy, is now on file and may be inspected by any interested person between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, holidays excepted. The code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Section 17. As provided in Milliken Municipal Code Section 2-2-100, requirements for adoption of this Ordinance shall be deemed satisfied if the title of the proposed ordinance is read and the entire text of the proposed ordinance or of any code which is to be adopted by reference is submitted in writing to the Board of Trustees before adoption.

Effective Date.

The Board of Trustees of the Town of Milliken herewith finds, determines and designates that this Ordinance shall take effect and be on January 1, 2020.

PASSED AND ADOPTED, SIGNED AND APPROVED, following public hearing this _____ day of _____, 2019.

ATTESTED:

TOWN OF MILLIKEN, COLORADO

Town Clerk

Mayor

APPROVED AS TO FORM:

Town Attorney