

COMMUNITY DEVELOPMENT

MEMORANDUM

Planning,
Zoning,
Building Safety,
Construction Inspection Services,
Public Health,
Housing Inspections,
Code Enforcement

To: Mayor and City Council Members

From: Jason Garmoe, Building Division Supervisor
Jodi Royal-Goodwin, Community Development Director

Cc: Gregg Mandsager, City Administrator

Date: July 18, 2019

Re: **Resolution Setting Public Hearing for an Ordinances Amending Chapter 7 of Title 8 of the City Code, Building Regulations, Mechanical Code; and Chapter 9 of Title 8 of City Code, Building Regulations, Plumbing Code**

INTRODUCTION: The Plumbing and Mechanical Board of the Iowa Department of Public Health has adopted new plumbing and mechanical codes. To remain in compliance with state law the City must adopt new standards.

BACKGROUND: In 2013 the Iowa legislature passed a law requiring local jurisdictions with a population more than 15,000, or cities who had adopted a local code as of April 26, 2013, to adopt the state plumbing code and state mechanical code by December 31, 2016 (Iowa Code section 105.4(1)(c)). In addition, any city that adopts standards that are more restrictive, must provide copies of those standards to the Plumbing and Mechanical Board of the Iowa Department of Public Health (the Board). This year the Board has adopted the “2018 Uniform Plumbing Code” and “International Mechanical Code”, 2018 Edition, to be effective September 1, 2019.

Currently the City has adopted the “International Plumbing Code”, 2015 Edition, and “International Mechanical Code”, 2015 Edition, to maintain continuity with the currently adopted plumbing and mechanical codes, and connectivity and consistency with the residential, building and mechanical codes adopted by the City of Muscatine, all of which are codes published by the International Code Council. The International Plumbing Code is more restrictive than the Uniform Plumbing Code, and will meet the state requirement.

Recommendation: Staff recommends amending Title 8, Chapters 7 and 9 of the City Code to adopt the “International Mechanical Code”, 2018 Edition and “International Plumbing Code”, 2018 Edition. Such action is required for the City of Muscatine to remain compliant under Iowa Code section 105.4(1)(c).

Prior to City Council action on the proposed ordinances, a public hearing is required. It is recommended that the attached resolutions setting a public hearing, for August 1st, on the proposed ordinances revising Chapter 7 of Title 8 of the City Code, Building Regulations, Mechanical Code; and Chapter 9 of Title 8 of City Code, Building Regulations, Plumbing Code be adopted.

PUBLIC NOTICE

NOTICE OF TIME AND PLACE FOR A PUBLIC HEARING ON AN ORDINANCE AMENDING TITLE 8, CHAPTER 7 OF CITY CODE, BUILDING REGULATIONS, MECHANICAL CODE

The City of Muscatine's Mechanical Code can be found in Chapter 7 of Title 8 of the City Code of Muscatine. In order for City of Muscatine to remain in compliance with Iowa Code Section 105.4(1)(c) the City must adopt the state plumbing code or a standard that is more restrictive. The Plumbing and Mechanical Systems Board periodically reviews and revises the State Mechanical Code. The Board recently adopted the "International Mechanical Code", 2018 Edition, as the State Mechanical Code, effective September 1, 2019. To remain compliant with state code while maintaining continuity with the currently adopted plumbing code, and connectivity and consistency with the residential, building and mechanical codes adopted by the City of Muscatine, all of which are codes published by the International Code Council it is proposed the "International Mechanical Code", 2018 Edition, as amended and published by the International Code Council, shall be adopted as the Mechanical Code for the City of Muscatine, Iowa. Notice is further given that the City council of the City of Muscatine, Iowa, will conduct a public hearing on said change to City Code on Thursday, August 1, 2019, at 7:00 p.m. in the City Hall Council Chambers, at which time all interested parties are invited to comment.

Gregg Mandsager, City Clerk

RESOLUTION NO. _____

A RESOLUTION SETTING THE TIME AND PLACE TO CONDUCT A PUBLIC HEARING ON AN ORDINANCE AMENDING CHAPTER 7 OF TITLE 8 OF CITY CODE, BUILDING REGULATIONS, MECHANICAL CODE

WHEREAS, Section 1 of Chapter 7 of Title 8 of City Code adopts the document entitled “International Mechanical Code”, 2015 Edition, as amended and published by the International Code Council, as the Mechanical Code for the City of Muscatine, Iowa; and

WHEREAS, Iowa Code Section 105.4(1)(c) requires that cities with population more than 15,000 adopt the State Mechanical Code or a standard that is more restrictive; and

WHEREAS, The Plumbing and Mechanical Systems Board has adopted the “International Mechanical Code”, 2018 Edition, as the State Mechanical Code, effective September 1, 2019; and

WHEREAS, In order to remain compliant with Iowa Code Section 105.4(1)(c) the City of Muscatine must adopt the “International Mechanical Code”, 2018 Edition; and

WHEREAS, To maintain continuity with the currently adopted Mechanical code, and connectivity and consistency with the residential, building and mechanical codes adopted by the City of Muscatine, all of which are codes published by the International Code Council; the “International Mechanical Code”, 2018 Edition, as amended and published by the International Code Council, shall be adopted as the Mechanical Code for the City of Muscatine, Iowa.

NOW, THEREFORE, BE IT RESOLVED, by the City Council for the City of Muscatine, that a Public Hearing is hereby established to review to allow the public to comments on the proposed ordinance amending Title 8, Chapter 7, the City Code. Said hearing to be conducted at 7:00 P.M. on Thursday, August 1, 2019, in the City Hall Council Chambers.

PASSED, APPROVED AND ADOPTED by City Council for the City of Muscatine, Iowa, on this, the 18th day of July 2019.

By the City Council of the City of Muscatine, Iowa

Diana L. Broderson, Mayor

Attest:

Gregg Mandsager, City Clerk