

A RESOLUTION AMENDING THE MECHANICAL CODE REGULATIONS OF LARAMIE COUNTY BY ADOPTING THE 2006 EDITION OF THE INTERNATIONAL MECHANICAL CODE WITH MODIFICATIONS.

WHEREAS, Wyo. Stat. §18-5-201 and §18-5-301 authorize Laramie County, in promoting the public health, safety, morals and general welfare of the county, to regulate the subdivision, use, location, design of land and buildings in unincorporated Laramie County; and

WHEREAS, Wyo. Stat. § 35-9-121 authorizes Laramie County to adopt electrical, mechanical and building codes applicable in unincorporated Laramie County; and

WHEREAS, minimum regulations governing the conditions and maintenance of all property, buildings and structures is essential to ensure that property, buildings and structures are safe, sanitary and fit for occupation and use;

WHEREAS, Laramie County has been granted local enforcement authority by the Wyoming State Fire Marshall; and

WHEREAS, Laramie County adopted the 2003 edition of the International Mechanical Code; and

WHEREAS, the State of Wyoming adopted the 2006 edition of the International Building Code and the 2006 edition of the International Fire Code; and

WHEREAS, Wyo. State § 35-9-121 (a) (ii) requires county's that have been granted local enforcement to adopt new standards within six months following the adoption of new standards by the State; and

WHEREAS, the State adopted new standards on February 1, 2008; and

WHEREAS, the Laramie County Board of County Commissioners wish to continue to act as the local authority under State Statute; and

WHEREAS, on July 1, 2008, Laramie County adopted the 2006 edition of the International Building Code under Wyoming State Statue § 16-3-103 ; and

WHEREAS, the Board of Laramie County Commissioners find remaining a local enforcement authority is important to the health, safety and welfare to citizens of the County .

NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, as follows:

Section 1. Short Title. The amendments adopted by this resolution shall be known as the "2006 Amendments to the Mechanical Code Regulations of Laramie County".

Section 2. 2003 Code Repealed. The 2003 Edition of the International Mechanical Code and amendments thereto, which were adopted and amended as the "Mechanical Code Regulations of Laramie County" are hereby repealed.

Section 3. 2006 Edition of the International Mechanical Code Adopted. The Board of County Commissioners for Laramie County, Wyoming, for the purpose of prescribing regulations governing the mechanical design and construction of structures and permits and inspection thereof, adopts the International Mechanical Code, 2006 Edition, as published by the International Code Council, Inc., and including Appendix "A", save and except such portions as are herein deleted, added, modified, or amended. A copy of the code has been filed in the office of the County Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the date of adoption. These provisions shall be controlling within the unincorporated areas of the County.

Section 4. Amendments, Additions, and Deletions. The following sections of the International Mechanical Code, 2006 Edition, including Appendix "A", which is adopted herein, are modified and/or added to as follows:

A. **Section 101.1.** shall read as follows:

These provisions shall be known as the Mechanical Code Regulations of Laramie County, shall be applicable to all lands within unincorporated Laramie County, shall be cited as such and will be referred to herein as "this code."

B. **103.1 Department of Inspection; General** shall read as follows:

The department of inspection for purposes of these Mechanical Code Regulations shall be the Laramie County Planning and Development Department. The official in charge thereof shall be known as the Chief Building Official.

C. **106.5.2 Fee Schedule** shall read as follows:

The schedule of fees is attached as Exhibit A and fully incorporated herein.

D. **Section 106.5.3 Fee refunds** shall read as follows:

The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The building official may authorize refunding of not more than 80% of the permit fee paid when no work has been done under a permit issued in accordance with this code. The building official may authorize refunding of not more than 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 canceled before any plan reviewing has been done. The building official 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.

E. **Section 107.1.2.4 Re-inspections** is hereby created to read as follows:

Re-inspections. A reinspection fee may be assessed for each inspection or reinspection when such portion of the work for which inspection is called is not complete or when corrections called for are not made. This section is not to be interpreted as requiring reinspection fees the first time a job is rejected for failure to comply with the requirements of this code, but as controlling the practice of calling for inspections before the job is ready for such inspection or reinspection. Reinspection fees may be assessed when the inspection record card is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the building official. To obtain a reinspection, the applicant shall file an application therefore in writing on a form furnished for that purpose and pay the reinspection fee in accordance with Exhibit A, Laramie County Building Permit Fees. In instances where reinspection fees have been assessed, no additional inspection of the work will be performed until the required fees have been paid.

F. **108.4 Penalty Provision** shall read as follows:

Any person violating any provision of this Code shall be deemed guilty of a misdemeanor. Each and every day or portion thereof during which a violation of any provision of such Code is committed, continued or permitted shall constitute a separate offence. Upon conviction, such person may be punished by a fine of not more than Seven Hundred Fifty Dollars (\$750.00) for each offense. (Wyo. Stat. §§ 18-5-201 through 18-5-207).

G. **108.5 Stop Work Orders** shall read as follows:

Any person violating a stop work order issued in accordance with these Regulations shall be deemed guilty of a misdemeanor. Each and every day or portion thereof during which a violation of any provision of such Regulations is committed, continued or permitted shall constitute a separate offense. Upon conviction, such person may be punished by a fine of not more than Seven Hundred and Fifty Dollars (\$750.00). (Wyo. Stat. §§ 18-5-201 through 18-5-207).

H. **109.2 Appeals Board** shall read as follows:

The Board of Appeals for purposes of these regulations shall be the board of appeals created by the Laramie County Commissioners. A final decision by the board of appeals shall be final for purposes of the Wyoming Administrative Procedures Act.

I. **Section 303.3.** is hereby amended by the addition of number 6, under "Prohibited locations", to read as follows:

Unvented fuel burning equipment shall not be installed, used, maintained, or permitted to exist in any building.

J. **Section 603.6.2.1.** is hereby amended to read as follows:

Flexible air connectors shall be limited in length to 10 feet.

K. **Chapter 16 Exceptions** is created to read as follows:

Section 1601. These Regulations shall not apply to any of the following:

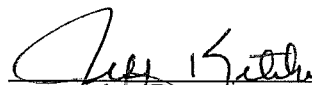
1. Agricultural structures as defined by the International Building Code 2006 and modified by Laramie County;
2. Mines and their appurtenant facilities, oil field operations, petroleum refineries and liquefied petroleum gas facilities, excluding structures designed for human habitation;
3. Railway shops, railway buildings (except those used for public assembly, cafeterias, dormitories, etc), rolling stock and locomotive equipment;
4. Automotive equipment employed by a railway, gas, electric or communication utility in the exercise of its function as a public utility;

Section 5. Repealer.

If any section, subsection, sentence, clause, or phrase of this resolution is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution.

PRESENTED, READ, PASSED, APPROVED AND ADOPTED this 17th day of February, 2009.

BOARD OF LARAMIE COUNTY COMMISSIONERS


Jeff Ketcham, Chairman

ATTEST:


Debra K. Lathrop, Laramie County Clerk

Reviewed and approved as to form:

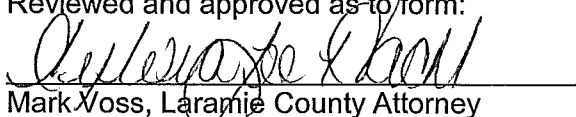

Mark Voss, Laramie County Attorney

EXHIBIT A

SCHEDULE OF FEES

Laramie County Building Permits

Building and Plan Review Fee Schedule

| Valuation Low | to | Valuation High | Building Permit Fee | Plan Review Fee | Sum of Building & Review Fees |
|------------------|----|-------------------|------------------------|--------------------|----------------------------------|
| \$1 | to | \$1,000 | \$25.00 | \$0.00 | \$25.00 |
| \$1,001 | to | \$5,000 | \$90.00 | \$0.00 | \$90.00 |
| \$5,001 | to | \$10,000 | \$147.42 | \$95.82 | \$243.24 |
| \$10,001 | to | \$20,000 | \$260.82 | \$169.53 | \$430.35 |
| \$20,001 | to | \$30,000 | \$358.47 | \$233.01 | \$591.48 |
| \$30,001 | to | \$40,000 | \$440.37 | \$286.24 | \$726.61 |
| \$40,001 | to | \$50,000 | \$522.27 | \$339.48 | \$861.75 |
| \$50,001 | to | \$60,000 | \$578.97 | \$376.33 | \$955.30 |
| \$60,001 | to | \$70,000 | \$637.67 | \$414.49 | \$1,052.16 |
| \$70,001 | to | \$80,000 | \$692.37 | \$450.04 | \$1,142.41 |
| \$80,001 | to | \$90,000 | \$749.07 | \$486.90 | \$1,235.97 |
| \$90,001 | to | \$100,000 | \$805.77 | \$523.75 | \$1,329.52 |

| | | | | | |
|-------------|--------|-------------|--|--|--|
| \$100,001 | to | \$500,000 | Building Permit Fee is \$805.77 for the first \$100,000 plus \$4.41 for each additional \$1,000 or fraction thereof including \$500,000* | | |
| \$500,001 | to | \$1,000,000 | Building Permit Fee is \$2,569.77 for the first \$500,000 plus \$3.78 for each additional \$1,000 or fraction thereof including \$1,000,000* | | |
| \$1,000,001 | and up | | Building Permit Fee is \$4,459.77 for the first \$1,000,000 plus \$2.52 for each additional \$1,000 or fraction thereof* | | |

*** THE PLAN REVIEW FEE, IF REQUIRED, IS IN ADDITION TO THE PERMIT FEE
AND IS EQUAL TO SIXTY-FIVE PERCENT OF THE PERMIT FEE**

*** THE PERMIT VALUATION IS BASED ON ESTIMATED COST OF MATERIALS AND LABOR. FOR RESIDENTIAL PERMITS, ACTUAL LABOR COSTS MAY BE USED.**

| | |
|--|--------------------|
| Inspections outside of normal business hours (minimum charge - 2 hours) | \$35.00 per hour |
| Re-inspection fees | \$50.00 per hour |
| Inspections for which no fee is specifically indicated (minimum charge - 1/2 hour) | \$35.00 per hour |
| Additional plan review required by changes, additions or revisions (min charge - 1/2 hour) | \$35.00 per hour |
| Accessory Structures (excludes necessary electrical, plumbing or mechanical permits) | \$100 |
| For use of outside consultants for plan checking and inspections, or both | Actual Costs |
| Large Wind Turbines | \$500.00 per tower |

Other Miscellaneous Fees

| | |
|--|---------|
| Public Works Construction Permit - driveway access on public right-of-ways | \$25.00 |
| Inspections for childcare and fire or electrical safety | \$35.00 |