

- (2) The provisions of this code do not fully apply; or
- (3) The requirements of the code are adequately satisfied by other means.

The Board of Adjustment shall have no authority to waive the requirements of this code. The decision of the Board of Adjustment may be further appealed to the Circuit Court of Ste. Genevieve County as provided in Section 67.430, RSMo.

b. Section 210.12, Arc-Fault Circuit-Interrupter Protection, is hereby amended by deleting Section 210.12 in its entirety.

c. Section 406.4(D)(4) Arc-Fault Circuit-Interrupter Protection, is hereby amended by deleting Section 406.4(D)(4) in its entirety.

d. Section 422.5 (A) General, is hereby amended by deleting sub-section (7) Dishwashers.

H. International Fuel Gas Code Adopted. The fuel gas code of the City of Ste. Genevieve shall consist of the ICC International Fuel Gas Code, 2018 Edition, published by the International Code Council, Inc., (the "Fuel Gas Code") which is incorporated herein by reference and made part thereof.

1. Amendments to the International Fuel Gas Code. The Fuel Gas Code is hereby amended as follows:

a. Section 101.1, Title, is hereby amended by substituting "City of Ste. Genevieve" for the words "[NAME OF JURISDICTION]."

b. Section 104.4, Right of Entry, is hereby repealed in its entirety.

c. Section 109, Means of Appeal, is hereby amended by deleting Section 109.1 through 109.7 and adopting a new Section 109 to read as follows:

109.1 Board of Appeals. To hear and decide appeals of orders, decisions or determinations made by the Building Official relating to the application and interpretation of this code, the Board of Adjustment of the City shall sit as the Board of Appeals having the authority set forth in this code and shall adopt rules of procedure for the conduct of such appeals in accordance with applicable law. Any person directly impacted by an action or decision of the code official such that the person would have standing in a court of law to challenge the action may petition the Board of Adjustment for a review of any final decision of any City officer under the Building Code, provided that a written application for appeal is filed within thirty (30) business days after the day of the decision or order served. An application for appeal shall be based solely on a claim that:

- (1) The true intent of the code or the rules legally adopted thereunder have been incorrectly interpreted;
- (2) The provisions of this code do not fully apply; or
- (3) The requirements of the code are adequately satisfied by other means.

The Board of Adjustment shall have no authority to waive the requirements of this code. The decision of the Board of Adjustment may be further appealed to the Circuit Court of Ste. Genevieve County as provided in Section 67.430, RSMo.

I. *International Existing Building Code Adopted.* The existing building code of the City of Ste. Genevieve shall consist of the ICC International Existing Building Code, 2018 Edition, published by the International Code Council, Inc. (the "Existing Building Code") which is incorporated herein by reference and made a part hereof.

1. *Amendments to the International Existing Building Code.* The Existing Building Code is hereby amended as follows:

a. Section 101.1, Title, is hereby amended by substituting "City of Ste. Genevieve" for the words "[NAME OF JURISDICTION]."

b. Section 104.6, Right of Entry, is hereby repealed in its entirety.

c. Section 112 Board of Appeals is hereby amended by deleting Section 112.1 through 112.3 and adopting a new Section 112 to read as follows:

112.1 Board of Appeals. To hear and decide appeals of orders, decisions or determinations made by the Building Official relating to the application and interpretation of this code, the Board of Adjustment of the City shall sit as the Board of Appeals having the authority set forth in this code and shall adopt rules of procedure for the conduct of such appeals in accordance with applicable law. Any person directly impacted by an action or decision of the code official such that the person would have standing in a court of law to challenge the action may petition the Board of Adjustment for a review of any final decision of any City officer under the Building Code, provided that a written application for appeal is filed within thirty (30) business days after the day of the decision or order served. An application for appeal shall be based solely on a claim that:

- (1) The true intent of the code or the rules legally adopted thereunder have been incorrectly interpreted;
- (2) The provisions of this code do not fully apply; or
- (3) The requirements of the code are adequately satisfied by other means.

The Board of Adjustment shall have no authority to waive the requirements of this code. The decision of the Board of Adjustment may be further appealed to the Circuit Court of Ste. Genevieve County as provided in Section 67.430, RSMo.

SECTION 2. This Ordinance shall be codified.

SECTION 3. This ordinance shall be in full force and effect from and after its date of passage and approval.

DATE OF FIRST READING: _____

DATE OF SECOND READING: _____

PASSED AND APPROVED THIS _____ DAY OF _____, 20__ BY A ROLL CALL VOTE OF THE STE. GENEVIEVE BOARD OF ALDERMEN AS FOLLOWS:

VOTE

**ALDERMAN GARY SMITH
ALDERWOMAN SUSAN JOHNSON
ALDERMAN BOB DONOVAN
ALDERMAN MIKE JOKERST
ALDERMAN JEFF EYDMANN
ALDERMAN MIKE RANEY
ALDERWOMAN ASHLEY ARMBRUSTER
ALDERMAN JOSEPH PRINCE**

_____ **Yes** _____ **No** _____ **Absent**

Approved as to form:

Paul Hassler, Mayor

Mark Bishop, City Attorney

SEAL

Reviewed by:

Pam Meyer, City Clerk

Happy Welch, City Administrator

BILL NO. 4474

ORDINANCE NO. _____

AN ORDINANCE ADDING TO SECTION 500.100 DEFINITIONS OF CHAPTER 500 BUILDING CODES OF THE STE. GENEVIEVE CODE OF ORDINANCES.

WHEREAS, with the planned update to the 2018 International Building Codes; and

WHEREAS, one of the new sections requires defining what is Economically Feasible so it can be interpreted correctly; and

WHEREAS, the Board of Aldermen consider this definition addition important and necessary to Section 500 of the Municipal Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF STE. GENEVIEVE, MISSOURI, AS FOLLOWS:

SECTION 1. The following shall be added to Section 500.100 Definitions:

ECONOMICALLY FEASIBLE - As referenced in this section, an additional cost of not more than 20% of the cost of the base project.

SECTION 2. This ordinance shall be codified.

SECTION 3. This ordinance shall be in full force and effect from and after its date of passage and approval.

DATE OF FIRST READING: _____

DATE OF SECOND READING: _____

PASSED AND APPROVED THIS ___ DAY OF _____, 2022 BY A ROLL CALL VOTE OF THE BOARD OF ALDERMEN AS FOLLOWS:

VOTE

Alderman Gary Smith	_____
Alderman Susan Johnson	_____
Alderman Bob Donovan	_____
Alderman Mike Jokerst	_____
Alderman Jeff Eydmann	_____
Alderman Mike Raney	_____
Alderman Ashley Armbruster	_____
Alderman Joe Prince	_____

___ Ayes ___ Nays ___ Absent

Approved as to form:

Paul Hassler, Mayor

Mark Bishop, City Attorney

ATTEST:

Reviewed by:

Pam Meyer, City Clerk

Happy Welch, City Administrator