

★ Roll Call Number

Agenda Item Number

48

Date April 23, 2018

An Ordinance entitled, " AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 26-142 relating to revocation, expiration and extension of permit, and by adding a new Division 7. Plumbing Fixture Counts of Article III. Building Code, consisting of Sections 26-370, 26-371, 26-372 and 26-373, relating to plumbing fixture counts",

presented.

Moved by _____ that this ordinance be considered and given first vote for passage.

FORM APPROVED:

(First of three required readings)

Jessica D. Spoden

Jessica D. Spoden
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

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ORDINANCE NO. _____

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Section 26-142 relating to revocation, expiration and extension of permit, and by adding a new Division 7. Plumbing Fixture Counts of Article III. Building Code, consisting of Sections 26-370, 26-371, 26-372 and 26-373, relating to plumbing fixture counts.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Section 26-142 relating to revocation, expiration and extension of permit, and by adding a new Division 7. Plumbing Fixture Counts of Article III. Building Code, consisting of Sections 26-370, 26-371, 26-372 and 26-373, relating to plumbing fixture counts as follows:

Sec. 26-142. Revocation, expiration and extension of permit.

- (a) Any permit required by this chapter may be revoked by the building official upon the violation of any section of this article. In addition to the revocation of a permit a person shall be guilty of a misdemeanor punishable by fine as provided by section 1-15 of this Code, or shall be guilty of a municipal infraction punishable by a civil penalty as provided by section 1-15 of this Code.
- (b) A willfully false statement in an application for a permit shall be sufficient cause for revocation.
- (c) Every permit, except a demolition permit, issued by the building official under the provision of the building codes shall expire under any one of the following conditions:
 - (1) Failure to begin work authorized within 180 days after issuance of the permit.
 - (2) Suspension or abandonment of work for ~~120~~ 180 days after commencement of the work. Time of occurrence of suspension or abandonment of work shall be computed from the date of the most recent inspection since which no progress has been made.
 - (3) Failure to complete work on a structure designed for residential uses or a townhouse structure that is part of a townhouse development of eight (8) or fewer units within one year after issuance of a permit.
 - (4) Failure to complete work on a structure designed for commercial uses, or a townhouse structure that is part of a townhouse development of more than eight (8) units within two years after issuance of a permit. For permits with a valuation exceeding \$10,000,000.00 work shall be completed within three years after issuance of a permit.

- (d) ~~The building official is authorized to grant one 180-day extension of time for permits set to expire in one year and up to three 180-day extensions of time for permits set to expire in more than one year.~~
- (e) ~~Extensions in subsection (d) of this section may be further extended by action of the city council. An expired permit may not be reissued without a permit fee except by resolution of the city council.~~
- (d) ~~Any permittee holding an unexpired permit may apply for an extension of the time within which the permittee may commence or continue work. The building official may give such extension of time at the building official's discretion as follows:~~
- (1) ~~For structures designed for residential uses, two extensions, each extension not exceeding 90 days.~~
 - (2) ~~For structures designed for residential/ commercial uses, three extensions, each extension not exceeding 90 days.~~
 - (3) ~~For structures designed for commercial or industrial uses, three extensions, each extension not exceeding 180 days.~~
 - (4) ~~In all cases, when a renewal is granted the structure for which the permit is required shall comply with code requirements in effect at the time the permit is renewed.~~
- (e) ~~Any of the extensions in subsection (d) of this section may be further extended by action of the city council. An expired permit may not be reissued without a permit fee except by resolution of the city council.~~

ARTICLE III. BUILDING CODE

Division 7. Plumbing Fixture Counts

Sec. 26-370. Plumbing Systems Scope.

Delete section 2901.1 of the 2015 International Building Code and insert in lieu thereof the following new section:

2901.1 Scope. The provisions of this chapter and the Uniform Plumbing Code as adopted by Sec. 26-601 and the State Plumbing and Mechanical Systems Board shall govern the erection, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of plumbing equipment and systems. Toilet and bathing rooms shall be constructed in accordance with Section 1210. Plumbing systems and equipment shall be constructed, installed and maintained in accordance with the Uniform Plumbing Code.

Sec. 26-371. Separate Facilities.

Delete section 2902.2 of the 2015 International Building Code and insert in lieu thereof the following new section:

2902.2 Separate Facilities. Separate toilet facilities shall be provided for each sex.

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Exceptions:

- (1) Residential installations.
- (2) In occupancies with a total occupant load of 10 or less, including customers and employees, one toilet facility, designed for use by no more than one person at a time, shall be permitted for use by both sexes.
- (3) In business and mercantile occupancies with a total occupant load of 50 or less including customers and employees, one toilet facility, designed for use by no more than one person at a time, shall be permitted for use by both sexes.

Sec. 26-372. Drinking Fountains for Small Occupancies

Delete section 2902.6 of the 2015 International Building Code and insert in lieu thereof the following new section:

2902.6 Small Occupancies. Drinking fountains shall not be required for an occupant load of 30 or less.

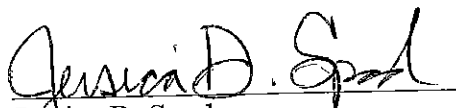
Sec. 26-373. Drinking Fountain Alternatives

Insert the following new section 2902.7 to the 2015 International Building Code:

2902.7 Drinking Fountain Alternatives. Where food is consumed indoors, water stations shall be permitted to be substituted for drinking fountains. Bottle filling stations shall be permitted to be substituted for drinking fountains up to 50 percent of the requirements for drinking fountains.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:



Jessica D. Spoden
Assistant City Attorney