

TOWN OF SUPERIOR
ORDINANCE NO. O-6
SERIES 2017

AN ORDINANCE OF THE BOARD OF TRUSTEES OF THE
TOWN OF SUPERIOR ADOPTING THE 2015 EDITION
OF THE INTERNATIONAL ENERGY CONSERVATION
CODE BY REFERENCE

WHEREAS, Chapter 18 of the Superior Municipal Code establishes the Town's building regulations through the adoption by reference of various national and international building codes, including the International Energy Conservation Code; and

WHEREAS, the Board of Trustees wishes to adopt the most recent version of the International Energy Conservation Code by reference.

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

Section 1. Adoption. Section 18-9-10 of the Superior Municipal Code is hereby amended as follows:

Sec. 18-9-10. Adoption.

Pursuant to Section 31-16-202, C.R.S., the International Energy Conservation Code, ~~2012~~ 2015 edition ("IECC"), published by the International Code Council, 500 New Jersey Avenue NW, 6th Floor, Washington, DC 20001, is hereby adopted by reference. The subject matter of the ~~adopted code~~ IECC includes the design of energy-efficient buildings and energy-efficient mechanical, lighting and power systems for the purpose of protecting the public health, safety and welfare.

Section 2. Amendments. Section 18-9-20 of the Superior Municipal Code is hereby amended as follows:

Sec. 18-9-20. Amendments.

The IECC is hereby amended as follows:

- (1) Replace the last part of Section 108.4 beginning with "liable to a fine..." with the following: "subject to penalties as prescribed by law."
- (2) Delete Sections C109.3 and R109.3 in ~~its~~ *their* entirety.

Section 3. Penalty. The penalty for violations of the 2015 International Energy Conservation Code shall be as

specified in Section 1-3-20 the Superior Municipal Code, which reads as follows:

Sec. 1-3-20. General penalty.

(a) No person shall violate any of the provisions of the ordinances of the Town or of this Code. Except in cases where a different punishment is prescribed by any ordinance of this Town or this Code, any person who violates any of the provisions of the ordinances of the Town or of this Code shall be punished by a fine of not more than two thousand six hundred fifty dollars (\$2,650) or by imprisonment not to exceed one hundred eighty (180) days, or by both such fine and imprisonment, except as provided in Section 1-3-30 below and provided further that no indigent person shall be punished by imprisonment unless he or she has been given the opportunity to be represented by counsel. In addition, such person shall pay all court costs imposed by the court.

(b) Each such person shall be guilty of a separate offense for each and every day during any portion of which any violation is committed, continued or permitted by any such person and shall be punished accordingly.

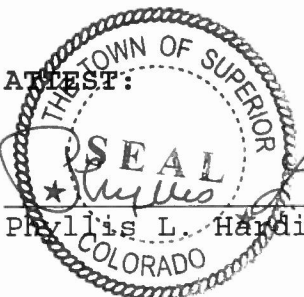
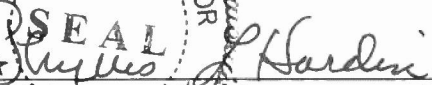
Section 4. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Board of Trustees hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that any one or part or parts be declared unconstitutional or invalid.

Section 5. Safety. This Ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ, PASSED AND ORDERED PUBLISHED this 23rd day of October, 2017.



Clint Folsom, Mayor

ATTEST:



Phyllis L. Hardin, Town Clerk