

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING THE OSAGE BEACH CODE OF ORDINANCES BY REPEALING AND REPLACING CHAPTER 500, ARTICLE IV, SECTION 500.110: ADOPTION OF INTERNATIONAL MECHANICAL CODE.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. That Chapter 500, Article IV, SECTION 500.110: Adoption of International Mechanical Code is hereby repealed in its entirety.

Section 2. A new Chapter 500, Article IV SECTION 500.110: Adoption of International Mechanical Code is hereby enacted to read as follows:

Chapter 500 Building Codes and Building Regulations - Article IV Mechanical Code

Section 500.110. Adoption of International Mechanical Code.

The 2018 International Mechanical Code is hereby adopted as the Mechanical Code of the City for the control of buildings and structures within the City. Each and all of the regulations, provisions, penalties, conditions and terms of the code are hereby adopted by reference and made a part of this article as if fully set out in this Article, with the additions, insertions, deletions and changes, if any, prescribed in Section 500.120. One (1) copy of the International Mechanical Code, 2018 Edition, is on file in the office of the City Clerk.

Section 3. That Chapter 500, Article IV, Section 500.120: 2012 International Mechanical Code – Amendments is hereby repealed in its entirety.

Section 4. A new Chapter 500 Article IV, Section 500.120: 2018 International Mechanical Code – Amendments is hereby enacted to read as follows:

Section 101.1. These regulations shall be known as the Mechanical Code of the City of Osage Beach, Missouri, hereinafter referred to as the Mechanical Code or this code.

Section 106.5.2. Fee Schedule is hereby amended to read as follows:

Section 106.5.2. According to Section 500.020 of the Osage Beach Code of Ordinances. Section 106.5.3 Fee Refunds is hereby amended to read as follows:

Section 106.5.3 Fee Refunds. According to Section 500.020 of the Osage Beach Code of Ordinances.

Section 108.4. Violation Penalties is hereby amended to read as follows:

Section 108.4 Violation Penalties. Persons who violate a provision of this code shall be subject to a penalty according to Section 500.130 of the Osage Beach Code of Ordinances.

Section 108.5. Stop Work Orders. Persons who violate a provision of this code shall be subject to a penalty according to Section 500.130 of the Osage Beach Code of Ordinances.

Section 308.4.2.1. Solid Fuel Burning Appliances is hereby amended to read as follows:

Section 308.4.2.1. Solid Fuel Burning Appliances. Solid fuel firebox walls and chimney/flue shafts shall be lined with 5/8-inch type X gypsum board or equivalent to the height of the roof sheathing/deck. Seams shall be tight or shall be sealed with tap and joint compound or approved fire caulking.

Section 5. Severability.

The chapter, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgement or decree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 6. Repeal of ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 7. The Mayor of the City of Osage Beach is hereby authorized to take all actions which may be necessary to fully enact this Ordinance.

Section 8. That this Ordinance shall be in full force and effect on July 1, 2021.

READ FIRST TIME: May 6, 2021

READ SECOND TIME: May 20, 2021

I hereby certify that the above Ordinance No. 21.22 was duly passed on May 20, 2021, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6

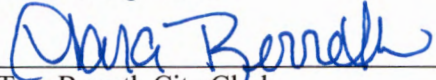
Nays: 0

Abstain: 0

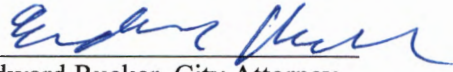
Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

May 20, 2021  
Date

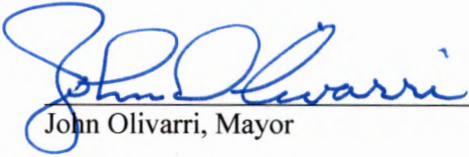
  
Tara Berreth City Clerk

Approved as to form:

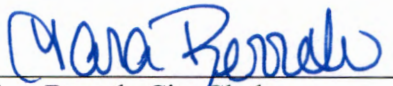
  
Edward Rucker, City Attorney

I hereby approve Ordinance No. 21.22

May 20, 2021  
Date

  
John Olivarri, Mayor

ATTEST:

  
Tara Berreth, City Clerk