ORDINANCE NO. 12-01

BE IT ORDAINED by the Town Board of Trustees of Binger, Oklahoma:

An ordinance of the Town of Binger adopting *International Building Codes*, regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures in the Town of Binger; providing for the issuance of permits and collection of fees therefor; repealing Section 4-1 to Chapter 4 of Ordinance No 04-3 of the Town of Binger Code of Ordinance dated May 11, 2004 and all other ordinance and parts of the ordinances in conflict therewith.

SECTION 1.

That a certain document, three (3) copies of which are on file in the office of the Town Clerk of Town of Binger, Oklahoma, being marked and designated as the *International Building Codes*, Including appendix Chapters as published by the International Code Council, be and is hereby adopted as the Building Codes of the Town of Binger, in the State of Oklahoma for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy, and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations provisions, penalties, conditions, and terms of said Building Code on file in the office of the Town Clerk are hereby referred to, adopted and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any prescribed in Section 3 of this ordinance.

SECTION 2.

That Ordinance No. 04-3 of Town of Binger Code of Ordinance, Section 4-1, Chapter 4, dated May 11, 2004 and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 3. New Subsection 1 Adopted and Added to "Code".

1. A new Subsection 1 is hereby adopted and added to said Section 4-1, Chapter 4 of the "Binger Code of Ordinances".

2. Said new Subsection shall now read as follows:

Article 1. Codes and Code Administration

Section 4-1. Model Construction Codes Adopted.

The particular Model Construction Codes listed below (with revisions as may be hereinafter set forth) are hereby adopted and incorporated in this Code of Ordinances, as fully as if set out at length herein, for the purposes of establishing rules and regulations for the following activities carried on within the corporate limits of the Town of Binger, Oklahoma:

1. (Building Code) The construction, alteration, removal, demolition, equipment, use, occupancy, location and maintenance of buildings and structures:

International Building Code, 2009 Edition:

International Existing Building Code, 2009 Edition:

2. (Plumbing Code) The installation or alteration of plumbing and drainage systems for buildings and structures:

International Plumbing Code, 2009 Edition:

3. (Electrical Code) The installation or alteration of electrical equipment for buildings or structures:

National Electric Code, 2011 Edition

4. (Housing Code) The provision of basic, minimum housing standards for the preservation of the health, safety and welfare of occupants:

International Residential Code, 2009 Edition:

5. (Fire Prevention Code) The provision of basic safeguards to life and property from the hazards of fire and explosion:

International Fire Code, 2009 Edition:

6. (Gas Codes) The installation or alteration of gas systems for buildings or structures:

International Fuel Gas Code, 2009 Edition

7. (Energy Conservation Code) The provision of basic standards for energy conservation in building and structures:

Basic Energy Conservation Code (recommended by Building Officials and Code Administrators International-BOCA), Current Edition; and

8. (Mechanical Code) The provision of basic standards for mechanical installations in buildings and structures:

International Mechanical Code, 2009 Edition.

SECTION 4.

That if any section, subsection, sentence clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Binger hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one of more sections, sub section, sentences, clauses and phrases to be declared unconstitutional.

SECTION 5.

That nothing in this ordinance or in the Residential Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 3, of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 7.

That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect November 8, 2012 from and after the date of its final passage and adoption.

SECTION 8. Emergency.

It being necessary for the preservation of the public health, safety, peace and welfare of the residents of the Town of Binger, Oklahoma, that these fine levels be amended, in order to accommodate the needs of the Community, an emergency is hereby declared to exist, by reason whereof the provisions of this Ordinance shall be in full force and effect immediately upon its approval and adoption, as required by Law.

PASSED, APPROVED AND ADOPTED this 8th day of November, 2012.

Wayne Britton

Mayor

ATTEST:

Paula James

Town Clerk

(SEAL)

TOWN OF BINGER OFFICIAL SEAL CADDO COUNTY OKLA.