ORDINANCE NO. 2012-01

AN ORDINANCE OF THE TOWN OF CALUMET, OKLAHOMA, AMENDING PART 5, CHAPTER 1 OF THE CODE OF ORDINANCES, TOWN OF CALUMET, OKLAHOMA, TO ADOPT BY REFERENCE THE INTERNATIONAL BUILDING CODE, 2009 EDITION, 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 CALUMET; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; REPEALING ANY ORDINANCES OR PARTS OF ORDINANCES THAT ARE IN CONFLICT; PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF CALUMET, OKLAHOMA, AS FOLLOWS:

SECTION 1: Part 5, Chapter 1 of the Code of Ordinances, Town of Calumet, Oklahoma, is hereby amended as follows:

The International Building Code, 2009 Edition, as adopted with modifications by the State of Oklahoma through the Uniform Building Code Commission, is hereby adopted as the Building Code of the Town of Calumet, 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 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 as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the Town of Calumet are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordnance, with additions, insertions, deletions and changes, if any, prescribed herein.

SECTION 2. Any language or provisions of Part 5, Chapter 1 of the Code of Ordinances of the Town of Calumet, Oklahoma, which refer to any edition of the International Building Code, other than the 2009 edition, shall be deleted and replaced as applicable with the International Building Code, 2009 Edition.

SECTION 3. That any portion of Part 5, Chapter 1, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

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 hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 5. That nothing in this ordinance or in the 2009 International Building 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 1 of this ordinance, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 6. That the Town Clerk is hereby ordered and directed to cause this ordinance to be published as required by law.

SECTION 7. It being immediately necessary for the preservation of the peace, health, safety and public good of the Town of Calumet and its inhabitants that the provisions of this ordinance be put into full force and effect, an emergency is hereby declared to exist, by reason whereof this ordinance shall take effect and be law and be in full force and effect after its passage as provided by law.

PASSED, ADOPTED AND APPROVED this 5 day of November, 2012, with emergency passed, adopted and approved by separate vote as required by law.

Michael R. Crowly, Mayor

ATTEST:

Arnelda J. Hall, Town Clerk