



**Contractor Licensing
And
Local Amendments
To the
2009 International Code Series**

Effective: June 1, 2013

ARTICLE II. CERTIFICATION AND LICENSING

Sec. 18-21 General.

All persons or firms who are engaged in building construction and/or a related trade and who work under any of the provisions of these regulations shall be licensed and/or certified under this article.

Sec. 18-22. False representation of status.

No person or firm shall advertise in any manner or use the title or designation of any contractor regulated herein, unless certified and licensed under the provision of this article.

No person shall represent himself to the public as a certified person in the building construction and/or related trade unless qualified and duly certified under this article.

Sec. 18-23. Identification.

1. Vehicles. All contractors shall identify all vehicles used in their business by a minimum of two (2) inch high letters on both sides of each vehicle stating the firm name, address, and phone number.

Sec. 18-24. Limited in-plant certification and license.

When an industry or business employs persons to do minor installation, non-structural construction, repairs and maintenance upon their own buildings or premises, such individuals shall be certified and the firm licensed when such work requires procurement of a permit by the codes and ordinances of the city. An individual may be certified in more than one {1} trade, but the firm must be licensed for each trade license desired.

Each industry or business having employees so certified shall in every other respect, conform to the provisions of these regulations.

Sec. 18-25. Specialty certification and license.

When a person or firm performs a specific function regulated by these regulations other than those in the building, electrical, mechanical, or plumbing industries that person may be certified in a specialty field and the firm may be licensed as a specialty contractor.

This certification in every respect shall conform to the provisions of these regulations.

Sec. 18-26. Certification required.

a. Unless specifically excepted elsewhere in these regulations, only persons so certified by the building trades board and employed by a firm licensed under the provisions of this article shall: build, construct, alter, add to, or repair any building or structure; install, alter, maintain, or repair plumbing or gas piping; install or service mechanical appliances, except: for those appliances defined as portable; or install, repair, connect, alter, maintain, or replace electrical wiring and equipment.

b. A person who is not certified may do building, electrical, plumbing, or mechanical appliance work under the following circumstances:

- (1) Subcontractors doing building construction, working for and under the direct supervision of a licensed building contractor.
- (2) Work performed by an owner of a single-family dwelling being constructed or occupied as the exclusive dwelling of the owner, including the usual accessory buildings thereto the owner personally purchases and installs all material used in construction, and adheres to all portions of this chapter. No owner shall use this section of the code to circumvent any part of the certification or licensing requirements. An owner occupant of a single-family dwelling may act as the general contractor when all subcontractors are licensed as required by this article. This exemption shall not apply if any owner of the dwelling has any open permits issued under this exception for a different address or has been issued a Certificate of Occupancy for any building permit issued under this exception for a different address within the preceding 3 year period.

Exception: A person defined above, may act in the capacity of a supervisor, providing he employs only licensed contractors to do the work.

- (3) When doing work not requiring certification, such person shall in every other respect, conform to the provisions of these regulations and other codes permit and inspection fees.
- c. A non-profit organization, as defined in Section 501(c)(3) of the United States Internal Revenue Code of 1986 (or corresponding provisions of any future U.S. Internal Revenue Law) and who has no one certified as a building contractor in their organization or employee, may do building construction work on a single-family dwelling owned by such organization, provided that a certified residential contractor shall be on the job-site at all times that any structural work is being done and such certified residential contractor shall in every other respect conform to the provisions of these regulations and other codes of the city.

Sec. 18-27. Application for examination / certification.

1. Any person seeking certification as a general, building, or residential contractor; a journeyman electrician, plumber, or mechanical specialist; a master electrician, plumber, mechanical specialist; or any specialty or limited trades shall make application in writing to the building official. The Building Official shall forward all first time exam applications to the Building Trades Board for review and approval. The application shall be on a form available in the Community Development Office and shall contain:
 1. Applicant's name and address.
 2. Other pertinent information as may be required on the form.
2. Exam fee. Application for examination shall be accompanied by a fee. Fees for the examination given by the testing agency will be as per their current schedule.
3. Applicants who have successfully passed the Block, Experiour, International Code Council or State of Kansas recognized testing agency examination, shall be considered as qualified within the scope of the examination taken. They shall meet all other requirements of these regulations.
4. Eligibility. To be eligible to make application for certification, an applicant must show proof of the following experience requirements:

- a. General, Building Contractor, six (6) years experience in the building construction industry of which three (3) years must be within a supervisory capacity.
- b. Residential Contractor four (4) years experience in the building construction industry of which one (1) year must be within a supervisory capacity.
- c. Limited and specialty contractors, two (2) years experience doing the work in the field of certification.
- d. Master electrician (contractor) applicants shall have attained the age of majority and shall have served a minimum of two (2) years' in the Journeyman Electrician classification under the direct supervision of a licensed Master Electrician. The applicant shall appear in person and be examined as provided in this chapter. A certificate of graduation from, or an affidavit of attendance at a recognized technical school or college may, at the discretion of the Electrical Inspector be credited as a part of the required two (2) years' experience.*
- e. Journeyman electrician applicants shall have attained the age of majority and shall have served a minimum of two (2) years in the apprentice classification under the direct supervision of a licensed Master electrician.*
- f. Master plumber (contractor) applicants shall have attained the age of majority and shall have served a minimum of two (2) years in the journeyman plumber's classification, under the supervision of a licensed master plumber.* The applicant shall appear in person and be examined as provided in this chapter. A certificate of graduation from, or an Affidavit of attendance at a recognized technical school or college may, at the discretion of the Plumbing Inspector, be credited as a part of the required two (2) years' experience.*
- g. Journeyman plumber applicants shall have attained the age of majority and shall have served a minimum of two (2) years in the apprentice classification under the direct supervision of a licensed master plumber.*
- f. Master Mechanical Specialist applicants shall have attained the age of majority and shall have served a minimum of two (2) years in the Journeyman Mechanical Specialist classification under the supervision of a licensed Master Mechanical Specialist. The applicant shall appear in person and be examined as provided in this chapter. A certificate of graduation from, or an affidavit of attendance at a recognized technical school or college may, at the discretion of the Building Official be credited as a part of the required two (2) years' experience.*
- h. Journeyman Mechanical Specialist applicants shall have attained the age of majority and shall have served a minimum of two (2) years under the direct supervision of a licensed Master Mechanical Specialist.

*An applicant showing proof of having combined experience and/or technical schooling equal to or exceeding the above requirements for examination shall be examined and upon successfully passing the examination, be issued a Certificate of Probation for a period of two (2) years (renewable annually).

Sec. 18-28. Certification of individuals.

The building official shall certify an individual upon proof of successfully passing with a grade of seventy-five (75%) percent or better the State recognized examinations prepared and published by the Exporior or by the International Conference of Building Officials (ICBO) or International Code Council (ICC) or other approved by State Statues.

Individuals, who have not taken the Exporior, International Code Council or a State recognized examination for their perspective trade, shall automatically be required to take the current examination for that specific trade. Such individual shall be required to meet all other qualifications and criteria as set forth herein.

Exception: Individuals who have been previously certified with the City of Winfield shall not be required to be tested providing they comply with the requirements as outlined in Section 18-31 of this article.

In the case of individuals in the plumbing, mechanical, and electrical trades whose date of passing an approved certification examination is more than two years prior than the date of applying for certification, shall also be require to show proof of 12 hours of approved continuing education pursuant to the State Statue.

Sec. 18-29. Issuance.

Upon receipt of a written application in proper form made by a person to be certified pursuant to this part by the building trades board, upon payment of the required fee, the building trades board and the building official shall issue a certificate to the applicant designating him in the position he has qualified for.

Sec. 18-30. Certificate Fees

The fees for certificates required by this part shall be as prescribed in Section 34 FEES:

All such fees shall be paid to the building official, who shall remit them to the city clerk.

Sec. 18-31. Expiration and renewal.

Certificates issued pursuant to these regulations shall be in effect until December 31 of the year of issuance, and they shall be renewed annually. Renewal fees are due and payable the first day of January and must be paid no later than January 31.

Beginning in year 2008 plumbing, mechanical, master and journeyman shall be required to show 12 hours of approved continuing education and on a biannual bases there after as pursuant to the State Statues.

Beginning in year 2009 electrical, master and journeyman shall be required to show 12 hours of approved continuing education and on a biannual bases there after as pursuant to the State Statues.

Those persons who have let their certification elapse two consecutive years shall automatically be required to take the current examination required for their trade.

Sec. 18-32. Display.

Every individual certified pursuant to these regulations who is doing work within this jurisdiction shall show his certificate to any city official, city inspector, or police officer who shall request to see the same.

Sec. 18-33. Ratio of apprentices.

There shall be no more than two (2) apprentices as defined in Section 18-1 of this chapter working with any one (1) certified journeyman or master on the job. Such apprentice is required to be employed by a licensed firm, procure an apprentice certification, and shall be directly supervised by the presence of a certified journeyman or master on the job at all times.

Sec. 18-34 License Required

No person, other than a duly licensed contractor, shall engage in any of the building trades within the limits of the city.

Exception:

- a. Subcontractors doing building construction work under the direct supervision of a licensed building contractor.
- b. Work performed by an owner of a single- family dwelling being constructed or occupied as the exclusive dwelling of the owner, including the usual accessory buildings thereto the owner personally purchases and installs all material used in construction, and adheres to all portions of this chapter. No owner shall use this section of the code to circumvent any part of the certification or licensing requirements. An owner occupant of a single-family dwelling may act as the general contractor when all subcontractors are licensed as required by this article. This exemption shall not apply if any owner of the dwelling has any open permits issued under this exception for a different address or has been issued a Certificate of Occupancy for any building permit issued under this exception for a different address within the preceding 3 year period.
- c. When demolition of a structure is being done by the bona fide owner of record of land, and when such owner shall personally perform or supervise by his immediate presence the labor in connection therewith.

Exception: The owner shall be required to furnish surety bond and insurance as required per Section 18-38 and Section 18-39 in either of the following instances:

- (1) If such building or structure is more than two (2) stories in height; or
 - (2) If such building or structure is less than ten (10) feet from the property line on a street side.
- d. Building Contractors performing construction involving the distribution, collection, or metering of any public utility including municipal water and waste water treatment plants and equipment facilities, provided that such construction has been designed by licensed engineers and a project engineer is on site full time for making all necessary inspections as a representative of the utility. Projects at these facilities not used for distribution, collection, or metering are not exempt from the provisions of licensing.
 - e. A non-profit organization, as defined in Section 501(c)(3) of the United States Internal Revenue Code of 1986 (or corresponding provisions of any future U.S. Internal Revenue Law) and who is not licensed as a building contractor, may do building construction work on a single family dwelling owned by such organization, provided that a certified residential contractor shall be on the job-site at all times that any structural work is being done and such certified residential contractor shall call for all required inspections. Such organization shall in every other respect, conform to the provisions of these regulations and other codes of the city including the procurement of permits and inspections and the payment of such permit and inspections fees.

Sec. 18-35. License categories.

The following license categories are hereby established:

1. Business: Electrical/Plumbing/Mechanical/Private Sewage Disposal Contractor
2. General Contractor
3. Building Contractor
4. Residential Contractor.
5. Limited Contractor.

Sec. 18-36. Certification for single license.

No certified individual shall use his certification to obtain more than one (1) contractor's license.

Sec. 18-37. Application for license.

Any person desiring any class of license covered by these regulations shall make application to the building official on the form prescribed by him for a license. The applicant shall provide all information requested. If required for licensure, the applicant shall show proof that they are or employs a certified person for the class of license requested. The certified person shall be a full-time employee of the firm.

Sec. 18-38. Bond requirements.

Every electrical, plumbing, private sewage disposal, mechanical, general, building, residential and limited contractor shall furnish to the City a good and sufficient surety bond in the sum of Five Thousand Dollars (\$5,000.00), conditioned that the principal and his or its employees, agents, and servants will comply with all of the ordinances of the City and will hold the City harmless and free from all loss or damage to persons or property resulting out of negligence or failure of such persons to use due care in performing any work for which such license is required. Such bond shall be kept in full force and effect at all times the contractor does work in the City.

Sec. 18-39. Insurance requirements.

The contractor will purchase and maintain such insurance as will protect him or her from claims under workers compensation laws, disability benefit laws or other similar employee benefit laws; from claims for damages because of bodily injury, occupational sickness or disease, or death of his or her employees, and claims insured by usual personal injury liability coverage; from claims for damages because of bodily injury, sickness or death of any person other than his or her employees including claims insured by usual personal injury liability coverage; and from claims for injury to or destruction of property, including loss of use resulting there from, any or all of which may arise out of or result from contractors operations, whether such operations be by himself or herself or by any subcontractor or anyone directly or indirectly employed by any of them or for whose acts any of them be legally liable. The insurance shall be written for not less than:

All electrical, plumbing, or mechanical contractors shall be required to carry insurance policies with minimum limitations of coverage as follows:

- \$500,000--Personal Injury*
- \$1,000,000—Aggregate coverage*

All general and building contractors shall be required to carry insurance policies with minimum limitations of coverage as follows:

\$1,000,000--Personal Injury*
\$2,000,000-- Aggregate Coverage*

All residential contractors shall be required to carry insurance policies with minimum limitations of coverage as follows:

\$500,000--Personal Injury*
\$1,000,000-- Aggregate Coverage*

All limited contractors shall be required to carry insurance policies with minimum limitations of coverage as follows:

\$500,000--Personal Injury*
\$1,000,000-- Aggregate Coverage*
**or any equivalent thereto*

All contractors must provide workers compensation (as required by law) and shall include contractual liability insurance. The contractor will file with the City certificates of such insurance, on a form acceptable to the City; these certificates shall contain a provision that the coverage afforded under the policies shall not be canceled or materially changed until at least 15 days prior written notice has been given to the City.

Sec. 18-40. License Fees

The fee for the license required by this part shall be as prescribed in Section 34 FEES:

All such fees shall be paid to the building official, who shall remit them to the city clerk.

Sec. 18-41. Issuance and renewal.

Upon receipt of an application in proper form, payment of the prescribed fees, provides proof of insurance as required Section 18-39 and provision of the bond as required in, Section 18-38 of these regulations and, if the applicant is qualified as provided by provisions of the Code of the City of Winfield, Kansas and these regulations, the building official shall issue a license pursuant to the provisions of these regulations. The license for a contractor shall be an annual license and it and the bond shall expire on December 31 following its issuance. Licenses shall be renewable each year upon payment of the prescribed license fee and submission of the required insurance and bond if required. Should the building official deny such license, the applicant may appeal such denial to the governing body by filing within ten calendar days a notice of appeal with the city clerk. Thereupon, the city clerk shall cause the application to be placed on the agenda of the next meeting of the governing body. If the governing body votes to issue a license, it shall direct the city clerk to execute and issue the license.

Sec. 18-42. Transfer.

A license issued pursuant to the provisions of these regulations shall be nontransferable.

Sec. 18-43. Unlawful acts.

A. It is unlawful for any person, firm or corporation to:

1. Enter into any agreement to subterfuge the licensing, bonding or insurance requirements as set forth in this Code;
2. Enter into a contract with another so as to bring himself or itself within the classification of an electrical, mechanical, general, building, residential, limited or plumbing contractor, or to perform work as a contractor without first having been appropriately licensed in accordance with Winfield City Municipal Code;
3. Make or cause to be made any connection with the main or laterals of the City sewer system, or to build the sewer connections or make any alterations thereto or do any plumbing work or make any change whatever without having first been granted a permit therefore by the Code Enforcement Officer; all plumbing, sewer and water connections shall be made by a licensed plumber or under his direct supervision or subject to the exception contained in Section- 18-44.

B. Whenever work for which a permit is required by the adopted code has been commenced without first obtaining a permit, a special investigation shall be made by the building official before a permit may be issued.

1. An investigation fee, as set forth in Sec. 3418, shall be collected in addition to the permit fee, whether or not a permit is then or subsequently issued. The payment of such investigation fee shall not exempt an applicant from compliance with all other provisions of any building Code or Regulation that has been adopted by the City of Winfield nor from the penalty prescribed by law.

Exceptions;

- a. In the case of emergency, the person or other entity doing the work or causing the work to be done may proceed with the work and file application for a permit by the close of business the next business day, after commencement of emergency work. Emergency shall be considered to exist only in those situations wherein life, health and safety would be adversely affected if such work were not commenced immediately and the burden shall be upon the person claiming such emergency to exist to prove the existence of such emergency by clear and convincing evidence.
 - b. In cases where the work is being done at a one-family dwelling by the person who owns and occupies such dwelling and application for permit is made within one (1) working day (twenty-four (24)hours) following notification that such work requires a permit, the investigation fee may be waived by the Code Official.

2. The person responsible for the work that was completed prior to a building permit being issued shall be responsible to provide access for inspection of all work requiring inspection by the City of Winfield Building Code or shall be responsible, at their expense, to retain the services of a licensed professional to verify that the work that was performed prior to the issuance of a permit is in full compliance with the provisions of all applicable codes and ordinances of the City of Winfield in a manner acceptable to the Code official.

- C. The general penalty clause of Winfield City Municipal Code Section shall apply to all convicted violators.

Sec. 18-44. Plumbing, electrical, or mechanical work by resident owners.

A property owner shall be permitted to perform plumbing, electrical, or mechanical work upon his own residential dwelling; provided, that the owner shall satisfy the Code Enforcement Officer as to his ability to do such plumbing or electrical work or installation, in accordance with the Chapters of the City Code, apply for inspection and receive a certificate for approval therefor. Personal installation by an owner under this section shall be by himself, on his owner-occupied residential dwelling (single family), without compensation, and no person shall be employed to assist him in any way on such work except an individual, firm or corporation licensed hereunder.

Sec. 18-45. Suspension and revocation.

1. General. The issuance of any certificate or license provided for in this article shall be suspended or revoked for cause by the governing body upon recommendation by the city manager. Acts that may be deemed as sufficient cause for revocation or suspension of a certificate or license may include but are not limited to the following:
 - a. Misrepresentation of a material fact in obtaining a certificate, license or permit.
 - b. Fraudulent use of a person or firm's certificate or license for another.
 - c. Willful or repeated violations of the technical codes and other related city ordinances, or failure to comply with any lawful order of the building official.
 - d. Not providing qualified (by certification) supervisory personnel on the job site while work is being performed which requires such supervision.
 - e. Negligence in providing reasonable safety measures for the protection of workmen and the public.
2. Responsibility. Every contractor shall be held responsible for the violation of these and other related regulations by himself or by persons or subcontractors employed by him. The building official shall notify the contractor in writing at any time his certification or license is in question of being revoked. A date, no less than ten (10) days after notification is mailed, will be established for a hearing before the building trades board to which the contractor may appear and be heard. The building trades board shall then recommend in writing to the city manager, the suspension or revocation for cause of any certificate or license issued under the provisions of this article, and shall so notify such individual or firm in writing at the same time, by sending such notification to the last known address of such individual or firm.

Secs. 18-46—18-60 Reserved.

ARTICLE III. BUILDING CODE

Sec. 18-61. Adopted by reference—2009 International Building Code.

The 2003 International Building Code including Appendix F, H & J is incorporated by reference pursuant to the provisions of K.S.A.12-3009 -- 12-3012 and K.S.A.12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

Sec. 18-62. Amendments/Revisions.

The following parts or portions of the 2009 International Building Code are hereby amended and/or revised:

- A. Section 101.1 Insert: City of Winfield, Kansas
- B. Section 108.2 Insert: See Sec. 34-18 for applicable fee schedule
- C. Section 112.1 Insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the Appeals Board to hear any appeals made on decisions of the City Code Official.
- D. Section 903.2.1.2, Condition 2 is amended to read: The fire area has an occupant load of 200 or more.
- E. Section 907.2.1 is amended to read: A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies having an occupant load of 100 or more. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.
Exception: Manual fire alarm boxes are not required where the building is equipped throughout with an automatic sprinkler system installed in accordance with Section 903.3.1.1 and the occupant notification appliances will activate throughout the notification zones upon sprinkler waterflow.
- F. Section 1612.3 Insert: City Of Winfield, and October 19, 2010.
- G. Section 1809.5.1 is amended to read: Extending 6 inches below the frost line of the locality.
- H. Section 3412.2 Insert: June 1, 2013.

Sec. 18-63. Deletions.

The following parts or portions of the 2003 International Building Code are hereby deleted:

- A. Section 105.2(2), 'Fences not over 6 feet high.'

Secs. 18-64--18-80. Reserved.

ARTICLE IV. RESIDENTIAL CODE

Sec. 18-81. Adopted by reference—2009 International Residential Code For One- And Two-Family Dwellings.

The 2009 International Residential Code For One- And Two- Family Dwellings including Appendix A, B, C, E, G, H & J is incorporated by reference pursuant to the provisions of K.S.A. 12-3009 -- 12-3012 and K.S.A.12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

(Code 1973, § 7-301)

Sec. 18-82. Amendments/Revisions.

The following parts or portions of the 2009 International Residential Code for One- and Two-Family Dwellings are hereby amended and/or revised:

- A. Section R101.1 Insert: City of Winfield, Kansas
- B. Section R 105.2 Work exempt from permit. Exemption 1. Is amended to read: One-story detached *accessory structures* used as tool and storage sheds, playhouses and similar uses, provided the floor area does not exceed 120 square feet.
- C. Section R108.2 Insert: See Sec. 34-18 for applicable fee schedule
- D. Section R112.1 Insert: The Building Trades Board of the City of Winfield, Kansas [The Board] is hereby appointed as the Appeals Board to hear any appeals made on decisions of the City Code Official.
- E. Table R301.2(1) Climatic and Geographic Design Criteria, Insert:

<input type="checkbox"/>	Roof Snow Load	15 lb/sq.ft.
<input type="checkbox"/>	Wind Speed	Less than 90 mph
<input type="checkbox"/>	Seismic Design Category	A
<input type="checkbox"/>	Weathering	Severe
<input type="checkbox"/>	Frost Line Depth	24 inches
<input type="checkbox"/>	Termite Hazard	Moderate to Heavy
<input type="checkbox"/>	Decay Hazard	Slight to Moderate
<input type="checkbox"/>	Winter Design Temperature	0 degrees
<input type="checkbox"/>	Ice Shield Underlayment Required	No

<input type="checkbox"/>	Flood Hazard Criteria	FIRM October 19, 2010
<input type="checkbox"/>	Air Freezing Index	600
<input type="checkbox"/>	Mean Annual Temperature	58 Degrees Fahrenheit

F. Section R302.2 Townhouses. Exception: is amended to read:

Exception: A common 2- hour fire-resistance-rated wall assembly tested in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. The wall shall be rated for fire exposure from both sides and shall extend to and be tight against exterior walls and the underside of the roof sheathing. Electrical installations shall be installed in accordance with Chapters 34 through 43. Penetrations of electrical outlet boxes shall be in accordance with Section R302.4

G. Section R313 AUTOMATIC FIRE SPRINKLER SYSTEMS is amended by replacing the word shall with the word may in Section R313.1 & R313.2.

H. Section R403.1.4.1. Frost Protection. is amended to read:

Frost Protection. Except where otherwise protected from frost, foundation walls, piers and other permanent supports of building and structures shall be protected from frost by one or more of the following methods:

1. Extended six (6) inches below the frost line specified in Table R301.2.(1);
2. Constructing in accordance with Section R403.3;
3. Constructing in accordance with ASCE32; or
4. Erected on solid rock.

Exceptions:

1. Protection of freestanding accessory structures with an area of 250 square feet or less and eave height of 10 feet or less shall not be required to be protected.
2. Freestanding accessory structures built using post and beam construction shall have interior concrete floor protected from frost heave by extend the edge of the floor a minimum of twelve (12) inches below the finished exterior grade. The thickened slab may be placed on the outer edge of a concrete sidewalk that surrounds the structure.

3. Decks with an area of 120 square feet or less and less than 30 inches off the surrounding grade which are supported by a dwelling need not be provided with footings that extend below the frost line.

I. Section G2412 General, is amended by adding 2 new sections:

Section G2412.9. Location of gas service meter. A suitable location along the exterior building wall shall be provided for the city's gas meter set which is safe from damage and is accessible for the reading operations and maintenance.

Section G2412.10 Fuel gas piping inlet – Location.

1. The location of the fuel gas inlet shall allow for the meter set to be located within five (5) feet of the building corner closest to the gas utility main line.
2. All meters located at the building will feed left to right. The fuel gas piping inlet and meter riser must be located a minimum of one (1) foot from the corner of the building. An allowance of 16 inches to the left of the fuel gas inlet is required for the installation the gas utilities service riser and meter set.
3. The fuel gas piping inlet and meter regulator shall not be located within three (3) feet of electrical transformers, other electrical equipment, operable window, foundation vent, fireplace, chimney or other heat or spark generating devices.
4. Fuel gas inlet pipe shall be extended a minimum of 8 inches from the face of the exterior wall finish.

J. **Section G2414.5** (403.5) Metallic Tubing, is amended to read: Steel tubing shall be permitted to be used with gases not corrosive to such material.

K. **Section P2603.5** is amend to read: ...or there shall be built into the masonry wall a pipe sleeve at least one-half inch (1/2") larger than the pipe passing through.

L. **Section P2603.6.1** Insert "12 inches"& "12 inches"

M. **Section P2905.4.2** Water service installation, is amended to read. Trenching, pipe installation and backfilling shall be in accordance with Section P2604. Water service pipe and the building sewer shall be separated by 5 feet (1524mm) of undisturbed or compacted earth. Water service pipe may be installed two (2) feet vertical above and off to the side of the building sewer if the horizontal distance can not be met.

Exceptions:

1. Where a water service and building sewer cross and the two (2) foot vertical clearance is not met the water service pipe or the building sewer shall be sleeved at least 5 feet horizontally from the center line of the opposing service pipe on both sides of such crossing with materials listed in Tables P2905.4, P3002.1(1), P3002.1(2), or Table P3002.2.

2. Where the required separation distance can not be met due to physical space limitations. The required separation may be reduced provided that written approval has first been obtained from the local water provider or their appointed agent and the water service piping is installed in accordance with the water providers or agents' directive.

N. **Section P2905.4**, is amended by adding new section:

Section 2905.4.3 Tracer wire. For the purpose of locating the building service lines, all new or replacement, installations using non-metallic or tubing shall have a #10 copper conductor, or equivalent, tracer wire install with the service line. The tracer wire shall be installed as follows:

Water line. The tracer wire shall extend from six (6) inches above the meter box cover through the meter box to the point where it enters the building, where it shall be connected to a one half (½) pound anode or larger.

Yard hydrant. The tracer wire shall extend from six (6) inches above the surface of the ground at the back flow device to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Lawn sprinkler. The tracer wire shall extend from six (6) inches above the surface of the ground at the yard hydrant to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Exception: The tracer wire may be omitted on lawn sprinkler piping installed after the back flow device located on private property.

O. **Section P2905.5** Water-distribution pipe, is amended by adding the following sentence:
Hot and cold water branch lines within five (5) feet of the water heater connection shall be of brass, K, L or M copper or galvanized steel.

P. **Section P3005.2.7** Building drain and building sewer junction, is amended by adding new section:

Section P305.2.7.1, Tracer wire. For the purpose of locating building sewers, all new installations and replacements shall have a #10 copper conductor, or equivalent, tracer wire installed with the sewer. The tracer wire shall extend from the surface of the ground at the cleanout to the tap, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Q. **Section P3114.3** Where permitted, is amended by adding the follow statement:
Permission shall be required from the building official and noted on the Plumbing Permit.

R. **Section E3601.6.2** Service disconnect location, is amended to read: The service disconnecting means shall be installed at a readily accessible location outside of the building. Each occupant shall have access to the disconnect serving the dwelling unit in which they reside.

S. **Section E3604.2.2** Vertical Clearance from grade, is amended to read:

E.3604.2.2 Vertical clearance from grade. Service-drop conductors shall have the following minimum clearances from final grade:

10 feet (3.00m) - at the electric service entrance to building, also at the lowest point of the drip loop of the building electric entrance, and above areas or sidewalks accessible only to pedestrian, measured from final grade or other accessible surface only for service-drop cables supported on and cabled together with a grounded bare messenger where the voltage does not exceed 150 volts to ground.

12 feet (3.7m) - for those areas over residential property and sidewalks accessible only to pedestrians where the voltage does not exceed 300 volts to ground.

15 feet (4.5m) - for those areas over residential driveways where the voltage is limited to 300 volts to ground.

18 feet (5.5m) - over public streets, alleys, roads, parking areas subject to truck traffic, driveways on other than residential property, and other land traversed by vehicles such as cultivated, grazing, forest, and orchard.

T. **Section E3604.5** Service mast as supports, is amended to read:

Where a service mast is used for the support of service-drop conductors, it shall be of adequate strength or be supported by braces or guys to withstand the strain imposed by the service drop and in no case be *smaller than 2 inch ridge conduit*. Where raceway-type service masts are used, all equipment shall be approved. Only power service drop conductors shall be permitted to be attached to a service mast.

U. **Section E3608.1** Grounding electrode system, is amended by adding the following statement:

On all new construction, one or more of the electrodes specified in E3608.1.1 through E3608.1.3 shall be made available.

- V. **Section E3608.1.4.1** Installation, is amended by adding the follow statement: The rod or pipe electrodes shall be readily identifiable and located in sight of the meter socket.
- W. **Table E3702.13** Branch Circuit Requirements-Summary, Circuit Rating 15 amp:
Conductor: Delete #14 & Insert #12
- X. **Section E3705.5** Overcurrent protection required, is amended by adding new section:

Section E3705.5.5. Circuit Breaker Size. The circuit breaker shall be full modular size and shape to occupy on full space of the panel board. Piggyback and pancake-type or any circuit breaker that can be used to increase the number of circuits of which a panel board is designed shall not be installed in new construction.
- Y. **Section E3706** Panelboards, is amended by adding new section:

Section E3706.4 Panelboard Size. The panelboard shall be of a size large enough to allow the installation of all circuit overcurrent devices required for the present installation and at least two (2) additional spaces for two hundred twenty (220) volt two-pole circuit overcurrent devices for future use.

Sec. 18-83. Deletions.

The following sections of the International Residential Code, 2003 Edition are deleted:

- A. Section R112.2.2 Criteria for issuance of a variance for areas prone to flooding
- B. Section R322 Flood-Resistant Construction
- C. Section G2414.5.2 Copper Tubing
- D. Table E3702.13 Branch Circuit Requirements-Summary, Circuit Rating 15 amp:
Conductor: Delete #14
- E. Section E3902.11 Arc-fault circuit-interrupter protection, is deleted in its entirety.
- F. Section E4002.14 Tamper-resistant receptacles, is deleted in its entirety.

Secs. 18-84--18-100. Reserved.

ARTICLE V. ELECTRICAL CODE

Sec. 18-101. Adopted by Reference – 2008 National Electrical Code

The 2008 National Electrical Code including Annex H (Article 80) is incorporated by reference pursuant to the provisions of K.S.A. 12-3009 --12-3012 and K.S.A.12-3301 and 12-3302, and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

Sec. 18-102. Amendments/Revisions.

The following parts or portions of the 2008 National Electric Code and Annex H are hereby amended and/or revised:

Article 80.15 (A) thru (F), is deleted and amended to read: The Building Trades Board of the City of Winfield, Kansas is hereby appointed as the [The Board].

Article 80.19 (F) (3) Insert: 2 business.

Article 80.23 (3) Insert: one hundred, 100.00, five hundred, 500.00, one, 1, ten, 10.

Article 80.25 (C) Insert: 2 **Article 80.35** Insert: thirty, 30

Article 210, Branch Circuits, is amended in the following respects:

- (1). **Article 210.8 Ground-Fault Circuit-Interrupter Protection for Personnel** is amended by adding the following *Exceptions*:

Exceptions to (2):

Exception No. 1: Receptacles that are not readily accessible.

Exception No. 2: A single receptacle or duplex receptacle for two appliances located within dedicated space for each appliance that, in normal use, is not easily moved from one place to another and that is cord-and-plug connected in accordance with 400.7(A)(6), (A)(7), or (A)(8).

Exceptions to (5):

Exception No. 1: Receptacles that are not readily accessible.

Exception No.2: A single receptacle or duplex receptacle for two appliances located within dedicated space for each appliance that, in normal use, is not easily moved from one place to another and that is cord-and-plug connected in accordance with 400.7(A)(6), (A)(7), or (A)(8).

Exception No. 3: Areceptacles supplying only a permanently installed fire alarm or burglar alarm system shall not be required to have ground-fault circuit-interrupter protection.

(1). **Article 210.19 Conductors-- Minimum Ampacity and Size.**

(B) General. All branch circuit conductors shall be of No. 12 A.W.G. or larger and shall be copper. *Exception:* No. 4 or larger stranded aluminum or copper clad aluminum may be used when properly treated against corrosion with an approved compound and used with approved connectors. Branch-circuit conductors shall have an ampacity not less than the maximum load to be served. Where a branch circuit supplies continuous loads or any combination of continuous and noncontinuous loads, the minimum branch-circuit conductor size, before the application of any adjustment or correction factors, shall have an allowable ampacity equal to or greater than the noncontinuous load plus 125 percent of the continuous load.

Exception No.1: Where the assembly, including the overcurrent devices protecting the branch circuit(s), is listed for operation at 100 percent of its rating, the ampacity of the branch circuit conductor shall be permitted to be not less than the sum of the continuous load.

Exception No. 2: Grounded conductors that are not connected to an overcurrent device shall be permitted to be sized at 100 percent of the continuous and noncontinuous load.

FPN No. 1: See Section 310.15 for ampacity ratings of conductors.

FPN No. 2: See Part B of Article 430 for minimum rating of motor branch-circuit conductors.

FPN No. 3: See section 310.10 for temperature limitation of conductors.

FPN No. 4: Conductors for branch circuits as defined in Article 100, sized to prevent a voltage drop exceeding 3 percent at the farthest outlet of power, heating, and lighting loads, or combinations of such loads, and where the maximum total voltage drop on both feeders and branch circuits to the farthest outlet does not exceed 5 percent, will provide reasonable efficiency of operation. See Section 215.2 for voltage drop on feeder conductors.

Article 230, Services is amended in the following respects:

(1) **Article 230.24, Clearances, (B) Vertical Clearance from Ground,** is amended to read as follows:

(B) Vertical Clearance from Ground. Service-drop conductors where not in excess of 600 volts, nominal shall have the following clearance from final grade.

10 feet (3.00m) - at the electric service entrance to building, also at the lowest point of the drip loop of the building electric entrance, and above areas or sidewalks accessible only to pedestrian, measured from final grade or other accessible surface only for service-drop cables supported on and cabled together with a grounded bare messenger where the voltage does not exceed 150 volts to ground.

12 feet (3.7m) - for those areas over residential property and sidewalks accessible only to pedestrians where the voltage does not exceed 300 volts to ground.

15 feet (4.5m) - for those areas over residential driveways where the voltage is limited to 300 volts to ground.

18 feet (5.5m) - over public streets, alleys, roads, parking areas subject to truck traffic, driveways on other than residential property, and other land traversed by vehicles such as cultivated, grazing, forest, and orchard.

***Exception:** For commercial areas not subject to truck traffic, a reduced clearance to 15' (4.57m) may be allowed, providing approval has first been obtained from the local utility provider.*

- (2) **Article 230.27 Means of Attachment**, is amended by adding the following sentence:

It shall be the responsibility of the electrical contractor to provide and install the means of attachment for the utility service entrance conductors.

- (3) **Article 230.28, Service Masts as Supports**, is amended to read as follows:

Article 230.28. Service Mast as Supports. Where a service mast is used for the support of service-drop conductors, it shall be of adequate strength or be supported by braces or guys to withstand safely the strain imposed by the service drop, but in no case shall the mast be smaller than the minimum of two (2) inch galvanized rigid steel. Where raceway-type service masts are used, all raceway fittings shall be identified for use with service mast. Only power service-drop conductors shall be permitted to be attached to a service mast.

- (4) **Article 230.31 (A) General**, is amended by adding the following sentence:

Underground service-lateral conductors for 200 ampere services or larger may be installed provided that written approval from local utility provider is received and shall be installed according to the local utility provider's 'Typical Permanent Underground Service' details.

- (6) **Article 230.43, Wiring Methods for 600 Volts, Nominal, Or Less**, is amended by deleting the following categories:

- (1) Open wiring on insulators;
- (2) Type IGS cable;
- (6) Electrical Nonmetallic tubing (ENT);
- (7) Service-entrance cables;
- (13) Type MC Cable;
- (14) Mineral-insulated, metal-sheathed cable;
- (16) liquid-tight flexible nonmetallic conduit

- (6) **Article 230.50, Protection of Open Conductors and Cables Against Damage – Aboveground**, is amended to read as follows:

Article 230.50, Protection of Open Conductors and Cables Against Damage - Aboveground. Service- entrance conductors installed above the ground shall be protected against physical damage by encasement in any of the following: (1) Rigid metal conduit; (2) Intermediate metal conduit; (3) Rigid nonmetallic conduit suitable for the location; (4) Electrical metallic tubing.

- (7) **Article 230.70, (A) (1) Readily Accessible Location**, is amended to read as follows:

The service disconnect shall be installed at a readily accessible location outside of the building either directly below or adjacent to the meter socket.

Exception: A shunt trip main breaker may be used when written approval is given by the Fire Marshal and Building Official. Location of the shunt trip push button shall be located in a readily accessible location approved by the Fire Marshal.

Article 240 Overcurrent Protection, is amended by adding Article 240.7 to read as follows:

240.7. Circuit Breaker Size. The circuit breaker shall be full modular size and shape to occupy on full space of the panel board. Piggyback and pancake-type or any circuit breaker that can be used to increase the number of circuits of which a panel board is designed shall not be installed in new construction.

Article 250, Grounding, is amended in the following respects:

- (1) **Article 250.50 Grounding Electrode System**, is amended by adding the following sentences:

On all new construction, one or more of the electrodes specified in 250.52(A)(1) through (A)(4) shall be made available.

- (2) **Article 250.52, Grounding Electrodes, (5) Rod and Pipe Electrodes**, is amended by adding sub-item (c) to read as follows:

(c)The driven electrode shall be readily identifiable and located in sight of the meter socket.

Article 334 Nonmetallic-Sheathed Cable: Types NM, NMC, and NMS, is amended in the following respects:

Article 334.10 Uses Permitted, is amended by deleting the following item: (3)

Article 408 Switchboards and Panelboards, is amended in the following respects:

Article 408.15 Number of Overcurrent Devices on One Panelboard is amended by adding the following sentence:

The panelboard shall be of a size large enough to allow the installation of all circuit overcurrent devices required for present installation and at least two (2) additional spaces for two hundred twenty (220) volt two-pole circuit overcurrent devices for future use.

Sec. 18-103. Deletions.

The 2008 edition of the National Electric Code is hereby deleted in the following respects:

- a. **Article 210.12 Arc-Fault Circuit-Interrupter Protection**, is deleted in its entirety.
- b. **Article 406.11 Tamper-resistant receptacles**, is deleted in its entirety.

Secs. 18-104—18-120. Reserved.

ARTICLE VI. PLUMBING CODE

Sec. 18-121. Adopted by reference 2009International Plumbing Code

The International Plumbing Code 2009 Edition & Appendix Chapter B, E, & F is incorporated by reference pursuant to the provisions of K.S.A. 12-3009-12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

Sec. 18-122. Amendments/Revisions.

The following parts or portions of the International Plumbing Code 2003 Edition are Amended and/or Revised:

- A. Section 101.1 Insert: City of Winfield, Kansas
- B. Section 106. 6.2 Insert: See Sec. 34-18 for applicable fee schedule
- C. Section 106. 6.3 Insert: 75%
- D. Section 108.4 Insert: Misdemeanor, \$100.00, 30 days
- E. Section 108.5 Insert: \$100.00, 500.00

- F. Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the “Appeals Board” to hear any appeals made on decisions of the City Code Official.
- G. Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.
- H. Section 305.5 Pipes through or under footings or foundation walls, amended to read: Any pipe that passes under a footing or through a foundation wall shall be provided with a relieving arch, or a pipe sleeve pipe shall be built into the foundation wall. The sleeve shall be at least one half (1/2) inch larger than the pipe passing through the wall.
- I. Section 305.6.1 Insert: 12, 12
- J. Section 503, is amended by adding new section:
Section 503.3 Hot and cold water branch lines. Hot and cold water branch lines within five (5) feet of the water heater connection shall be of brass, K, L or M copper or galvanized steel.
- K. Section 603.2, is amended to read: Water service pipe and the building sewer shall be separated by 5 feet (1524mm) of undisturbed or compacted earth.

Exception:

1. The required separation distance shall not apply where the bottom of the water service pipe within 5 feet (1524mm) of the sewer is a minimum of 24 inches (610 mm) above the top of the highest point of the sewer and the pipe materials conform to Table 702.3.
 2. Water service pipe is permitted to be located in the same trench with the building sewer, provided such sewer is constructed of materials listed in Table 702.2 and water service pipe is 24 inches (610 mm) above the highest point of the sewer and rest on a stable unexcavated shelf.
 3. The required separation distance shall not apply where a water service pipe crosses sewer pipe, provided the water service pipe is sleeved at least 5 feet (1524 mm) horizontally from the sewer pipe center-line on both sides of such crossing with pipe materials listed in Table 605.3, Table 702.2 or 702.3.
 4. Where the required separation distance can not be met due to physical space limitations. The required separation may be reduced provided that written approval has first been obtained from the local water provider or their appointed agent and the water service piping is installed in accordance with the water providers or agents’ directive.
- L. Section 603 is amended by adding: Section 603.3 Tracer wire. For the purpose of locating the building service lines, all new or replacement, installations using non-metallic pipe or tubing shall have a #10 THHN, or equivalent, tracer wire install with the service line. The tracer wire shall be installed as follows:

Water line. The tracer wire shall extend from six (6) inches above the meter box cover through the meter box to the point where it enters the building, where it shall be connected to a one half (1/2) pound anode or larger.

Yard hydrant. The tracer wire shall extend from six (6) inches above the surface of the ground at the yard hydrant to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Lawn sprinkler. The tracer wire shall extend from six (6) inches above the surface of the ground at the back flow device to the point of connection to the water service, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.

Exception: The tracer wire may be omitted on lawn sprinkler piping installed after the back flow device located on private property.

- M. Section 608.1, is amended by adding: In addition to the requirements covered by this section; all water supply systems connected to the public water system shall comply with Article IV Water Supply Cross Connections Sections 78-141 thru Section 78-174.
- N. Section 608.15.3, is amended by adding: Section 608.15.4.3 Yard Hydrants. When installed, water piping shall be ridge type “K” copper or galvanized pipe for a distance of two (2) feet on both sides of hydrant (freeze proof) or a minimum two foot extension of type “K” copper or galvanized pipe attached before yard hydrant (freeze proof). Adequate rock or gravel shall be installed at the base of the hydrant to allow for a drainage field for the hydrant drain. Hydrants shall be fitted with a non-removable hose bib vacuum breaker and the weep hole shall be fitted with a 1/8 inch ell and a short nipple.
- O. Section 703.1, is amended to read: Where the building sewer is installed within 5 feet (1524 mm) of the water service, as provided for in Section 603.2, the building sewer pipe shall conform to one of the standards for ABS plastic pipe, copper or copper-alloy tubing, or PVC plastic pipe listed in Table 702.3.
- P. Section 704, is amended by adding new section:
Section 704.6, Tracer wire. For the purpose of locating building sewers, all new installations and replacements shall have a #10 THHN, or equivalent, tracer wire installed with the sewer. The tracer wire shall extend from the surface of the ground at the cleanout to the tap, where it shall be connected to an existing tracer wire or grounded to a one half (½) pound anode or larger.
- Q. Section 904.1 Insert: six inches (6)
- R. Section 917.1, is amended by adding: When permitted permission shall be required from the building official and noted on the Plumbing Permit.
- S.

Sec. 18-123. Deletions.

The following sections of the International Plumbing Code, 2003 Edition are deleted:

- A. Section 109.2.1 Qualifications
- B. Section 109.2.2 Alternate members
- C. Section 109.6.1 Resolution
- D. Section 605.4 Delete the following sentence: "Plastic water servicing piping shall terminate within five (5) feet inside the point of entry into a building".
- E. Section 606.2 #2. "On the water supply pipe to each sillcock"

Secs. 18-124—18-140. Reserved

ARTICLE VII. FUEL GAS CODE

Sec. 18-141. Adopted by reference 2009 International Fuel Gas Code.

The International Fuel Gas Code 2009 Edition & All Appendix Chapters, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009--12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth. (Code 1973 § 7-601 thru 7-619)

Sec. 18-142. Amendments/Revisions.

The following parts or portions of the International Fuel Gas Code 2009 Edition are Amended and/or Revised:

- A. Section 101.1 Insert: City of Winfield, Kansas
- B. Section 106.6.2 Insert: See Sec. 34-18 for applicable fee schedule
- C. Section 106.6.3 Insert: 75%
- D. Section 108.4 Insert: Misdemeanor, \$100.00, 30 days
- E. Section 108.5 Insert: \$100.00, 500.00
- F. Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the “Appeals Board” to hear any appeals made on decisions of the City Code Official.
- G. Section 109.6.1 Resolution, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.

Sec. 18-143. Deletions.

The following sections of the International Fuel Gas Code, 2003 Edition are deleted:

- A. Section 109.2.1 Qualifications
- B. Section 109.2.2 Alternate members
- C. Section 109.6.1 Resolution
- D. Section 403.4.3 Copper and brass
- E. Section 403.4.4 Aluminum
- F. Section 403.5.2 Copper and brass tubing
- G. Section 403.5.3 Aluminum tubing

Sec. 18-144. Location of Gas Service Meter.

A suitable location along the exterior building wall shall be provided for the city’s gas meter set which is safe from damage and is accessible for the reading operations and maintenance.

1. The location of the fuel gas inlet shall allow for the meter set to be located within five (5) feet of the building corner closest to the gas utility main line.

2. All meters located to the building will feed left to right. The fuel gas piping inlet and meter riser must be located a minimum of one (1) foot from the corner of the building.
3. The fuel gas piping inlet and meter regulator shall not be located within three (3) feet of electrical transformers, other electrical equipment, operable window, foundation vent, fireplace, chimney or other heat generating devices.

Secs. 18-145—18-160 Reserved

ARTICLE VIII. MECHANICAL CODE

Sec. 18-161. Adopted by reference 2009 International Mechanical Code.

The International Mechanical Code 2009 Edition & Appendix Chapter A, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009-12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

Sec. 18-162. Amendments/Revisions.

The following parts or portions of the International Mechanical Code 2003 Edition are Amended and/or Revised:

- A. Section 101.1 Insert: City of Winfield, Kansas
- B. Section 106.5.2 Insert: See Sec. 34-18 for applicable fee schedule
- C. Section 106.5.3 Insert: 75%
- D. Section 108.4 Insert: Misdemeanor, \$100.00, 30 days
- E. Section 108.5 Insert: \$100.00, 500.00
- F. Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the “Appeals Board” to hear any appeals made on decisions of the City Code Official.
- G. Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.

Sec. 18-163. Deletions.

The following sections of the International Mechanical Code, 2009 Edition are deleted:

- A. Section 109.2.1 Qualifications
- B. Section 109.2.2 Alternate members
- C. Section 109.6.1 Resolution

Secs. 18-164--18-180. Reserved.

ARTICLE IX. PRIVATE SEWAGE DISPOSAL CODE

Sec. 18-181. Adopted by reference—2009 International Private Sewage Disposal Code.

The International Private Sewage Disposal Code 2003 Edition, is incorporated by reference pursuant to the provisions of K.S.A. 12-3009--12-3012 and K.S.A. 12-3301 and 12-3302 and all acts amendatory thereof or supplemental thereto and deleting therefrom, certain sections which are inapplicable to the City and amending by replacement and/or revisions certain sections for local City options as hereinafter set forth.

Sec. 18-182. Amendments/Revisions.

The following parts or portions of the International Private Sewage Disposal Code 2009 Edition are Amended and/or Revised:

- A. Section 101.1 Insert: City of Winfield, Kansas
- B. Section 106.4.2 Insert: See Sec. 34-18 for applicable fee schedule
- C. Section 106.4.3 Insert: 75%, 75%
- D. Section 108.4 Insert: Misdemeanor, \$100.00, 30 days
- E. Section 108.5 Insert: \$100.00, 500.00
- F. Section 109.2, is amended to read: The Building Trades Board of the City of Winfield [The Board] is hereby appointed as the “Appeals Board” to hear any appeals made on decisions of the City Code Official.
- G. Section 109.6, is amended to read: The Board may modify or reverse the decision of the Code Official by majority vote of a Quorum.

Sec. 18-183. Deletions.

The following sections of the International Private Sewage Disposal Code, 2009 Edition are deleted:

- A. Section 109.2.1 Qualifications
- B. Section 109.2.2 Alternate members
- C. Section 109.6.1 Resolution

Secs. 18-184--18-200. Reserved.

Article X.

Secs. 18-201—18-220. Reserved.

Section 2. This ordinance shall be in full force and effect on June 1, 2013 and after its publication in the official city newspaper.

ADOPTED this 4th day of March, 2013.

CITY OF WINFIELD, KANSAS

By _____
G. Thomas McNeish, Mayor

ATTEST:

Brenda Peters, City Clerk

Approved as to form: _____
City Attorney