

ORDINANCE NO. 3.42

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF LARKSPUR, COLORADO, ADOPTING THE 1985 EDITION OF THE UNIFORM BUILDING CODE AND THE 1985 EDITION OF THE UNIFORM BUILDING CODE STANDARDS REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS OR STRUCTURES IN THE TOWN OF LARKSPUR, COLORADO; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF, REPEALING ORDINANCE NO. 3.04 OF THE TOWN OF LARKSPUR, COLORADO AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH [This Ordinance hereby repeals and supercedes Ordinance No. 3.04 passed and adopted October 1, 1980]

BE IT ORDAINED by the Town Council of the Town of Larkspur, Colorado as follows:

SECTION 1: That certain documents, three (3) copies of which are on file and are open for inspection of the public in the office of the Town Clerk of the Town of Larkspur, Colorado, being marked and designated as:

- A. Uniform Building Code, 1985 Edition, published by the International Conference of Building Officials, including the generic fire-resistive assemblies listed in the Fire Resistance Design Manual, 1981 Edition, published by the Gypsum Association as referenced in Table Nos. 43-A, 43-B and 43-C and Appendix Chapter 35 of the Uniform Building Code, including all Appendices thereof; and
- B. Uniform Building Code Standards, 1985 Edition, published by the International Conference of Building Officials, including (i) Structural Welding Code--Reinforcing Steel, AWS D1, 4-79 (U.B.C. Standard No. 26-8); (ii) Structural Welding Code--Steel, ANSI/AWS D1.1-84 (U.B.C. Standard No. 27-6); (iii) Structural Welding Code--Sheet Steel, ANSI/AWS D1.3-81 (U.B.C. Standard No. 27-16) published by the American Welding Society, Inc.; and (iv) Standard for the Installation of Sprinkler Systems, NFPA 13-1980, published by the National Fire Protection Association (U.B.C. Standard No. 38-1), as modified or amended in the Uniform Building Code Standards referenced herein;

be and the same are hereby adopted as the code of the Town of Larkspur, Colorado for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings or structures in the Town of Larkspur, Colorado providing for issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions and terms of such Uniform Building Code, 1985 Edition, and Uniform Building Code Standards, 1985 Edition, published by the International Conference of Building Officials, and the secondary publications referenced above, all of which are on file in the office of the Town Clerk of the Town of Larkspur, Colorado are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

SECTION 2: It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, or demolish, equip, use, occupy, or maintain any building or structure or cause or permit the same to be done in violation of this Code.

SECTION 3: Violation and Penalties. Any person, firm or corporation violating any provision of the Uniform Building Code, 1985 Edition, and the Uniform Building Code Standards, 1985 Edition, shall be deemed guilty of an ordinance violation, and, upon conviction thereof, shall be punishable by a fine not to exceed \$300.00 or by imprisonment not to exceed 90 days, or both fine and imprisonment. Each separate day or any portion thereof, during which any violation occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided. The issuance or granting of a permit or approval of plans and specifications shall not be deemed or construed to be a permit for or an approval of, any violation of any provisions of the Uniform Building Code, 1985 Edition, and the Uniform Building Code Standards, 1985 Edition. No permit presuming to give authority to violate or cancel the provisions of the Uniform Building Code, 1985 Edition, and the

Uniform Building Code Standards, 1985 Edition, shall be valid, except insofar as the work or use which it authorized is lawful.

SECTION 4: That Ordinance No. 3.04 of the Town of Larkspur, Colorado entitled "AN ORDINANCE ADOPTING BY REFERENCE THE UNIFORM BUILDING CODE OF 1979 FOR THE TOWN OF LARKSPUR, COLORADO", adopted October 1, 1980, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed. The repeal of this Ordinance shall not affect or prevent the prosecution or punishment of any person for the violation of the Ordinance repealed hereby for any offense committed prior to the repeal.


SECTION 5: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Town Council of the Town of Larkspur, Colorado hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 6: 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 from and after the date of its final passage and adoption.

Introduced as an ordinance at a regular meeting of the Town Council of the Town of Larkspur, Colorado, on the 1st day of April, 1987, and passed by a vote of 6 for and 1 against, and ordered published.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Town Clerk

Publication Date: \_\_\_\_\_

I hereby certify that the within Ordinance No. \_\_\_\_\_ was published on the \_\_\_\_\_ day of \_\_\_\_\_, 1987, in the Douglas County News-Press, the newspaper of general circulation published in the County of Douglas, State of Colorado; and I further certify that the within Ordinance No. \_\_\_\_\_ was posted on the bulletin board at the Town Hall of the Town of Larkspur from \_\_\_\_\_, 1987 to \_\_\_\_\_, 1987.

\_\_\_\_\_  
Town Clerk