

ORDINANCE 617

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, SUSPENDING CITY AMENDMENTS TO CHAPTER 7, "BUILDING", ADOPTED THROUGH ORDINANCE 588

WHEREAS the Mayor and Council previously adopted the following published compilations of rules or regulations prepared by technical trade associations to serve as the City's Codes regarding the construction and/or remodeling of structures within the City limits:

The International Building Code, The International Plumbing Code, The International Mechanical Code, The International Residential Code, The International Fuel Gas Code, The International Property Maintenance Code, The International Energy Conservation Code, The International Existing Building Code, The International Swimming Pool, and Spa Code, all of which are the 2015 editions, as amended by Exhibit A to Resolution 36-2017; The National Electrical Code, 2014 edition, as amended by Exhibit A to Resolution 36-2017; The International Fire Code, 2015 edition, as amended by Exhibit B to Resolution 36-2017; The International Private Sewage Disposal Code, 2015 edition; and The Uniform Code for the Abatement of Dangerous Buildings, 1997 edition, as published by the International Conference of Building Officials.

WHEREAS the Mayor and Council adopted these technical trade association rules or regulations together with local amendments assembled and published in its November 2017 Ordinance 588. Together with the underlying technical trade association rules or regulations, these modifications are referred to as the City's Building Codes.

WHEREAS technical questions have arisen about the necessity of modifications the Mayor and Council adopted through Ordinance 588 regarding the requirements about which structures would require the installation of fire suppression sprinklers.

WHEREAS Mayor and Council intend for the changes effectuated under this Ordinance to be temporary until the issue has been studied and recommendations returned for its final consideration.

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA:

SECTION 1: Mayor and Council hereby suspend those portions of Ordinance 588 modifying the published technical trade association rules or regulations delineating which structures within the City require the installation of fire suppression sprinkler systems. As a result of this action, the sprinkler requirements in the underlying technical trade association publications will become in full force and effect until further action of Mayor and Council.

SECTION 2: All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the public record adopted by reference are hereby repealed.

SECTION 3: If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the public record adopted herein by reference is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portion thereof.

SECTION 4: Pursuant to A.R.S. §9-812 and §39-204, the City Clerk is directed to publish the text of this Ordinance for two (2) consecutive weeks in a newspaper of general circulation and, further, to post a copy of this Ordinance in three (3) or more public places within the City.

PASSED AND ADOPTED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF BENSON, ARIZONA, this 10th day of October, 2022.



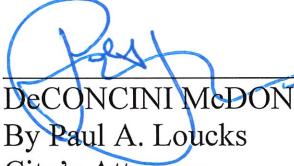
JOE A. KONRAD, Mayor

ATTEST:



VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:



DeCONCINI McDONALD YETWIN & LACY, PC
By Paul A. Loucks
City's Attorney