

ORDINANCE 2019-2

AN ORDINANCE OF THE DEWEY-HUMBOLDT OF YAVAPAI COUNTY, ARIZONA REPEALING ORDINANCE 2014-2 RELATING TO THE BUILDING CODE FOR THE AREAS OF DEWEY-HUMBOLDT IN ITS ENTIRETY AND PROVIDING FOR THE ADOPTION OF THE INTERNATIONAL BUILDING CODE, 2019 EDITION.

THE TOWN OF DEWEY-HUMBOLDT OF YAVAPAI COUNTY, ARIZONA DOES ORDAIN AS FOLLOWS:

Dewey-Humboldt Ordinance 2014-2 is hereby repealed in its entirety and replaced with the following:

PART I ADOPTION

INTERNATIONAL BUILDING CODE, 2018 EDITION, ADOPTED BY REFERENCE

APPENDIXES (N) NEW
ALL OTHERS SAME IN 2012 CODE

There is hereby adopted by reference, that certain document known as the International Building Code, 2018 Edition, including Appendixes C, E, G, H, I, and N as published by the International Code Council. Said document is hereby amended and adopted as the Building Code for the areas of Dewey-Humboldt providing for the regulation of the erection, construction, enlargement, alteration, repair, moving, demolition, conversion, occupancy, use heightened area of all building and structures within this county and each and all such regulations, provisions, penalties, conditions and terms of the International Building Code, 2018 Edition, including Appendixes C, E, G, H, I and N are hereby referred to, adopted, and made a part hereof as set forth herein, excepting such portions as are hereinafter deleted, modified or amended.

At least three (3) copies of the aforesaid code and amendments shall be filed in the office of the Town Council for public use.

CHAPTER 1 ADMINISTRATION

SECTION 101 – GENERAL

SECTION 101.1 – Title is amended by the insertion of “Dewey-Humboldt.”

SECTIONS 101.2 through Section 116 are amended by deletion in their entirety and replaced with the requirements of the Dewey-Humboldt Administrative Building Code, as adopted and as may be amended from time to time.

CHAPTER 2 DEFINITIONS

SECTION 201 – GENERAL

SECTION 201.3 Terms defined in other codes are hereby amended as follows: Where terms are not defined in this code, such terms shall have the meanings ascribed in other code publications of the International Residential Code and the most recent Dewey-Humboldt Administrative Building Code. In the event there is a conflict between the aforementioned codes, the Dewey-Humboldt Administrative Building Code is superior.

SECTION 201.4 – Terms not defined is deleted in its entirety and amended to read as follows:

201.4 – Terms not defined. Where terms are not defined through the methods authorized by this Chapter, such terms shall have ordinarily accepted meanings such as the context implies. Webster's Third New International Dictionary of the English Language, Unabridged, shall be considered as providing ordinarily accepted meanings.

SECTION 202 – DEFINITIONS is hereby amended by addition or revision of the following words and terms:

ADULT DAY HEALTH CARE FACILITY. A facility providing adult day health services during a portion of a continuous twenty-four hour period for compensation on a regular basis for five or more adults not related to the proprietor (As defined by Arizona Department of Health Services).

ASSISTED LIVING CENTER. An assisted living facility that provides resident rooms or residential units to eleven or more residents (as defined by Arizona Department of Health Services).

ASSISTED LIVING FACILITY. A residential care institution, including adult foster care, that provides or contracts to provide supervisory care services, personal care services or directed care services on a continuing basis (as defined by Arizona Department of Health Services).

ASSISTED LIVING HOME. An assisted living facility that provides resident rooms to ten or fewer residents (as defined by Arizona Department of Health Services).

BEDBOUND. To be confined to a bed or chair because of an inability to ambulate even with assistance (as defined by Arizona Department of Health Services).

DIRECTED CARE SERVICE. Programs and services, including personal care services, provided to persons who are incapable of recognizing danger, summoning assistance, expressing need, or making basic care decisions (as defined by Arizona Department of Health Services).

PERSONAL CARE SERVICE. Assistance with activities of daily living that can be performed by persons without professional skills or professional training, which does not require medical care and includes the coordination or provision of intermittent nursing services and the administration of medications and treatments. Personal care involves responsibility for the safety of the persons while inside the building.

NEW PER ARIZONA DEPARTMENT OF HEALTH

RESIDENTIAL CARE/ASSISTED LIVING HOME. A building or part thereof housing a maximum of 10 persons, excluding staff, on a 24-hour basis, who because of age, mental disability or other reasons, live in a supervised residential environment which provides supervisory, personal, or directed services. This classification shall include, but not be limited to the following:

*whats
in and
out
SAME
2012*

- Alcohol and drug abuse centers
- Assisted living facilities
- Congregate care facilities
- Convalescent facilities
- Group homes
- Halfway houses
- Residential board and custodial care facilities
- Social rehabilitation facilities

*150.2
SECTION 308.3*

NEW

SUPERVISORY CARE SERVICES. General supervision, including daily awareness of resident functioning and continuing needs; the ability to intervene in a crisis and assistance in the self-administration of prescribed medications (as defined by Arizona Department of Health Services).

SAME

TOWNHOUSE. A single-family dwelling unit constructed in a group of three or more attached units in which each unit extends from the foundation to roof and with a yard or public way (open space) on at least two sides. Such are not more than three stories above grade plane in height with a separate means of egress to each unit.

CHAPTER 3 USE AND OCCUPANCY CLASSIFICATION

SECTION 305 – EDUCATIONAL GROUP E

SECTION 305.2 – Group E, day care facilities. DEFINITIONS is hereby added to replace 305.2 in its entirety to include the following words and terms (as defined by Arizona Department of Health Services.):

SECTION 305.2 – DEFINITIONS. The following words and terms, as defined by Arizona Department of Health Services:

NEW

Child. Any person through the age of fourteen years. Child also means a person who is under eighteen years of age if the child has a developmental disability as defined in ARS §36-551 or has at least one of the disabilities listed in ARS §15-761, and requires special education as defined in ARS §15-761.

NEW

Child care. The care, supervision and guidance of a child or children, unaccompanied by a parent, guardian or custodian, on a regular basis, for periods of less than twenty-four hours per day, in a place other than the child's or the children's own home or homes.

SAME

Child care facility. Any facility in which child care is regularly provided for compensation for five or more children not related to the proprietor.

SAME

Child care group home. A residential facility in which child care is regularly provided for compensation for periods of less than twenty-four hours per day for not less than five children but no more than ten children through the age of twelve years.

SECTION 305.2 – Group E, day care facilities is hereby revised to read as follows:

*SAME
2012*

SECTION 305.2 – Group E, day care facilities. This group includes buildings and structures or portions thereof occupied by more than five children who receive education, supervision, or child care services for less than 24 hours per day.

Exception 1. A "child care group home" complying with the requirements ARS §36-897 and providing child care for less than twenty-four (24) hours per day for not less than five (5) children but no more than ten (10) children through the age of twelve (12) years shall be classified as Group R-3, provided that all child care rooms are located on the level of exit discharge and each child care room has an exit door directly to the exterior.

CHAPTER 9 FIRE-PROTECTION SYSTEMS

SECTIONS 901 through 909.19 and Sections 910 through 915 is hereby deleted in their entirety and revised to read as follows:

SECTION 901 – GENERAL

SAME AS 2012 - 2006

901.1 – Scope. Fire protection systems shall be installed, repair, operated, maintained and enforced in accordance with the requirements of the Central Arizona Fire and Medical Authority (the "Fire District") and the International Fire Code, as adopted and amended from time to time by the Fire District (the "Fire District Requirements") The Building Official shall assist the Fire District in the inspection , testing and oversight of fire protection system as may be required. The Building Official shall withhold approvals where fire protection systems are not in compliance with Fire District Requirements.

CHAPTER 11 ACCESSIBILITY

SAME IN 2012

Section 1101.2 – Design is hereby deleted in its entirety and revised to read as follows:

Section 1101.2 – Design. Buildings and facilities shall be designed and constructed to the more restrictive of the following adopted regulations and technical codes:

1. The 2010 Standards for State and local governments;
2. The 2010 Standards for public accommodations and commercial facilities

CHAPTER 16 STRUCTURAL DESIGN

*CHANGE IN 2018
Adel PER
Flood Control*

SECTION 1612 – Flood loads is hereby deleted in its entirety. Enforcement and regulations of FLOOD HAZARD AREAS within Dewey-Humboldt shall be controlled by Yavapai County Flood Control District.

CHAPTER 18
SOILS AND FOUNDATION

SECTION 1804 – EXCAVATION, GRADING AND FILL

NEW

SECTION 1804.4 – Grading and fill in flood hazard areas is deleted in its entirety. Enforcement and regulations of FLOOD HAZARD AREAS within Dewey-Humboldt shall be controlled by Yavapai County Flood Control District.

CHAPTER 27
ELECTRICAL

SECTION 2701 – GENERAL

old

Section 2701.1 – Scope is hereby amended by addition of “The National Electrical Code as adopted by Dewey-Humboldt” to the last sentence after (NFPA 70).

CHAPTER 29
PLUMBING SYSTEMS

SECTION 2902 – MINIMUM PLUMBING FACILITIES

old

SECTION 2902.1 (403.1) – Minimum number of fixtures is hereby amended by the addition of footnote “g” to Table 2902.1 to read as follows:

2902.1 – Minimum number of fixtures.

2006-2012 old

- g. Water coolers or bottled water dispensers may be substituted for drinking fountains in B, M, and S occupancies with twenty-five (25) or fewer occupants. Such water shall be free of charge to the public.

**CHAPTER 30
ELEVATORS AND CONVEYING SYSTEMS**

SECTION 3001 – GENERAL

NEW SECTION 3001.1 – Scope is hereby amended by addition of a new sentence at the end of the first paragraph to read as follows:

Also see Arizona Revised Statutes Title 23, Article 12 Sections 23-491 through 23-491.16 for additional requirements as enforced by the State of Arizona Industrial Commission.

PART II FINDINGS AND DECLARATION

The Town Council of Dewey-Humboldt, Arizona specifically and expressly finds and declares that the nature and uniqueness of the climate, terrain, and location does necessitate and demand specific amendments to the International Building Code, 2018 Edition, which are stated in this ordinance.

The provisions of this ordinance and the code it incorporates are hereby declared to be severable, and if any section, sentence, clause, or phrase of this ordinance shall, for any reason, be held to be invalid or unconstitutional, such decisions shall not affect the remaining sections, sentences, clauses, or phrases of this ordinance, but they shall remain in effect, it being the legislative intent that this ordinance shall stand notwithstanding the validity of any part thereof.

PART III EFFECTIVE DATE

This ordinance shall take effect and be in force on the _____ day of _____ 2019.

Presented by:

Don Roberts
Building Official

Approved and adopted by the Town Council on the _____ day of _____ 2019.

Mayor Nolan