

ORDINANCE 1366

AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, AMENDING SECTION 15.04.040, and 15.04.070 IN CHAPTER 15.04 OF TITLE 15, TO ALLOW FOR BUILDING PERMITS ISSUED IN THE CITY OF PAYETTE TO BE VALID FOR ONE-HUNDRED EIGHTY (180) DAYS, AND AUTHORIZING THE BUILDING OFFICIAL TO ISSUE EXTENSIONS FOR GOOD CAUSE; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A REPEALER.

BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF PAYETTE, IDAHO:

Section 1. Section 15.04.040 & 15.04.070 of Title 15, Chapter 15.04 of the Payette Municipal Code is hereby amended as follows:

15.04.040: BUILDING CODE; AMENDMENTS:

The building code as adopted and incorporated by reference in section [15.04.010](#) of this chapter is amended as follows:

- A. All electrical wiring shall conform to the requirements of the national electrical code, 1978 edition, published by the National Fire Protection Association.
- B. To supplement the wind design regulations contained in the uniform building code as adopted, the following tie down installations shall be required for mobile homes: approved tie downs capable of withstanding a one hundred (100) pound load per linear foot for a singlewide mobile home; approved tie downs capable of withstanding a two hundred (200) pound load per linear foot for a doublewide mobile home.
- C. Structures existing prior to 1978 in which there is work involving additions, alterations or changes of occupancy shall be made to comply with the requirements of current International Building Code, Chapter 34.

15.04.070: EXPIRATION DATE ON BUILDING PERMITS; PROVIDING FOR RENEWAL OF PERMITS; EXEMPTING PUBLICLY FUNDED PROJECTS:

- A. Any building permit issued by the building official shall be valid for a period not to exceed one hundred ~~twenty eighty~~ [\(120 180\)](#) days. All work contemplated to be done in accordance with the permit shall be completed within the one hundred ~~twenty eighty~~ [\(120 180\)](#) day period.
- ~~B. If the project for which the permit was issued remains uncompleted at the time the permit expires, no additional work shall be resumed until a new permit is issued by the building official.~~
- ~~CB.~~ If any portion of the project is completed at the time of expiration, the building official is authorized to grant, in writing, one or more extensions of time, for periods of not more than one hundred eighty (180) days each. The extension shall be requested in writing and justifiable cause demonstrated. ~~additional permit shall be issued without charge to allow completion. The additional permit- extensions shall be good for a period of one hundred~~ ~~twenty eighty~~ [\(120 180\)](#) days.

~~D. If the project is not completed within the additional one hundred twenty (120) day period, the project shall be abandoned and the site restored to its original condition. Provided however, if after the expiration of the extended period, a substantial portion of the work is completed, another one hundred twenty (120) day permit shall be issued. If after the expiration of the third permit the work is not completed, the work will be abandoned and the site restored to its original condition. No further work will be commenced, initiated or continued unless and until an application is presented to and after hearing, approved by the city council. The city council shall have the right to reject the application, approve, or approve the applications with any conditions which may seem appropriate.~~

~~E.C.~~ Any projects which are publicly funded shall be exempt from the one hundred ~~twenty eighty~~ (120 180) day period.

~~F.D.~~ Any portions of any existing chapters which are in direct conflict with this chapter are hereby repealed insofar as the conflict exists.

~~G.E.~~ If any portion of this chapter is found to be unenforceable or unconstitutional for any reason, the remaining portion of this chapter shall remain in full force and effect.

Section 2. This Ordinance may be published in summary form allowed by Idaho Code.

Section 3. This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

Section 4. Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

Section 5. If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

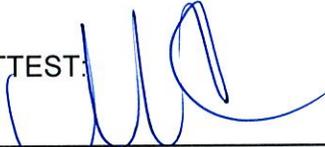
Section 6. Any violation of this Ordinance shall be a misdemeanor punishable by fine and/or imprisonment up to but not exceeding the maximum penalties set forth in Idaho Code § 50-302, as amended. Each day during which a violation takes place or is allowed to continue shall constitute a separate violation of this chapter.

PASSED and APPROVED by the Mayor and City Council of the City of Payette, Idaho this 11 day of May, 2012.

CITY OF PAYETTE, IDAHO

by 
JEFFREY T. WILLIAMS, Mayor

ATTEST:


Mary Cordova, City Clerk

SUMMARY OF ORDINANCE 1366

Ordinance 1366 is an ordinance of the City Of Payette, Idaho, adopted April 16, 2012. The ordinance may be descriptively known as the Payette City Building Code Ordinance. Ordinance 1366 amends sections 15.04.040 and 15.04.070 of Title 15, in Chapter 15.04 of the Payette Municipal Code to require that when certain work is done or changes of occupancy occur on structures existing prior to 1978 those structures will comply with the requirements of current International Building Code, Chapter 34. The ordinance allows the building official to grant extensions of time up to one hundred eighty (180) days each when a request is in writing and justifiable cause is demonstrated. Ordinance 1366 provides a severability clause, provides for publication by summary, sets an effective date, provides a penalty and establishes a repealer.

I, Bert L. Osborn, City Attorney for the City of Payette Idaho, certify that I am familiar with Ordinance 1366 of the City of Payette, Idaho and with the foregoing summary. The summary is true and complete and provides adequate notice to the public. The full text is on file with the Payette City Clerk and shall promptly be made available to any citizen upon request.

Dated this 14th day of May, 2012.



Bert L. Osborn