

ORDINANCE NO. 174

AN ORDINANCE ADOPTING THE MINNESOTA STATE BUILDING CODE. THIS ORDINANCE: PROVIDES FOR THE APPLICATION, ADMINISTRATION, AND ENFORCEMENT OF THE MINNESOTA STATE BUILDING CODE BY REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS AND/OR STRUCTURES IN THIS MUNICIPALITY; PROVIDES FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREOF; PROVIDES PENALTIES FOR VIOLATION THEREOF; REPEALS ALL ORDINANCES AND PARTS OF ORDINANCES THAT CONFLICT THEREWITH.

This municipality does ordain as follows:

Section 1. Application, Administration and Enforcement. This application, administration, and enforcement of the code shall be in accordance with Minnesota Rule Chapter 1300. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statutes, 16B.62, Subdivision 1, when so established by this ordinance.

The code enforcement agency of this municipality is called the **City of Arlington Building Department**.

This code shall be enforced by the Minnesota Certified Building Official designated by this municipality to administer the code (Minnesota statute 16B.65, subdivision 1). This municipality shall require any personnel enforcing building codes within this jurisdiction to be certified by the State of Minnesota Building Codes and Standards, Commissioner of Administration.

Section 2. Permits and Fees. The issuance of permits and the collection of fees shall be as authorized in Minnesota Statute 16B.62, subdivision 1.

Permit fees shall be assessed for work governed by this code in accordance with the fee schedule adopted by the municipality in the June 17, 2002 Council Meeting. In addition, a state surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statute 16B.70.

Section 3. Violations and Penalties. A violation of the code is a misdemeanor (Minnesota Statute 16B.69 and Minnesota Rules, Chapter 1300).

Section 4. Building Code. The Minnesota State Building Code, established pursuant to Minnesota Statutes 16B.59 to 16B.75 is hereby adopted as the building code for this municipality. The code is hereby incorporated in this ordinance as if fully set out herein.

A. The Minnesota State Building Code includes the following chapters of Minnesota Rules:

1. 1300 Administration of the Minnesota State Building Code;
2. 1301 Building Official Certification;
3. 1302 State Building Code Construction Approvals;
4. 1303 Minnesota Provisions;

5. 1305 Adoption of the 2000 International Building Code;
6. 1306 Special Fire Protection Systems;
7. 1307 Elevators and Related Devices;
8. 1309 Adoption of the 2000 International Residential Code;
9. 1311 Adoption of the 2000 Guidelines for the Rehabilitation of Existing Buildings;
- 10.1315 Adoption of the 2002 National Electric Code;
- 11.1325 Solar Energy Systems;
- 12.1330 Fallout Shelters;
- 13.1335 Floodproofing Regulations;
- 14.1341 Minnesota Accessibility Code;
- 15.1346 Adoption of the Minnesota State Mechanical Code;
- 16.1350 Manufactured Homes;
- 17.1360 Prefabricated Structures;
- 18.1361 Industrialized/Modular Buildings;
- 19.1370 Storm Shelters (Manufactured Home Parks);
- 20.4715 Minnesota Plumbing Code;
- 21.7670, 7672, 7674, 7676 and 7678 Minnesota Energy Code

B. This municipality may adopt by reference any or all of the following optional chapters of Minnesota Rules: Chapter 1306 - Special Fire Protection Systems and Chapter 1335 - Floodproofing Regulations, parts 1335.0600 to 1335.1200.

C. This municipality may adopt by reference Appendix Chapter K (Grading) of the 2001 Supplements to the International Building Code.

D. The following optional provisions are hereby adopted and incorporated as part of the building code for this municipality:

1. Chapter 1306 - Special Fire Protection Systems

Section 5. Effective Date of Ordinance. This Ordinance shall become effective immediately upon publication.

For the City of Arlington

/s/ David Czech

By David Czech
It's Mayor

/s/ Lisa Tesch

By Lisa Tesch
It's Interim City Administrator

First Reading: April 7, 2003
Second Reading: April 21, 2003
Adopted: April 21, 2003
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