

**ORDINANCE NO. 572**

AN ORDINANCE TO ADOPT A MECHANICAL CODE, PROVIDE FOR TERMS OF ENFORCEMENT, AND CODIFY THE ORDINANCE INTO THE EXISTING MUNICIPAL CODEBOOK.

WHEREAS, the City of Polson at present has not adopted a Mechanical Code; and,

WHEREAS, the State of Montana has adopted certain mechanical and other building codes that do not apply to structures of four (4) units or less; and,

WHEREAS, the City of Polson desires to adopt certain mechanical and other building codes, together with enforcement and codification provisions, applicable to structures of four (4) units or less, as further set forth below, to be overseen and administered by the Building Department; and,

WHEREAS, the City of Polson desires hereby to identify and repeal or amend certain ordinances and resolutions in conflict herewith; and,

WHEREAS, Ordinance 556 of the City of Polson repealed the automatic adoption and incorporation of the Uniform Mechanical Code mandated by Ordinance 527, and the City of Polson desires to reinstate automatic adoption of the Uniform Mechanical Code; and,

WHEREAS, the City of Polson has caused to be published in the Lake County Leader, at least 15 days prior to the final action by the City Council, a Notice of Intent to adopt the Mechanical Code referred to below in whole by reference, and a copy of the Code to be adopted has been filed with the Clerk of the City of Polson for inspection by the public.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF POLSON:

1. The Uniform Mechanical Code (ICBO version), 1997 edition, as amended by ARM 8.70.105(1)(d) through (f) and ARM 8.70.105(6).
2. The Building Department shall charge those fees for mechanical code enforcement set forth at ARM 8.70.105(1)(a).
3. Uniform Building Code Appendix Chapters 3, Division IV; 9; 12, Division II; 16, Division II; 19; 33; and 34.
4. These codes are applicable to all buildings within the building code enforcement area of the City of Polson, including but not limited to, residential building containing less than five dwelling units or their attached-to structures, any farm or ranch building, and any private garage or private storage structure used only for the owner's use as provided by Section 50-60-102 (1)(a), Montana Code Annotated.
5. Ordinance 556 is hereby repealed, the City of Polson intending hereby to return the Uniform Mechanical Code as herein adopted to the plan of automatic adoption at 90 days after notification by the Building Codes Bureau, Department of Commerce, State of Montana, as more fully set forth in Ordinance 527.
6. Chapter 15.01 is amended to read in conformance with this Ordinance.
7. Any ordinances or parts of ordinances in conflict herewith are repealed.

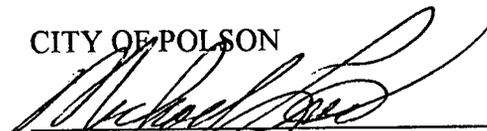
**FIRST READING: April 17, 2000**

**SECOND READING: May 1, 2000**

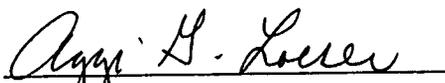
**NOW THEREFORE**, it is resolved that the subject Ordinance shall become effective on the 30th day of **May**, 2000 .

**PASSED AND ADOPTED THIS 1st day of **May**, 2000.**

CITY OF POLSON

  
Mike Lies, Mayor

ATTEST:

  
Aggi Loeser, City Clerk