



## Legislation Details (With Text)

**File #:** 18-0549      **Version:** 2      **Name:**  
**Type:** Ordinance      **Status:** Mayor's Office  
**File created:** 10/17/2018      **In control:** City Council  
**On agenda:** 11/27/2018      **Final action:** 11/27/2018

**Title:** Ordinance No. 18-121 amending Sections 102 (Code Adopted by Reference) and 103 (Penalty Provisions, Additions, and Modifications) of Part 1 (General Provisions) of Article 10 (Building Code Administration) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to amending provisions of the Pikes Peak Regional Building Code, 2017 Edition, formerly adopted by Ordinance No. 18-15 and reinstating the penalties for the violation thereof

(Legislative)

**Presenter:**

Roger Lovell, Building Official, Pikes Peak Regional Development Department  
 Keith Curtis, Floodplain Administrator, Pikes Peak Regional Building Department  
 Jina Koulchitzka, Regional Building Counsel, Pikes Peak Regional Building Department

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. RBC-AmendmentORD-2018-10-16-clean.pdf, 2. Signed Ordinance 18-121

| Date       | Ver. | Action By            | Action                    | Result |
|------------|------|----------------------|---------------------------|--------|
| 11/27/2018 | 1    | City Council         | finally passed            | Pass   |
| 11/13/2018 | 1    | City Council         | approved on first reading | Pass   |
| 10/22/2018 | 1    | Council Work Session | referred                  |        |

Ordinance No. 18-121 amending Sections 102 (Code Adopted by Reference) and 103 (Penalty Provisions, Additions, and Modifications) of Part 1 (General Provisions) of Article 10 (Building Code Administration) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to amending provisions of the Pikes Peak Regional Building Code, 2017 Edition, formerly adopted by Ordinance No. 18-15 and reinstating the penalties for the violation thereof

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**Summary:**

Pursuant to Colorado Revised Statutes section 31-16-207, if at any time a code which a municipality has previously adopted by reference is amended by the agency which originally promulgated, adopted, or enacted it, the governing body may adopt such amendment by reference through the same procedure as required for the adoption of the original code, or an ordinance may be enacted in the regular manner setting forth the entire text of such amendment. Further, pursuant to Colorado Revised Statutes section 31-16-203, the governing body of any municipality must schedule a public hearing upon introduction of an ordinance adopting a code by reference.

The recommended amendments to the Pikes Peak Regional Building Code, 2017 Edition, will simplify the construction process, take advantage of new regulations, standards, code developments, studies, Flood Insurance Rate Maps (FIRM), or Flood Insurance Study (FIS) reports, adopted therein by reference, comply with requirements of the State of Colorado including the adoption of plumbing, electrical, and elevator/escalator safety codes that have been adopted as rules and regulations of Colorado state agencies, and comply with requirements of the Federal Emergency Management Agency (FEMA) including the adoption of amendments to the existing floodplain management regulations.

**Previous Council Action:**

On second reading on February 27, 2018, the City Council adopted the Pikes Peak Regional Building Code, 2017 Edition, 1st Printing, by reference.

**Background:**

Per statute, upon introduction of an ordinance proposing the adoption of an amendment to a code, as originally adopted, by reference, City Council shall set a hearing date at its October 23, 2018 meeting and cause notice of the hearing date to be published twice, once at least 15 days prior to the hearing, and once at least eight (8) days prior to the hearing. City Council will then be asked to set a public hearing date of November 13, 2018, and to take no action on the ordinance at that time. The City Clerk will publish notice in accord with City Council's direction, and a first reading of the ordinance adopting the amendments in the Pikes Peak Regional Building Code, 2017 Edition, 2nd Printing, will be at the public hearing during the November 13, 2018 formal City Council meeting.

This item supports the City's strategic goal relating to investing in infrastructure; building community and collaborative relationships and excelling at City services.

**Financial Implications:**

N/A

**Board/Commission Recommendation:**

Set a public hearing date for consideration of an ordinance adopting the amendments in the Pikes Peak Regional Building Code, 2017 Edition, 2nd Printing, by reference.

**Stakeholder Process:**

N/A

**Alternatives:**

Decline to adopt amendments as required by state statute.

**Proposed Motion:**

Move to adopt an ordinance amending Sections 102 (Code Adopted by Reference) and 103 (Penalty

Provisions, Additions, and Modifications) of Part 1 (General Provisions) of Article 10 (Building Code Administration) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to amending provisions of the Pikes Peak Regional Building Code, 2017 Edition, formerly adopted by Ordinance No. 18-15 and reinstating the penalties for the violation thereof.

An ordinance amending the 2017 edition of the Pikes Peak Regional Building Code to comply with rules, regulations and requirements of state and federal agencies.