

## TOWN ORDINANCE 1303

AN ORDINANCE AMENDING AND REENACTING SECTION 1 OF TOWN OF JACKSON ORDINANCE NOS. 320, 406, 430, 450, 483, 493, 601, 1020, 1141 AND 1229, SECTION 2 OF TOWN OF JACKSON ORDINANCE NOS. 271 AND 854, SECTION 4 OF TOWN OF JACKSON ORDINANCE NO. 760, SECTION 8 OF TOWN OF JACKSON ORDINANCE NO. 1280 AND SECTION 15.04.020 OF THE MUNICIPAL CODE OF THE TOWN OF JACKSON REGARDING THE ADOPTION OF THE INTERNATIONAL BUILDING CODE, 2021 EDITION, WITH CERTAIN AMENDMENTS INCLUDED; AND PROVIDING FOR AN EFFECTIVE DATE.

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF JACKSON, WYOMING, IN REGULAR SESSION DULY ASSEMBLED, THAT:

### SECTION I.

Section 1 of Town of Jackson Ordinance Nos. 320, 406, 430, 450, 483, 493, 601, 1020, 1141 and 1229, Section 2 of Town of Jackson Ordinance Nos. 271 And 854, Section 4 of Town of Jackson Ordinance No. 760, Section 8 of Town of Jackson Ordinance No. 1280 and Section 15.04.020 of the Municipal Code of the Town of Jackson are hereby amended and reenacted to read as follows:

#### **15.04.020 International Building Code.**

- A. All buildings and temporary structures built or located within the Town from and after January 1, 2022, shall be constructed in accordance with the requirements of the International Building Code, 2021 Edition, as published by the International Code Council, specifically **excluding** all appendices. Said Code is incorporated herein by reference as if the same were fully herein set out, except as follows:
1. The last sentence of **Section 101.4.3. Plumbing** shall read: "The provisions of the Wyoming Department of Environmental Quality shall apply to private sewage disposal systems."
  2. **Section 101.4.4 Property Maintenance** shall be deleted in its entirety.
  3. **Section 103.3 Deputies.** The last sentence shall be deleted.
  4. **Section 104.11.0.1** shall be amended by adding "**Section 104.11.0.1 Structural Insulated Panel Roof Assemblies.** All roofs utilizing Structural Insulated Panels (SIP) will be required to include a cold roof ventilation design approved by the Building Official."
  5. **Section 105.2 Work exempt from permit.**
    - a. Item 6 shall be amended as follows: "Platforms, decks, sidewalks and driveways not more than 30-inches above grade and not over any basement or story below and are not part of an accessible route."
    - b. Item 11 shall read: "Swings and other playground equipment."
  6. **Section 108.3 Temporary Power.** The last sentence shall read: "The part covered by the temporary certificate shall comply with the requirements specified for temporary lighting, heat, or power in the National Electrical Code."
  7. **Section 109.2 Schedule of Fees** shall read: "On buildings, structures, electrical, gas, mechanical, and plumbing systems or alterations requiring a permit, a fee for each permit shall be paid in an amount as established by resolution. A non-refundable deposit in an amount established by resolution, to be applied against the full building permit fee, shall be paid at the time of building permit application for all commercial, industrial, and multi-family buildings."
  8. A second sentence shall be added to **Section 109.2** Schedule of permit fees which shall read, "Additionally, when a third-party review is required by the administrative authority, it shall be paid for by the applicant, authorized representative, or owner."
  9. **Section 109.6 Refunds** shall read "If no work has begun pursuant to an issued building permit and the permittee requests a refund in writing from the Town Manager, or their designee, on

or before the 270th day since the issuance of the building permit, the permittee shall be refunded 80% of the building permit fee. After passage of the 270th day since the issuance, no refund shall be issued. There shall be no refund of the plan review fee under any circumstance.”

10. Add **Section 109.3.1 Re-inspection Fee**. “A re-inspection fee, in an amount established by resolution and due prior to the re-inspection taking place, may be assessed for each re-inspection when such portion of the work for which inspection is requested is not complete or when required corrections have not been made. Re-inspection fees may be assessed when the approved plans are not readily available to the inspector, for failure to provide access on the date for which inspection is requested, or for deviating from the plans requiring the approval of the Building Official.”
11. **Section 305.2 Group E, Day Care Facilities** shall be revised to read, “The use of a building or structure, or portion thereof, for educational, supervision or personal care services for more than ten children older than 2-1/2 years of age, shall be classified as a Group E occupancy.”
12. **Section 308.5.4** Ten or fewer persons receiving care in a dwelling unit shall be revised to read, “A facility such as the above with ten or fewer persons shall be classified as a Group R-3 or shall comply with the International Residential code in accordance with Section 101.2.”
13. **Section 901.7 Fire Areas**. Revise to read as follows: Where structures or portions thereof, are 5,000 square feet or larger, the building shall be protected by an approved automatic fire sprinkler system, installed in accordance with further requirements of the IBC, IFC, and/or NFPA 13, 13D or 13R, whichever applies based on type of occupancy. For the purpose of this section, square footage calculations shall be measured from the exterior surface of framing members encompassing the perimeter of the Fire Area, from the interior surface of concrete or masonry walls that are 50 % or more below grade, and for log construction to the exterior surface of foundations or supporting elements.
14. **Section 903.2 Where required**. A second sentence shall be added and shall read, “Additionally, all structures, regardless of occupancy, 5000 square feet or larger shall be protected by an approved automatic sprinkler system, installed in accordance with further requirements of this Chapter whichever applies based on type of occupancy. Where requirements in this chapter are more restrictive, the more restrictive requirement shall control. EXCEPTIONS: Agricultural buildings. Where uses other than residential occur within an agricultural building and comprise not more than 10% of the floor area of such building, an automatic fire extinguishing system may be omitted, unless otherwise required by this Chapter.”
15. The exceptions to **Fire Alarms Sections 907.2.1** Group A, 907.2.2 Group B, 907.2.4 Group F, and 907 2.7 Group M shall be revised to read as follows:  
Exception: See section 907.2 of the International Fire Code for locations of manual fire alarm boxes.
16. Delete **Section 1030.1 Exception 4** in its entirety.
17. A fourth sentence shall be added to the first paragraph of **Section 1608.2, Ground Snow Loads** and shall read, “The ground snow load shall be 93 psf.
18. The second sentence of **Section 1805.1.2 Under Floor Space** shall be revised to read “Where there is evidence that the seasonal ground water table rises to the elevation of the bottom floor of the crawl space, the ground level of the under-floor space shall be elevated to a minimum of 12 inches above such elevation unless an approved drainage system is provided”.
19. **Section 1809.5 Frost Protection**. Amend by Deleting Section 1809.5 in its entirety and replacing with the following: “Foundation walls, piers, and other permanent supports of buildings and structures shall be protected from frost by the following method: Footings subject to frost shall have a minimum depth of 34 inches measured from finished grade to the bottom of the footing or the depth otherwise specified by the Soils Engineer of record.”

20. Delete **Section 1809.12 Timber Footings.** in its entirety.

(Ord. \_\_\_\_\_ §1, 2021; Ord. 1280 § 8, 2021; Ord. 1229 § 1, 2019; Ord. 1141 § 1, 2016; Ord. 1020 § 1, 2013; Ord. 854 § 2, 2007; Ord. 760 § 4, 2004; Ord. 601 § 1, 1998; Ord. 493 § 1, 1995; Ord. 483 § 1, 1994; Ord. 450 § 1, 1992; Ord. 430 § 1, 1991; Ord. 406 § 1, 1990; Ord. 320 § 1, 1984; Ord. 271 § 2, 1981.)

**SECTION II.**

All ordinances and parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

**SECTION III.**

If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate distinct and independent provision and such holding shall not affect the validity of the remaining portions of the ordinance.

**SECTION IV.**

This ordinance shall become effective on January 1, 2022.

PASSED 1ST READING THE \_\_\_ DAY OF \_\_\_\_\_ 2021.  
PASSED 2ND READING THE \_\_\_ DAY OF \_\_\_\_\_, 2021  
PASSED AND APPROVED THE \_\_\_ DAY OF \_\_\_\_\_, 2021.

TOWN OF JACKSON

BY: \_\_\_\_\_  
Hailey Morton Levinson, Mayor

ATTEST:

BY: \_\_\_\_\_  
\_\_\_\_\_, Town Clerk

ATTESTATION OF TOWN CLERK

STATE OF WYOMING    )  
                                  )ss  
COUNTY OF TETON    )

I hereby certify that the foregoing Ordinance No. \_\_\_\_\_ was duly published in the Jackson Hole News and Guide, a newspaper of general circulation published in the Town of Jackson, Wyoming, on the \_\_\_\_\_ day of \_\_\_\_\_ 2021.

I further certify that the foregoing Ordinance was duly recorded on page \_\_\_ of Book \_\_\_\_\_ of Ordinances of the Town of Jackson, Wyoming.

\_\_\_\_\_

\_\_\_\_\_, Town Clerk