

ORDINANCE NO. 455

AN ORDINANCE AMENDING ORDINANCE 324, Section 3, BEING A PORTION OF THE MUNICIPAL CODE OF THE TOWN OF BERTHOUD.

WHEREAS, the Board of Trustees of the Town of Berthoud has determined that it is necessary and expedient that certain sections of the Municipal Code of the Town of Berthoud be revised and amended and that new additions of certain Secondary Codes therein be adopted by reference by the Board of Trustees of the Town of Berthoud;

NOW, THEREFOR, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD, COLORADO:

Section 1.

Adoption. Pursuant to Title 31, Article 16, Part 2, Colorado Revised Statutes 1973, as amended, there is hereby adopted as the Building Code of the Town of Berthoud, by reference thereto, the Uniform Plumbing Code, 1976 Edition, published by the International Association of Plumbing and Mechanical Officials, 5032 Alhambra Ave., Los Angeles, California, 90032, all to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted code applies to the erection, installation, alteration, addition, repair, relocation, replacement, maintenance or use of any plumbing system.

Section 2.

Amendments and Deletions.

(a) Section 20.3 of the Uniform Plumbing Code is hereby amended to read as follows:

"Section 20.3: Any person, firm or corporation violating any provision of this Code shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine not to exceed \$300.00 or by imprisonment in the Larimer County Jail not to exceed 90 days, or both fine and imprisonment. Each separate day or any portion thereof, during which any violation of this Code occurs or continues, shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as herein provided. The issuance or granting of a permit or approval of plans and specifications shall not be deemed or construed to be a permit for, or an approval of, any violation of any of the provisions of this Code. No permit presuming to give authority to violate or cancel the provisions of this Code shall be valid, except insofar as the work or use which it authorized is lawful.

"The issuance or granting of a permit or approval of plans shall not prevent the Administrative Authority from thereafter requiring the correction of errors in said plans and specifications or from preventing construction operations being carried on thereunder when in violation of this Code or of any other ordinance or from revoking any certificate of approval when issued in error. Every permit issued by the Administrative Authority under the provisions of this Code shall expire by limitation and become null and void, if the work authorized by such permit is not commenced within one-hundred twenty (120) days. Before such work can be recommenced, a new permit shall be first obtained, and the fee shall be one-half the amount required for a new permit for such work, provided no changes have been made, or will be made in the original plans and specifications for such work; and provided, further, that such suspension or abandonment has not exceeded one (1) year.

(b) Any violation of any provision of this Ordinance shall be punishable by a fine not exceeding three hundred dollars (\$300.00) or imprisonment for a term not exceeding ninety (90) days or by both such fine and imprisonment.

Section 3.

Code Copies. At least three (3) copies of the Uniform Plumbing Code, 1976 Edition, of the International Association of Plumbing and Mechanical Officials, all certified to be true copies, have been and are now on file in the office of the Town Clerk, and may be inspected by any interested person between the hours of 8:00 A.M. and 5:00 P.M., Monday through Friday, holidays excepted. The Uniform Plumbing Code as finally adopted shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Section 4.

Savings Clause. If any part, section, subsection, sentence, clause, or phrase of this Ordinance or of the Uniform Plumbing Code adopted hereby is for any reason held to be invalid, such decisions shall not affect the validity of the remaining sections of this Ordinance or of said Uniform Plumbing Code; the Board of Trustees hereby declares that it would have passed this Ordinance and adopted said Plumbing Code in each part, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that any one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

Section 5.

Repeal. Any or all Ordinances or parts of Ordinances of the Town of Berthoud, in conflict or inconsistent herewith are hereby repealed, provided, however, that the repeal of any Ordinance or parts of Ordinances of the Town of Berthoud shall not revive any other section of any Ordinance of Ordinances heretofore repealed or superseded. Ordinance Number 324, Section 3, is hereby specifically repealed in its entirety.

Section 6.

Effective Date. The Board of Trustees of the Town of Berthoud herewith finds, determines and designates that this Ordinance shall take effect and be in force thirty (30) days after publication.

This Ordinance was introduced, read, and a public hearing set for October 24, 1978, by the Board of Trustees of the Town of Berthoud at its meeting held this 12th day of September, 1978. After the public hearing, this Ordinance was read, passed and ordered published by the Board of Trustees at its meeting this 24th day of October, 1978.

TOWN OF BERTHOUD:

ATTEST:

Carol G. Mayo
Town Clerk

James R. Strickland
Mayor

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