

AN ORDINANCE ADOPTING THE 1997 EDITION OF THE  
UNIFORM MECHANICAL CODE

ORDINANCE # 814

AN ORDINANCE OF THE TOWN OF BERTHOUD, LARIMER AND WELD COUNTIES, COLORADO, ADOPTING THE 1997 EDITION OF THE UNIFORM MECHANICAL CODE REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF HEATING, VENTILATING, COOLING, REFRIGERATION SYSTEMS, INCINERATORS, OR OTHER MISCELLANEOUS HEAT-PRODUCING APPLIANCES IN THE TOWN OF BERTHOUD; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; REPEALING ORDINANCE NO.669 OF THE TOWN OF BERTHOUD AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

THE BOARD OF TRUSTEES OF THE TOWN OF BERTHOUD , LARIMER AND WELD COUNTY, COLORADO DOES ORDAIN AS FOLLOWS:

**SECTION 1.** That certain documents, one (1) copy of which is on file and is open for inspection by the public in the office of the Town Clerk of the Town of Berthoud, being marked and designated as *Uniform Mechanical Code*, including Appendix Chapter A (1997 edition) of the 1997 *Uniform Mechanical Code* published by the International Conference of Building Officials, be and is hereby adopted as the code of the Town of Berthoud for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of heating, ventilating, cooling, refrigeration systems, incinerators or other miscellaneous heat-producing appliances in the Town of Berthoud providing for the issuance of permits and collection of fees therefore; and each and all of the regulation, provisions, conditions and terms of such *Uniform Mechanical Code*, 1997 edition, published by the International Conference of Building Officials, on file in the office of the Town of Berthoud are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

**SECTION 2. AMENDMENTS.** Section 111.1, Violations of the *Uniform Mechanical Code*, 1997 edition, shall be amended to read as follows:

111.1 It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use or maintain mechanical systems or equipment or cause or permit the same to be done in violation of this code.

Upon conviction thereof, the person, firm or corporation shall be punished by a fine not to exceed \$300.00 or by imprisonment not to exceed ninety (90) days in jail or both such fine and imprisonment. Each separate day or 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.

**SECTION 3.** That Ordinance No. 669 of the Town of Berthoud entitled An Ordinance Adopting the Uniform Mechanical Code, 1991 Edition and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

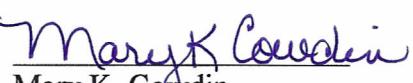
**SECTION 4.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Town of Berthoud hereby declares that it would have passed this ordinance, and each section subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**SECTION 5.** 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.

At its meeting on **February 9, 1999**, a public hearing was set by the Board of Trustees of the Town of Berthoud for its meeting held on **February 23, 1999**. After being read by title, and a public hearing, this Ordinance was passed and ordered published by the Board of Trustees at its meeting this the **23<sup>rd</sup>** day of **February, 1999**.

ATTEST:

TOWN OF BERTHOUD:

  
Mary K. Cowdin  
Town Clerk

  
Richard D. Strachan  
Mayor

Publish: 2-25-99 Berthoud Recorder