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**RESOLUTION NO. 121204-09**

**2012 AMENDMENTS TO THE BUILDING CODE REGULATIONS OF LARAMIE COUNTY**

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**RESOLUTION NO.**

**A RESOLUTION AMENDING THE BUILDING CODE REGULATIONS OF LARAMIE COUNTY BY REPLACING THE 2006 EDITION OF THE INTERNATIONAL BUILDING CODE WITH THE 2012 EDITION OF THE INTERNATIONAL BUILDING CODE WITH MODIFICATIONS.**

**WHEREAS**, Wyo. Stat. §§ 18-5-201 and 18-5-301 authorize Laramie County, in promoting the public health, safety, morals and general welfare of the county, to regulate the subdivision, use, location, design of land and buildings in unincorporated Laramie County; and

**WHEREAS**, Wyo. Stat. § 35-9-121 authorizes Laramie County to adopt electrical, mechanical and building codes applicable in unincorporated Laramie County; and

**WHEREAS**, Wyo. Stat. § 35-9-121(a)(ii) requires county's where local enforcement has been granted to adopt new standards within six months of the adoption by the State of Wyoming; and

**WHEREAS**, minimum regulations governing the conditions and maintenance of all property, buildings and structures is essential to ensure that property, buildings and structures are safe, sanitary and fit for occupation and use;

**WHEREAS**, the Board of Laramie County Commissioners has complied with the requirements of Wyo. Stat. § 16-3-103(a) by providing an opportunity for public comment and a public hearing.

**NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING**, as follows:

Section 1. Short Title. The amendments adopted by this resolution shall be known as the "2012 Amendments to the Building Code Regulations of Laramie County".

Section 2. 2006 Code Repealed. The 2006 Edition of the International Building Code and amendments thereto, which were adopted and amended as the "Building Code Regulations of Laramie County" are hereby repealed and replaced as follows.

Section 3. 2012 Edition of the International Building Code Adopted. The Board of County Commissioners for Laramie County, Wyoming, for the purpose of prescribing regulations governing the design and construction of every building not covered by the Residential Code and not excepted herein, adopts the International Building Code, 2012 Edition, as published by the International Code Council, Inc., excluding all Appendices, and the whole thereof, save and except such portions as are herein deleted, added, modified, or amended. A copy of the code has been filed in the office of the County Clerk, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the date of adoption. These provisions shall be controlling within the unincorporated areas of the County.

Section 4. Amendments, Additions, and Deletions. The following sections of the International Building Code, 2012 Edition, excluding all Appendices, which is adopted herein, are modified and/or added to as follows:

A. **Section 101.1.** shall read as follows:

These provisions shall be known as the Building Code Regulations of Laramie County, and shall be cited as such and will be referred to herein as “this code.”

B. **103.1 Creation of Enforcement agency** shall read as follows:

The department of building safety for purposes of these Building Code Regulations shall be the Laramie County Planning and Development Department. The official in charge thereof shall be known as the chief building official.

C. **103.2 Appointment:** Deleted

D. **103.3 Deputies:** Remove last sentence

E. **109.2 Schedule of fees** shall read as follows:

The schedule of fees are those fees published and adopted by the Laramie County Board of Commissioners each July 1.

F. **109.6 Fee refunds** shall read as follows:

The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The Building official may authorize refunding of not more than 80% of the permit fee paid when no work had been done under a permit issued in accordance with this code. The building official may authorize refunding of not more than 80% of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan reviewing has been done. The building official shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.

G. **114.4 Violation Penalties** shall read as follows:

Any person violating any provision of this Code shall be deemed guilty of a misdemeanor. Each and every day or portion thereof during which a violation of any provision of such Code is committed, continued or permitted shall constitute a separate offence. Upon conviction, such person may be punished by a fine of not more than Seven Hundred Fifty Dollars (\$750.00) for each offense. (Wyo. Stat. §§ 18-5-201 through 18-5-207).

H. **310.5.1 Care Facilities within a dwelling** is deleted.

I. **420.4 Automatic Sprinkler** systems is hereby amended as follows:

An automatic sprinkler system installed in accordance with Section 903.2.8 shall be provided throughout all buildings with a Group R fire area. Exception: Three or less dwelling units in a structure need not be provided with an automatic sprinkler system when all the following provisions are met:

1. Each dwelling unit has its primary exit directly to the exterior of the structure.
2. Each structure does not exceed 2 stories (levels) in height.
3. Each structure is provided with a fire wall complying with Section 705 that separates not more than 2 dwelling units.

Group I-1 occupancies shall be equipped throughout with an automatic sprinkler system in accordance with Section 903.2.6

J. **Section 903.2.8, Group R** is deleted and amended as follows:

An automatic sprinkler system installed in accordance with Section 903.2.8 shall be provided throughout all buildings with a Group R fire area. Exception: Three or less dwelling units in a structure need not be provided with an automatic sprinkler system when all the following provisions are met:

1. Each dwelling unit has its primary exit directly to the exterior of the structure.
2. Each structure does not exceed 2 stories (levels) in height.
3. Each structure is provided with a fire wall complying with Section 705 that separates not more than 2 dwelling units.

K. **Chapter 13, Energy Efficiency**, is hereby deleted in its entirety.

L. **Section 1612.3.** Insert: Laramie County; for [NAME OF JURISDICTION] and March 2, 1994 for [ DATE OF ISSUANCE].

M. **Section 3412.2** Applicability Insert: July 1, 2008 for [Date].

N. **Chapter 36 Exceptions** is created to read as follows:

**Section 3701.** These Regulations shall not apply to any of the following:

- 2012;
1. Agricultural structures as defined by the International Building Code
  2. Mines and their appurtenant facilities, oil filed operations, petroleum refineries and liquefied petroleum gas facilities;
  3. Railway shops, railway buildings (except those used for public assembly, cafeterias, dormitories, etc), rolling stock and locomotive equipment;
  4. Automotive equipment employed by a railway, gas, electric or communication utility in the exercise of its function as a public utility;

Section 5. Repealer.

If any section, subsection, sentence, clause, or phrase of this resolution is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution.

Section 6. Effective Date.

These 2012 Amendments to the Building Code Regulations of Laramie County shall become effective on the date this Resolution is approved.

**PRESENTED, READ, PASSED, APPROVED AND ADOPTED** this 4<sup>th</sup> day of December, 2012.

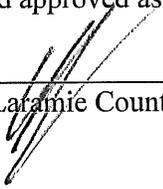
BOARD OF LARAMIE COUNTY COMMISSIONERS

  
\_\_\_\_\_  
Gay Woodhouse, Chairman

ATTEST:

  
\_\_\_\_\_  
Debra K. Lathrop, Laramie County Clerk

Reviewed and approved as to form:

  
\_\_\_\_\_  
Mark Voss, Laramie County Attorney