

CITY OF GRAND JUNCTION, COLORADO

ORDINANCE NO. 2789

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES FOR THE CITY OF GRAND JUNCTION, COLORADO; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE OF ORDINANCES AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE

Recitals.

The City's Ordinances were last codified November 23, 1965. The process of codification includes evaluation of the provisions of the existing Code for applicability and to delete and/or amend antiquated and obsolete provisions.

The Grand Junction City Council has determined that this codification is necessary for the preservation of health, safety and general welfare of the citizens of Grand Junction.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GRAND JUNCTION, COLORADO:

Section 1. Pursuant to the authority conferred by the home rule charter of the City and the Colorado Revised Statutes, Title 31, Article 16, Part 2, there is hereby adopted that certain Code, entitled the "Code of Ordinances, City of Grand Junction, Colorado," together with all ancillary codes duly described in said Code of Ordinances and incorporated therein by reference, hereinafter "Code".

Section 2. All ordinances of a general and permanent nature enacted on or before November 1, 1994, and not included in the Code or recognized and continued in force by reference therein are hereby repealed unless otherwise provided.

Section 3. The repeal provided for in section 2 hereof shall not be construed to revive any ordinance or part thereof that had been previously repealed by any ordinance being repealed by this ordinance.

Section 4. Nothing in this ordinance shall affect any offense or act committed or done, or any penalty or forfeiture incurred, or any contract or right established or occurring before the effective date hereof.

Section 5. The following codes are hereby adopted by reference and incorporated in the Code of Ordinances, City of Grand Junction, Colorado. One (1) copy of these codes are on file in the City Clerk's office and are available for public inspection.

- (a) The Uniform Building Code, 1988 Edition as published by the International Conference of Building Officials, as adopted and amended in Code § 8-51, et seq.;
- (b) The Uniform Building Code Standards, 1988 Edition as published by the International Conference of Building Officials, as adopted and amended in Code § 8-51, et seq.;
- (c) The Uniform Plumbing Code, 1988 Edition including appendices as published by the International Association of Plumbing and Mechanical Officials, as adopted and amended in Code § 8-54, et seq.;
- (d) The National Electrical Code, as published by the National Fire Protection Association and as adopted by the state pursuant to C.R.S. § 12-23-100.2 et seq., as adopted and amended in Code § 8-53, et seq.;
- (e) The Uniform Mechanical Code, 1988 Edition, including appendices as published by the International Conference of Plumbing and Mechanical Officials as adopted and amended by Code § 8-55, et seq.;
- (f) The Uniform Swimming Pool, Spa and Hot Tub Code, 1988 Edition as published by the International Association of Plumbing and Mechanical Officials as adopted and amended by Code § 8-56, et seq.;
- (g) The Uniform Code for the Abatement of Dangerous Buildings, 1988 Edition as published by the International Conference of Building Officials as adopted and amended by Code § 8-57, et seq.;
- (h) The Uniform Fire Code, 1991 Edition, including appendices as published by the Western Fire Chief's Association, Inc. and the International Conference of Building Officials as adopted and amended by Code § 18-56, et seq.;
- (i) The Uniform Fire Code Standards, 1991 Edition as published by the Western Fire Chief's Association, Inc. and the International Conference of Building Officials as adopted and amended by Code § 18-56, et seq.;

- (j) The "Model Traffic Code for Colorado Municipalities" 1977 Edition, Articles I to XXVI, as published by the State Department of Highways, as adopted and amended in Code § 36-2, et seq.

Section 6. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code, any code adopted by reference, any ordinance adopted or issued in pursuance thereof, or regulations promulgated hereunder shall be punished by a fine of not more than \$1,000.00 or imprisonment for a term not exceeding one year, or by both such fine and imprisonment as provided in § 1-9. Unless otherwise indicated each day or portion thereof any violation continues shall constitute a separate offense. Any person under 18 years of age who violates any provision of this Code or the regulations promulgated hereunder shall be subject to a fine up to \$1,000.00 and/or be required to perform useful public service not to exceed 48 hours or any combination thereof. Violation of any requirement, term or provision of the wastewater pretreatment code or other federal enactment implemented pursuant to the federal law, is punishable as required by such federal act and its implementing regulations for such programs.

In addition to the penalties prescribed above, the city may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses and permits.

Section 7. Additions or amendments to the Code, when passed in the form as to indicate the intention of the City Council to make the same a part of the Code, shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 8. The City Clerk shall distribute the Code and amendments thereto as may be necessary to the various departments of the city for official use of city officers, boards and commissions, and for exchange purposes for similar publications of other cities. All volumes designated for official use shall remain the property of the city for the use of such city officials and their successors and shall bear such designation. The City Clerk shall prepare or cause to be prepared a list of the city officers, boards and commissions who shall receive for official use copies of the Code. The City Clerk shall make the Code and supplements thereto available to the public and shall charge therefore such fees as the City Clerk deems reasonable.

Section 9. Ordinances adopted after November 1, 1994, that amend or refer to ordinances that have been codified the Code,

shall be construed as if they amend or refer to those provisions of the Code.

Section 10. This ordinance shall become effective thirty days after final publication.

Introduced and ordered published on first reading this 2nd day of November, 1994.

Adopted on second reading this 16th day of November, 1994.

City of Grand Junction

/s/ R.T. Mantlo
President of the Council

ATTEST:

/s/ Stephanie Nye
Stephanie Nye, City Clerk