

CHAPTER 6. BUILDING AND STRUCTURE CODES

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PURPOSE AND INTENT: The purpose and intent of this code of regulations is to update the comprehensive set of codes and standards, designed to be compatible with, and reference one another, which will provide better building construction and greater safety to the public through a nationally recognized set of regulations.

UNLAWFUL TO INTERFERE: It shall be a violation of this chapter for any person to hinder or interfere with the building official/code official or his or her designee in the discharge of their duties under the provisions of this ordinance.

ARTICLE 1. GENERAL PROVISIONS

6-101 **GEOGRAPHIC LOCATION.** This entire Chapter pertains to the corporate city limits and 3 mile extraterritorial area as incorporated herein and shall be known as the City of Liberal.

ARTICLE 2. INTERNATIONAL BUILDING CODE 2015 EDITION

6-201 Adoption of the International Building Code, 2015 Edition, including Appendices Chapters C, G & I, prepared and published by the International Code Council as the Building Code of the City of Liberal, Kansas for the purpose of regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area, and maintenance of all building or structures in the City of Liberal providing for the issuance of permits and collection of fees. One (1) copy of the International Building Code, 2015 Edition is on file in the office of the City Clerk of the City of Liberal.

6-202 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-201, and the International Building Code 2009 Edition, currently adopted by the City of Liberal and Ordinance No. 4424 shall be repealed.

6-203 AMENDMENTS:

- (a) Section 101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section 105.1.1 Annual Permit shall be omitted.
- (c) Section 105.1.2 Annual Permit Records shall be omitted.
- (d) Section 105.2 shall have numbers 1, 2, 4, 6, 10 & 12 under Building omitted.
- (e) Section 113.1 shall have "This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity." added.
- (f) Section 114.4 shall add: Such person shall be guilty of a misdemeanor, punishable by a fine of not more than five hundred (\$500.00) dollars or by imprisonment not exceeding one hundred eighty (180) days, or by both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."
- (g) Section 1612.3 shall have "City of Liberal" and "September 25, 2009" inserted.
- (h) Section 3301.2 shall have "All construction sites shall be secured and protected to prevent unauthorized entry and to protect the public. All construction sites with hazardous areas or large equipment shall have approved temporary safety fences constructed to protect the public. The Building Official is authorized to waive this requirement if special circumstances exist and public safety will not be impacted."" added

ARTICLE 3. INTERNATIONAL RESIDENTIAL CODE 2015 EDITION

6-301 Adoption of the International Residential Code 2015 Edition including Appendices A, B, C, E, G, H, J, M, N, O, P, R and S prepared and published by the International Code Council as the Residential Building Code of the City of Liberal, Kansas for the purpose of regulating the construction, alteration, removal, demolition, equipment, use and occupancy, location and maintenance of detached one and two family dwellings and multiple single family dwellings (townhouses) in the City of Liberal, Kansas, providing for the issuance of Residential permits and collection of fees. One (1) copy of the International Residential Code, 2015 Edition is on file in the office of the City

Clerk of the City of Liberal. Appendix F shall not be required but shall be the minimum standard for installation of Radon Control Methods when installed.

6-302 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-301, and the International Residential Building Code 2009 edition, currently adopted by the City of Liberal, and Ordinance No. 4424 shall be repealed.

6-303 AMENDMENTS:

- (a) Section R101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) R105.1 Add "All construction sites shall be secured and protected to prevent unauthorized entry and to protect the public. All construction sites with hazardous areas or large equipment shall have approved temporary safety fences constructed to protect the public. The Building Official is authorized to waive this requirement if special circumstances exist and public safety will not be impacted."
- (c) Section R105.2 shall have subsections number 1, 2, 3, 5, 10 under building omitted.
 - 1) Section R105.2 subsection number 1 shall have under building read, one-story detached accessory structures, provided that the floor area does not exceed 200 square feet shall be of a metal type under the condition that the structure shall be placed on an approved surface our footing and properly fasted to the surface.
- (d) Section R108.2 shall have "The fees shown in Exhibit C-601, as established annually in the budget resolution." Added.
- (e) Section R112.1 shall have "This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity." Added.
- (f) Section R113.4 shall be amended as follows: "Violation penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair residential work in violation of the *approved* construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than five hundred (\$500.00) dollars or by imprisonment not exceeding one hundred and eighty (180) days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

(g) Section R114.2 shall have Unlawful continuance. Add “Penalties shall include a fine of not less than \$100.00 or more than \$500.00. Each day that work continues shall be deemed a separate offense.”

(h) Table R301.2(1) shall be amended as follows:
 Ground Snow Load: “15 psf”; Wind Speed: “115 mph”; Topo effects: “NO”;
 Special Wind Region: “NO”; Wind-borne Debris Zone: “NO”; Seismic category:
 “A”; Weathering: “Severe”; Frost depth: “30 inches”; Termite: “Moderate to
 Heavy”; Winter Design Temp: “5°”; Ice barrier: “NO”; Flood Hazards:
 “5/1/1999; 9/25/2009; panels 20175C0025D, 20175C0125D, 20175C0150D,
 20175C0175D, 20175C0200D, 20175C0250D, 20175C0275D, 20175C0300D,
 20175C0333D, 20175C0334D, 20175C0337D, 20175C0340D, 20175C0341D,
 20175C0342D, 20175C0343D, 20175C0344D, 20175C0375D,
 20175C0400D”; Air Freezing Index “426 days”; Mean Annual Temp: “57.8°F”

**Table R301.2(1)
 CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

GROUND SNOW LOAD	WIND DESIGN				SEISMIC DESIGN CATEGORY	SUBJECT TO DAMAGE FROM			WINTER DESIGN TEMP	ICE BARRIER UNDERLAYMENT REQUIRED	FLOOD HAZARDS	AIR FREEZING INDEX	MEAN ANNUAL TEMP
	Speed (mph)	Topographic Effects	Special Wind Region	Wind-borne debris zone		Weathering	Frost line depth	Termite					
15	115	No	No	No	A	Severe	30"	Moderate to Heavy	5	No	5/1/1999; 9/25/2009	426	57.8° F

- (i) Section R302.13 Fire protection of floors. Shall be omitted.
- (j) Section R303.4 Mechanical Ventilation. Shall be omitted.
- (k) Section R310.6 Shall be amended as follows: “An emergency escape and rescue opening is not required where existing basements undergo alterations or repairs of less than 40% of existing finishes.”
- (l) Section R313.1 shall be amended to have “shall” replaced with “may”.
- (m) Section R313.2 shall be amended to have “shall” replaced with “may”.
- (n) Section R403.1.1 shall have “In no case shall any footer be less than eighteen inches (18”) in depth or ten inches (10”) in width.” Added.
- (o) Section R403.1.4.1 Exception #1 shall replace “600 square feet (56 m²)” with “400 square feet (37 m²)”.
- (p) Section R908.3.1 Roof Recover. Shall have Subsections 1 and 3 omitted.

- (q) Section R908.4 Roof re-covering shall be omitted.
- (r) Chapter 11 shall be omitted and replaced with “There shall be minimum insulation standard of R-35 for ceilings/attics, R-15 for exterior walls, and R-19 for floors above unconditioned spaces. A copy of the Kansas Energy Efficiency Disclosure required by K.S.A 66-1228 for new residential structure shall be provided to the Building Official prior to issuance of a Certificate of Occupancy.”
- (s) Section G2413.1 shall have: “Underground gas lines to the main structure shall be a minimum 1 ¼” pipe from the meter to the point at which ground is broken. A minimum 1” gas line shall be required to the first outlet.” added.
- (t) Section G2414.5.2 Shall be replaced with “Copper and copper alloy tubing shall not be used.”
- (u) Section G2415.12 shall replace “12 inches (305 mm)” with “24 inches (610 mm)”.
- (v) Section G2415.12.1 Individual Outside Appliance. Replace “8 inches (203 mm)” with “24 inches (610 mm)”.
- (w) Section G2415.13 Shall have “The trench for the service line shall contain no other lines.” Added.
- (x) Section G2417.4.1 Shall be amended as follows: : “This inspection shall require that the lines be pressured with a pressure of twenty (20) pounds of air, thirty (30) pounds of air if CSST is used for any portion of the piping system, and the same shall have stood for at least fifteen (15) minutes with no noticeable loss in pressure. For welded piping, and piping carrying gas at pressures in excess of six (6) psig, the test pressure shall not be less than sixty (60) pounds per square inch and shall be continued for a length of thirty (30) minutes.”
- (y) Section P2603.5.1 Sewer depth. Shall Insert “12 inches (305 mm)” and “12 inches (305 mm)”.
- (z) Section P2906.4 Water service pipe. Add “Water service piping shall be continuous Type K copper piping extending from the water meter to a point inside the property line of the location being served, but in no case shall the copper piping be less than five (5) feet in length.”
- (aa) Section P3005.2 Do to the previously flooding, any new construction and repairs our houses that flooded due to heavy rain storms shall be required to have cleanouts installed with a back water valve.

- (bb) Section E3604.5.1 shall have “In no case shall a mast be less than 2” rigid conduit.” Added.
- (cc) Section E3601.6 Shall have Every service shall be provided with an accessible disconnecting means on the exterior of the structure prior to the service entrance conductors entering the structure.
- (dd) Section E3405.5 Shall have “Required working space shall not be designated for storage. Panelboards, overcurrent protection devices, and metering equipment shall not be located in clothes closets, in bathrooms, under deck canopies, under carports, over the steps of a stairway or any exterior portion which could be enclosed.

ARTICLE 4: INTERNATIONAL PLUMBING CODE 2015 EDITION

- 6-401 Adoption of the International Plumbing Code, 2015 Edition, including Appendix Chapters B, C, D, & E, prepared and published by the International Code Council as the Plumbing Code of the City of Liberal, Kansas for the purpose of regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of plumbing systems in the City of Liberal, Kansas, providing for the issuance of plumbing permits and collection of fees. One (1) copy of the International Plumbing Code, 2015 Edition is on file in the office of the City Clerk of the City of Liberal.
- 6-402 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-401, and the International Plumbing Code 2009 edition, currently adopted by the City of Liberal, and Ordinance No. 4424 shall be repealed.
- 6-403 AMENDMENTS:
 - (a) Section 101.1 Title. Shall have “The City of Liberal” Inserted.
 - (b) Section 106.1.1 for Annual Permit shall be omitted.
 - (c) Section 106.1.2 for Annual Permit Records shall be omitted.
 - (d) Section 106.6.2 shall have “The fees shown in Exhibit C-601, as established annually in the budget resolution.” Inserted.
 - (e) Section 108.4 Insert “Misdemeanor”, “\$500.00”, and “180 days”
 - (f) Section 108.5 insert “\$100.00” and “\$500.00”.
 - (h) Section 109.2 and subsections 109.2.1 through 109.2.6 shall be replaced as follows: “This board shall be the Joint Building Safety Board of Appeals as

established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity.”

- (i) Section 305.4.1 Sewer Depth. Shall have “12” inches (“305” mm) and “12” inches (“305” mm). inserted
- (j) Section 605.3 Water service pipe. Add “Water service piping shall be continuous type K copper piping extending from the water meter to a point inside the property line of the location being served, but in no case shall the copper piping be less than five (5) feet in length.”
- (k) Section 903.1 Roof Extension. Shall have “6 inches” inserted.
- (l) Section 1003.1 [Interceptors and Separators] Where required. Shall amend to add: “A minimum 500-gallon exterior approved grease interceptor shall be installed for all new and renovated commercial kitchens.”

ARTICLE 5: INTERNATIONAL NATIONAL ELECTRICAL CODE 2014 EDITION

- 6-501 Adoption of the National Electrical Code 2014 Edition, including Article 80 (Annex H) prepared and published by the National Fire Protection Association as the Electrical Code of the City of Liberal, Kansas for the purpose of regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of Electrical systems in the City of Liberal, Kansas, providing for the issuance of Electrical permits and collection of fees. One (1) copy of the National Electrical Code, 2014 Edition is on file in the office of the City Clerk of the City of Liberal.
- 6-502 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-501, and the National Electrical Code 2008 edition, currently adopted by the City of Liberal, and Ordinance No. 4424 shall be repealed.
- 6-503 AMENDMENTS:
 - (a) Section 80.15 Subsections (A) through (H) shall be replaced as follows: “80.15 (A) Board of Appeals. This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity.”
 - (b) Section 80.19 (D) Annex H: for Annual Permits shall be omitted.
 - (c) Section 80.19 (E) Annex H: shall have “The fee schedule shall be as shown in Exhibit C-601, as established annually in the budget resolution.” Added.

- (d) Section 80.19(F)(3) Annex H: shall have “fourteen (14) business” inserted.
- (e) Section 80.23(B)(3) Annex H: shall have “One Hundred”, “\$100.00”, Five Hundred”, “\$500.00”, “One”, “1”, “One hundred eighty” and “180” inserted.
- (f) Section 80.25(C) Annex H: shall have “14 business” inserted.
- (g) Section 80.29 Annex H: shall have “City of Liberal” inserted.
- (h) Section 80.35 Annex H: shall have “One” and “1” inserted.
- (i) Section 210.64 shall have “15-or” deleted.
- (j) Section 230.28(a) shall add “In no case shall a mast be less than 2” rigid conduit.”
- (k) Section 230.70(A)(1) shall add Every service shall be provided with an accessible disconnecting means on the exterior of the structure prior to the service entrance conductors entering the structure.
- (l) Section 300.1(A) shall have “New or replaced wiring within all commercial structures shall be installed in metal conduit, approved metal raceways, or approved metal clad cables.” Added.
- (m) Section 334.10 #3,4,5 Omitted (*NM cable section*)
- (n) Amend Section 362.10 and subsections 362.12 through 362.120 for permitted uses of ENT as follows: “The use of ENT shall be prohibited for any use within the City of Liberal”

ARTICLE 6. INTERNATIONAL MECHANICAL CODE 2015 EDITION

- 6-601 Adoption of the International Mechanical Code, 2015 Edition, including Appendix Chapter A, prepared and published by the International Code Council as the Mechanical Code of the City of Liberal, Kansas for the purpose of regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of mechanical systems in the City of Liberal, Kansas, providing for the issuance of mechanical permits and collection of fees. One copy of the International Mechanical Code, 2015 Edition is on file in the office of the City Clerk of the City of Liberal.
- 6-602 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-601, and the International Mechanical Code 2009 Edition

currently adopted by the City of Liberal, and Ordinance No. 4424 shall be repealed.

6-603 AMENDMENTS:

- (a) Section [A]101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section [A]106.1.1 for Annual Permit shall be omitted.
- (c) Section [A]106.1.2 for Annual Permit Records shall be omitted.
- (d) Section [A]106.5.2 shall have "The fees shown in Exhibit C-601, as established annually in the budget resolution." Inserted.
- (e) Section [A]108.4 Insert "Misdemeanor", "\$500.00", and "180 days"
- (f) Section [A]108.5 insert not less than "\$100.00" and not more than "\$500.00".
- (h) Section [A]109.2 and subsections 109.2.1 through 109.2.6 shall be replaced as follows: "This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity."

ARTICLE 7. INTERNATIONAL FUEL AND GAS CODE 2015 EDITION

6-701 Adoption of the International Fuel Gas Code, 2015 Edition, prepared and published by the International Code Council as the Fuel Gas Code of the City of Liberal, Kansas for the purpose of regulating fuel gas systems and gas-fired appliances, in the City of Liberal, Kansas. One (1) copy of the International Fuel Gas Code, 2015 Edition is on file in the office of the City Clerk of the City of Liberal.

6-702 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-701. And the International Fuel Gas Code 2009 Edition, currently adopted by the City of Liberal, and Ordinance 4424 shall be repealed.

6-703 AMENDMENTS:

- (a) Section 101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section 106.1.1 for Annual Permit. Omitted
- (c) Section 106.1.2 for Annual Permit Records. Omitted

- (d) Section 106.6.2 shall have “The fees shown in Exhibit C-601, as established annually in the budget resolution.” Inserted.
- (e) Section 108.4 Insert “Misdemeanor”, “\$500.00”, and “180 days”.
- (f) Section 108.5 insert “\$100.00” and “\$500.00”.
- (h) Section [A]109.2 and subsections 109.2.1 through 109.2.6 shall be replaced as follows: “This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity.”
- (i) Section 402.1 shall be amended to add: “Underground gas lines to the main structure shall be a minimum 1 ¼” pipe from the meter to the point at which ground is broken. A minimum 1” gas line shall be required to the first outlet.”
- (j) Section 403.4.3 shall be replaced with “Copper and copper alloy pipe shall not be used.”
- (k) Section 403.5.2 shall be replaced with “Copper and copper alloy tubing shall not be used.”
- (l) Section 404.12 shall be amended to replace “12 inches” with “24 inches”.
- (m) Section 404.12.1 shall be amended to replace “8 inches” with “24 inches”.
- (n) Section 404.13 shall be amended to add: “The trench for the service line shall contain no other lines.
- (o) Sections 406.4.1 - Test pressure, and 406.4.2 - Test duration. Deleted and replace with new Section 406.4.1 as follows: “This inspection shall require that the lines be pressured with a pressure of twenty (20) pounds of air, thirty (30) pounds of air if CSST is used for any portion of the piping system, and the same shall have stood for at least fifteen (15) minutes with no noticeable loss in pressure. For welded piping, and piping carrying gas at pressures in excess of six (6) psig, the test pressure shall not be less than sixty (60) pounds per square inch and shall be continued for a length of thirty (30) minutes.”

ARTICLE 8. INTERNATIONAL PROPERTY MAINTENANCE CODE 2015 EDITION

- 6-801 Adoption of the International Property Maintenance Code 2015, including Appendix A, prepared and published by the International Code Council as the property Maintenance Code of the City of Liberal, Kansas for the purpose of regulating the conditions and maintenance of all property in the City of Liberal,

Kansas. Nothing in this code shall be construed to cancel, modify or set aside any provision of the City adopted Zoning Ordinance. One (1) copy of the International Property Maintenance Code 2015 Edition is on file in the office of the City Clerk of the City of Liberal.

6-802 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-801. And the International Property Maintenance Code 2009 Edition, currently adopted by the City of Liberal, and Ordinance 4424 shall be repealed.

6-803 AMENDMENTS:

- (a) Section [A]101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section [A]111.2 shall be amended as follows: " The board of appeals shall consist of the duly elected members of the City Commission of the City of Liberal."
- (c) Section [A]112.4 shall have "\$100.00" and "\$500.00" inserted.
- (d) Section 302.4 shall have "twelve inches (12") in height" inserted.
- (e) Section 304.14 Insect Screens. Insert "April 1st" and "October 31st"
- (f) Section 602.3 shall have "October 1st" and "May 1st" inserted, and "This requirement shall not be construed to mean the owner or operator is responsible for utility cost in providing the heat source but only for the mechanical equipment to be in working condition and capable of supplying the required heat." Added.
- (g) Section 602.4 shall have "October 1st" and "May 1st" inserted, and "This requirement shall not be construed to mean the owner or operator is responsible for utility cost in providing the heat source but only for the mechanical equipment to be in working condition and capable of supplying the required heat." Added.

ARTICLE 9: INTERNATIONAL EXISTING BUILDING CODE 2015 EDITION

6-901 Adoption of the International Existing Building Code 2015 Edition, prepared and published by the International code council as the Existing Building Code of the City of Liberal, Kansas for the purpose of regulating for the repair, alteration, change of occupancy, addition, relocation of existing buildings, including historic buildings in the City of Liberal, Kansas providing for the issuance of building permits and collection of fees. One (1) copy of the International Existing Building code 2015 Edition is on file in the office of the City Clerk of the City of Liberal.

6-902 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-801. And the International Property Maintenance Code 2009 Edition, currently adopted by the City of Liberal, and Ordinance 4424 shall be repealed.

6-903 AMENDMENTS:

- (a) Section [A]101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section [A]105.1 Annual Permit. Shall be omitted.
- (c) Section [A]105.1.2 Annual Permit Fees. Shall be omitted.
- (d) Section [A]105.2 shall have subsection number 1 under building deleted.
- (e) Section [A]112.1 shall have "This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity." Added.
- (f) Section [A]113.4 shall add: "Any such person shall be guilty of a misdemeanor, punishable by a fine of not more than five hundred (\$500.00) dollars or by imprisonment not exceeding one hundred eighty (180) days, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

ARTICLE 10. PERFORMANCE CODE

6-1001 The previously adopted performance code from Ordinance 4424 shall be repealed.

ARTICLE 11. MOBILE HOME INSTALLATION CODE

6-1101 The previously adopted mobile home code from ordinance 4424 shall be repealed and Appendix E of the adopted 2015 International Residential Building Code shall govern mobile home installation.

ARTICLE 12. INTERNATIONAL SWIMMING POOL AND SPA CODE 2015 EDITION

6-1201 Adoption of the International Swimming Pool and Spa Code 2015 Edition, prepared and published by the International Code Council as the swimming pool and spa code for the City of Liberal, Kansas for the purpose of regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use, or maintenance of swimming pools in the City of Liberal, Kansas, providing for the issuance of

permits and collection of fees. One (1) copy of the International Swimming Pool and Spa Code 2015 Edition is on file in the office of the City Clerk of the City of Liberal.

6-1202 Section 1 above shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-1201. And the International Swimming Pool and Spa Code 2012 Edition, currently adopted by the City of Liberal, and Ordinance 4424 shall be repealed.

6-1203 AMENDMENTS:

- (a) Section [A]101.1 Title. Shall have "The City of Liberal" Inserted.
- (b) Section [A]105.6.2 shall have "The fees shown in Exhibit C-601, as established annually in the budget resolution." Inserted.
- (c) Section [A]107.4 Insert "Misdemeanor", "\$500.00", and "30 days".
- (h) Section [A]107.5 shall have "\$100.00" and "\$500.00" inserted.
- (i) Section [A]108.2 and subsections 108.2.1 through 108.2.6 shall be replaced as follows: "This board shall be the Joint Building Safety Board of Appeals as established by the City of Liberal, Kansas and Seward County, Kansas. In the absence of this board or in the event this board is unable to act, the Board of City Commissioners of the City of Liberal shall act in this capacity."

ARTICLE 13. GENERAL PROVISIONS FOR LICENSING

6-1301 GEOGRAPHIC LOCATION. This entire Chapter pertains to the corporate city limits and 3 mile extraterritorial area as incorporated herein and shall be known as the City of Liberal.

6-1302 This shall be designated in the Code of the City of Liberal, Kansas as Chapter 6-1301 through 6-1704, Contractor Licensing, currently adopted by the City of Liberal and Ordinance No. 4424 shall be repealed.

ARTICLE 14. DEFINITIONS

6-1401 **Building Official** – The designated authority charged with the administration and enforcement of the Building Code of the City of Liberal, or his or her authorized representative.

Contractor - A person or firm that undertakes a contract to provide materials and/or labor to perform a service or do a job. This includes any plumbers, gas fitters, electricians or other specialized person for whom special licenses or bonds are required by other laws of the city.

Contractor shall not mean or include:

Any licensed subcontractor working under the supervision of a general contractor; or

Any owner making ordinary repairs to any building or structure not involving the structural, mechanical, electrical, gas or plumbing parts of the building; or

Any employee under the direct on-site daily supervision of a licensed contractor.

Electrical Apprentice – An individual who works with master electricians and journeyman electricians for the purpose of learning the occupation of electrical wiring. This individual shall work only under the direct supervision of certified master electricians and journeyman electricians.

Electrical Journeyman – an Individual who is qualified and certified to do electrical wiring, repairs and maintenance or in any way work at the occupation of electrical wiring for and under the direction of a qualified master electrician

Electrical Master – An individual, who is qualified, certified and equipped to properly lay out and plan the installation, repairs and maintenance of electrical wiring.

Electrical Wiring – shall consist of the placing or installation of wires, conduits, raceways, cables and/or circuits in buildings or structures in the City of Liberal and the area surrounding the city under the jurisdiction of the City of Liberal, and the repair, replacement and/or wiring of like power and lighting installations for the transmission of electricity for the operation and the use of electrical appliances, fixtures, motors and any other apparatus or equipment designed or intended to use electricity or electrical current.

Electricians Helper – a person who helps master electricians and journeyman electricians at the occupation of electrical wiring and only in the presence of such master electrician or journeyman electrician.

Mechanical Apprentice – An individual whose status is that of an apprentice in the mechanical installation trade. This individual shall work only under the direct supervision of a certified master mechanical installer or a certified journeyman mechanical installer.

Mechanical Journeyman– an individual who is qualified and certified to install, repair or maintain mechanical equipment, or in any way work at the occupation of mechanical installation, for and under, the supervision of a certified master mechanical installer

Mechanical Master – an individual, who is qualified, certified and equipped to properly lay out and plan the installation, repairs and maintenance of mechanical systems.

Plumbing Apprentice – An individual whose status is that of an apprentice in the plumbing installation trade. This individual shall work only under the direct supervision of a certified master plumber or a certified journeyman plumber

Plumbing Journeyman – an individual who is qualified and certified to do plumbing, plumbing repairs and maintenance or in any way work at the occupation of plumbing and gas systems for and under the supervision of a certified master plumber.

Plumbing Master – an individual, who is qualified, certified and equipped to properly lay out and plan the installation, repairs and maintenance of plumbing or gas systems.

ARTICLE 15. BUILDING TRADES AND CONTRACTORS

6-1501

- 1. Class A-AGC- General Contractor.** Undertakes the construction, repair, alteration, remodeling, addition to, subtraction from, improvement, and demolition of any building or structure, including related improvements to real estate, regardless of occupancy or height. . Does not include any electrical, mechanical, plumbing, or natural or liquefied petroleum gas work.
- 2. Class B-BCG- General Contractor.** Undertakes the construction, repair, alteration, remodeling, addition to, subtraction from, improvement, and demolition of commercial buildings, single- and multiple-unit residential dwellings, and accessory-use structures, all of which shall not exceed three stories in height. Does not include any electrical, mechanical, plumbing, or natural or liquefied petroleum gas work.
- 3. Class C-CGC-General Contractor.** Undertakes the construction, repair, alteration, remodeling , addition to, subtraction from, improvement, and demolition, and improvement of single or multiple residential dwelling units as defined by the residential building code. Does not include any electrical, mechanical, plumbing, or natural or liquefied petroleum gas work.
- 4. Class-MC-Mechanical Contractor with gas.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the design, installation, maintenance, repair, alteration, and extension of air conditioning, refrigeration, warm air heating, low and high pressure boilers, ventilation systems, duct systems, unfired pressure vessels, fuel transmission lines, and related appurtenances.
- 5. Class-EC-Electrical Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the design, plan, installation, repair, alternation, and maintenance of electrical conductors, raceways, and equipment for light, heat, and power.
- 6. Class-PGC-Plumbing with Gas Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the installation, repair, maintenance, and extension of any plumbing system, including drains, waste, sanitary vents, water supply, fixtures, indirect wastes and natural or petroleum gas systems, installation, repair, and maintenance of gas piping

systems, including gas piping, appliances, vents, flues, tanks, and other related appurtenances.

- 7. Class-RC-Roofing Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the installation, repair, and replacement of roof coverings, including roof deck insulation, roof coating, painting, covering, use of sheet metal products incidental to roofing work or other related material, and installation of nonstructural decking and siding.
- 8. Class-SIC-Sign Installation Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the installation, repair, and modification of non-electric signs.
- 9. Class-CRTC-Concrete Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake concrete work, including formwork, placement of steel reinforcement, batching, mixing, delivery, placing, finishing, and curing which shall include, sidewalks, driveways and non-bearing slab work. Concrete porches shall not be included in class of contractor. Formerly limited contractor.
- 10. Class-USPC-Unlimited Swimming Pool Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the construction, service, and repair of all types and kinds of residential and commercial swimming pools. This includes excavation and grading, construction, appurtenances, and installation of all equipment. This does not include direct connections to a sanitary sewer system or to potable water lines, nor the grounding and bonding of metal surfaces, nor the making of any electrical connections.
- 11. Class-FSPSC-Fire Sprinkler & Protection Services Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the design, plan, installation, repair, alteration, and maintenance of Fire Sprinkler and Protection Services.
- 12. Class-WCC-Water Conditioning Contractor.** Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the installation, servicing or repairing water conditioning equipment. Water conditioning equipment means any water conditioning device to include filters, softeners,

hypo-chlorinators, aerators, chemical feeders, associated equipment and the like used in connection with the conditioning of water.

13. Class-SOC-Specialized Other Contractor. Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake one of the following specialties: the installation or repair of fences, windows and doors, siding and guttering or any other specialized work that does not meet a specified classification or description defined herein at the determination of the building official.

14. Class-BTC-Backflow Test Contractor. Undertakes with or for another, for a fixed sum price, fee or any compensation other than wages, advertises, or represents to the public the capacity or ability to undertake the, testing, servicing or repairing of backflow prevention devices.

ARTICLE 16. LICENSING RULES

6-1601 LICENSE FOR CONTRACTORS: No person shall engage in business as a contractor, unless he or she has a current license issued pursuant to this article. No license shall be issued unless the applicant submits the correct application forms, filled out with correct and legible information. Applications found to be falsified or illegible will not be accepted.

It shall be unlawful for any individual, either directly or indirectly to lend his or her license required by this section, or to permit the same to be used by any other individual, for the purpose of obtaining a permit to do contractor work requiring a permit or a license. In the event any licensee's certificate is suspended or canceled as authorized by Section 10, his or her license shall automatically be suspended or canceled as the case may be. A contractor of trade's license shall likewise be automatically suspended or canceled at any time he or she fails to have a master in his or her employ that has a current and valid certificate.

6-1602 EXEMPTION FROM LICENSURE: Licenses shall not be required for the following:

- (a) Public utility companies and their employees when engaged in the installation, operation or maintenance of equipment which will be used for the production, generation, transmission or distribution of the product or service from the source of the product or service through the facilities owned or operated by the utility company to the point of customer service, including the metering
- (b) Employees of the city engaged in the discharge of their duties when performing work on city-owned property.
- (c) The owner of a **single-family dwelling**, who occupies the residence, when constructing, enlarging, altering, converting, or is in any way performing trade work.

- 6-1603 LICENSE FEES: The applicant for a contractor's license shall pay a fee for first year and annually every year thereafter. This license alone shall not permit the licensee to perform work as a contractor, but he or she may do business as a contractor. Should the applicant desire to do and engage in the actual contracting work, he or she shall acquire any required permits prior to starting said work. Expiration date of the license shall be December 31st of each year, or within 10 days thereafter. Fees are established annually in the budget resolution, non pro-rated, and are shown in: Exhibit C-604.
- 6-1604 INSURANCE REQUIREMENTS: Any person licensed as a contractor shall have and show proof of a valid general liability, property damage, and products completed insurance policy certificate in effect which shall not be less than the amount of \$500,000 combined single limit including (but not limited to) contractual liability, independent contractors and completed operations. Such insurance policy shall be in effect prior to the issuance of any contractor's license. If the policy expires or is canceled, the contractor's license is suspended at the same time.
- 6-1605 CERTIFICATE OF GOOD STANDING: All new license applications, seeking to be licensed with the City, must submit from the Kansas Secretary of the State, a certificate of good standing. This can be purchased directly from the website. Does not need to be resubmitted upon annual renewal.
- 6-1606 BUSINESS LICENSE All Contractors seeking a license must obtain a valid City Business License.
- 6-1607 PROOF OF COMPETENCY FOR CERTAIN TRADES
General Contractor A,B,C, - Must meet the requirements of K.S.A 12-1556, 12-1557 proving competency and testing minimums.
Electrical Contractor - must meet the requirements of K.S.A 12-1525, 12-1526 proving competency and testing minimums.
Plumbing Contractor - must meet the requirements of K.S.A 12-1508, 12-1509 proving competency and testing minimums.
Mechanical Contractor - must meet the requirements of K.S.A 12-1541, 12-1542 proving competency and testing minimums.
- 6-1608 TRADE CERTIFICATES. Any individual to engage in work as a contractor of trades, which is required to prove competency under Kansas statute, must submit proof of apprentice, journeyman, or master. Each trade individual shall be issued a trade certificate.
- 6-1609 EXPIRATION AND RENEWAL ; Continuing Education Units, (CEU'S) Requirements. **Every trade certificate** issued under this article shall expire on the 31st day of December in the year issued. Prior to certificate renewals as per K.S.A. 12-1541 requires persons receiving any trade certificates annually

to obtain not less than 12 hours biennially or six hours annually of continuing education approved by such local governing body. Not less than six hours biennially or three hours annually shall consist of code education. Continuing education may be provided by the local governing body, a nationally recognized trade association, community college, technical school, technical college or other provider approved by the local governing body. This shall apply to **General Contractor** renewals. All hours of education shall consist of training relative to construction, maintenance and code update training. All trade certificates may be renewed annually by the building Official upon payment of a renewal fee on or before December 31st or within 10 days thereafter. Fees are established annually in the budget resolution and are shown in Exhibit C – 604. If the trade certificate is not renewed by such date, the provisions of this article concerning the issuance of an original certificate shall apply.

6-1610 UNLAWFUL DISPLAY OF SIGNAGE: It shall be unlawful, and a class C misdemeanor for any individual not in legal possession of a valid contractor's license issued pursuant to this article to engage in, or carry on, or represent himself, herself, itself or themselves as engaged in or carrying on the business of contractor or to use the words "licensed", "contractor", "electrician", "master plumber," "master mechanical installer", "mechanical installer", "mechanical systems installer", "plumbing," or "plumber," in any advertising, business cards, or any media outlet, to display or expose a sign having similar import for the purpose of implying the advertiser to be so engaged.

6-1611 REVOCATION, SUSPENSION OF LICENSE: The license of any contractor may be suspended temporarily upon a complaint of the building inspector, for a period not to exceed 30 days at any one time. Notice shall be given in writing to such contractor informing him or her of a time for hearing before Municipal Court on the complaint or matter alleged against such contractor involving any one or more of the following:

- (1) Misrepresentation of a material fact by applicant in obtaining a license;
- (2) Failure or neglect to observe conditions of permit for safety of public;
- (3) Performance of any work without permit where one is required by the laws of the city; and
- (4) Willful disregard of any violation of the adopted codes of the city, or failure to comply with any lawful order of the city building inspector.

If any license shall be revoked, the contractor shall not be eligible for a new license during a period of one year thereafter. No fee shall be refunded in event of the suspension or revocation of any contractor's license. It shall be unlawful to engage in the occupation or trade of contractor during the time any license of such contractor has been suspended or revoked

ARTICLE 17. PERMITS

- 6-1701 **REQUIRED:** Permits are required by contractors to perform any job as per their definition. When a contractor is found working without having applied for and received the proper permit, said contractor is subject to fines and Article 4 Section 11. Applications for permits must be submitted 24 hours in advance of work starting. When submitting construction documents, allow up to 2 weeks for approval. All subcontractors must apply for a permit and be licensed with the City of Liberal for every project which requires a permit.
- 6-1702 **EXTENSION:** Contractors may request an extension for a permit **only** when prior to the permit expiring.
- 6-1703 **REFUNDS:** The Building Official may determine to refund when requested in writing with justifiable cause demonstrated.
- 6-1704 **INSPECTIONS:** All permitted work must have an inspection. All final inspections shall be requested within 24 hours of completing the work. All inspections shall have the licensed General Contractor or an authorized agent who is listed with the Building Official on site for all inspections. All Plumbing, Electrical, Gas and Mechanical Contractors must have a licensed Journeyman or Master on site for all inspections.