ORDINANCE NO. 1975-4

TITLE AND PURPOSE: AN ORDINANCE RELATING TO THE REGULATION OF, ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, CONVERSION, DEMOLITION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF BUILDINGS OR STRUCTURES IN THE TOWN OF LA JARA, COLORADO; ADOPTING BY REFERENCE THERETO THE UNIFORM BUILDING CODE, 1973 EDITION OF THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS; REPEALING ALL ORDINANCES OF THE TOWN OF LA JARA, COLORADO, IN CONFLICT OR INCONSISTENT HEREWITH; AND PROVIDING A PENALTY FOR VIOLATION OF THE PROVISIONS OF SAID BUILDING CODE.

WHEREAS, the Board of Trustees of the Town of La Jara has made a thorough study of the 1973 edition of the Uniform Building Code; and,

WHEREAS, the Board of Trustees is of the opinion that the same should be adopted;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LA JARA, COLORADO:

Section 1. Adoption.--Pursuant to Title 31, Article 12, Part 4, C.R.S. 1973, there is hereby adopted as the Building Code of the Town of La Jara, by reference thereto, the Uniform Building Code, 1973 Edition, published by the International Conference of Building Officials, 5360 South Workman Mill Road, Whittier, California 90601, to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted code includes comprehensive provisions and standards regulating the erection, construction, enlargement, alterations, repair, moving, removal, conversion, demolition, occupancy, equipment, use, height, area, and maintenance of buildings and structures for the purpose of protecting the public health, safety, and general welfare.

Section 2. Amendments and Deletions.

"None"

Section 3. Code Copies.--At least three (3) copies of the Uniform Building Code, 1973 Edition, of the International Conference of Building Officials, certified to be true copies, have been and now are 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 "Building Code", if finally adopted, shall be available for sale to the public through the office of the Town Clerk at a moderate price.

Section 4. Penalties.

a. The following penalty clause, contained in the Uniform Building Code, is herewith set in full and adopted:

> "Section 205. It shall be unlawful for any person, firm, or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert or demolish, equip, use, occupy, or maintain any building or structure in the city, or cause the same to be done, contrary to or in violation of any of the provisions of this Code."

b. Any person, firm, or corporation violating any of the provisions of this Code shall be deemed guilty of a misdemeanor, and each such person shall be deemed guilty of a separate offense for each and every day or portion thereof during which any violation of any of the provisions of this Code is committed, continued, or permitted, and upon conviction of any such violation, such person shall be punished by a fine of not more than THREE HUNDRED DOLLARS ($300.00) or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment.

Section 5. Savings Clause.--If any part, section, subsection, sentence, clause,

or phrase of this Ordinance or of the Building 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 Building Code; the Board of Trustees hereby declares that it would have passed this Ordinance and adopted said Building 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 6. Repeal.--Any or all ordinances or parts of ordinances of the Town of La Jara, in conflict or inconsistent herewith are hereby repealed, PROVIDED, HOWEVER, that the repeal of any ordinance or parts of ordinances of the Town of La Jara shall not revive any other sections of any ordinance or ordinances heretofore repealed or superseded. Ordinance No. 56, "An Ordinance Concerning Fire and Building Regulations" is hereby specifically repealed in its entirety.

Section 7. Publication.--The Town Clerk shall certify to the passage of this Ordinance, cause notice of its contents and passage to be published or posted, and make not less than three (3) copies of the adopted Uniform Building Code available for the inspection by the public during regular business hours.

Section 8. Effective Date.--Whereas, the residents of the Town of La Jara are unable to secure and obtain loans for new constructions or acquisitions of homes or businesses, or home or business improvements and remodeling from federal agencies or from lending institutions insured or regulated by federal agencies until the Town participates in the National Flood Insurance Program, an emergency exists and this Ordinance is necessary for the immediate preservation of the public peace, health and safety; therefore, this Ordinance shall be in full force and effect from and after its final passage and publication.

DULY PASSED, APPROVED AND ADOPTED BY AN AFFIRMATIVE VOTE OF 3/4 OF THE MEMBERS OF THE BOARD OF TRUSTEES OF THE TOWN OF LA JARA AFTER PUBLIC HEARING AND SIGNED THIS 12th DAY OF August, 1975.

TOWN OF LA JARA, COLORADO

Fred L. Velasquez

Fred L. Velasquez, Mayor

(SEAL)

ATTEST:

Atilano S. Mondragon

Atilano S. Mondragon, Town Clerk

DATE OF PUBLICATION: August 15, 1975.