

Repeals Ordinance 216

I-2008-000622 Book 0439 Pg: 823  
02/22/2008 12:55 pm Pg 0823-0826  
Fee: \$ 19.00 Doc: \$ 0.00  
Carrie Philpott - Adair County Clerk  
State of Oklahoma

**Ordinance No. 343**

**An Ordinance Establishing Minimum Regulations Governing the Design, Construction, Alteration, Enlargement, Repair, Demolition, Removal, Maintenance And Use Of All Buildings And Structures; Providing For The Issuance Of Permits, Collection Of Fees, Making Of Inspections; Providing Penalties For The Violation Thereof; Known As The International Building Code; and repealing Existing Ordinance Number Two Hundred Sixteen ( 216 ) Of Stilwell, Adair County, Oklahoma.**

**Be It Ordained By The City Council Of Stilwell, Oklahoma:**

**Section 1. That a certain document, three (3) copies of which are on file in the office of the Stilwell City Clerk, being marked and designated as the International Building Code, 2006 edition, including appendix chapters A through K, as published by the International Code Council, be and is hereby adopted as the Building Code of the City of Stilwell, in the State of Oklahoma for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the Stilwell City clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Ordinance.**

**Section 2. The following sections are hereby revised:**

**Section 101.1 Insert: City Of Stilwell**

**Section 1612.3 Insert City Of Stilwell**

**Section 1612.3 Insert March 4, 1996**

**Section 3410.2 Insert**

**Section 108.1 Fee Schedule: A fee for each Plan Examination, building permit and inspection shall be paid in accordance with the following schedule:**

**Plan Examinations.**

**A. Industrial and Commercial.....\$20.00 per hour with a \$50.00 minimum.**

**B. Residential.....\$10.00**



**Permit Fees**

|   |   |
|---|---|
| <b>New Residence.....</b>                                 | <b>\$0.05 per sq. ft. \$50.00 minimum</b>   |
| <b>Residential Addition.....</b>                          | <b>\$0.03 per sq. ft. \$25.00 minimum</b>   |
| <b>New Commercial.....</b>                                | <b>\$0.08 per sq. ft. for first 10,000 sq. ft.<br/>\$0.04 per sq. ft. over 10,000 sq. ft.</b> |
| <b>Residential Remodeling.....</b>                        | <b>\$4.00 per \$1000.00 est. with \$25.00<br/>Minimum</b>                                     |
| <b>Accessory Buildings.....</b>                           | <b>\$10.00 up to 250 sq. ft.<br/>\$25.00 over 250 sq. ft.</b>                                 |
| <b>Residential Driveway.....</b>                          | <b>\$10.00</b>  |
| <b>New Warehouse.....</b>                                 | <b>\$0.04 per sq. ft. for first 10,000 sq. ft.<br/>\$0.02 per sq. ft. over 10,000 sq. ft.</b> |
| <b>Conversion from Residential<br/>To Commercial.....</b> | <b>\$5.00 per \$1000. estimated cost<br/>With \$50.00 minimum</b>                             |
| <b>Commercial Parking.....</b>                            | <b>\$.0005 per sq ft.</b>   |
| <b>Reinspections.....</b>                                 | <b>\$10.00 per visit</b>  |

**Section 113.1 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, construct, alter or repair a building or structure in violation of an approved plan 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 fin of not more than Seventy-Five Dollars (\$75.00), including costs, or by imprisonment not exceeding ten (10) days, or both such fine and imprisonment, Each day that a violation continues shall be deemed a separate offense.

**Section 114.3 Unlawful Continuance:** Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe conditions, shall be liable to a fine of not less than Fifty (\$50.00) nor more than Seventy-Five dollars (\$75.00).

**Section 3.** That Ordinance No. 216 of the City of Stilwell entitled The BOCA National Building Code 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 City Council 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.

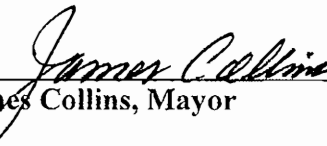
**Section 5.** That nothing in this Ordinance or in the Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any causes of action acquired or existing, under any act or Ordinance hereby repealed as cited in section 3 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**Section 6.** That the City Clerk is hereby ordered and directed to cause this Ordinance to be published in a newspaper in general circulation.

**Section 7.** For the immediate preservation of the public peace, health and safety, an emergency is hereby declared to exist by reason whereof this Ordinance shall take effect and be in force from and after its passage and approval.

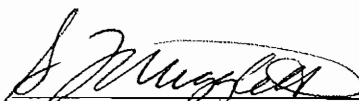
PASSED by the City Council this 7th day of January, 2008.

APPROVED by the Mayor this 7<sup>th</sup> day of January, 2008.

  
James Collins, Mayor

[SEAL]

Attest:

  
Sheldon Migletto, City Clerk/Treasurer



Published in the Stilwell Democrat Journal, Jan. 16<sup>th</sup> 2008.