

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING ORDINANCE NUMBER 11894 BY DELETING SECTION 2, AND REPLACING IT WITH A NEW SECTION 2 REGARDING FIRE SPRINKLER PROTECTION.

WHEREAS, the Missouri State Legislature has passed, and the Governor has signed, a new law called Senate Bill 108, concerning the installation of fire sprinklers in certain home dwellings; and

WHEREAS, the new State law conflicts with a portion of Ordinance Number 11894, regarding fire sprinklers; and

WHEREAS, the new law confirms part of the original state statute, and amends other portions, and extends the law to December 31, 2019; and

WHEREAS, in order to keep City Ordinances in compliance with state law, amendments to the code are required and are described below.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KIRKSVILLE, MISSOURI, AS FOLLOWS:

Section 1. Section 2 of Ordinance 11894 is hereby deleted and replaced with the following:

Notwithstanding any other provision contained in the Code of Ordinances of the City of Kirksville, a builder of one- or two-family dwellings or townhouses shall offer to any purchaser on or before the time of entering into the purchase contract the option, at the purchaser's cost, to install or equip fire sprinklers in the dwelling or townhouse. Notwithstanding any other provision of law to the contrary, no purchaser of such a one- or two-family dwelling or townhouse shall be denied the right to choose or decline to install a fire sprinkler system in such dwelling or townhouse being purchased. Builders of two-family or townhouse dwellings that are built under the requirements of the 2009 Residential Code or subsequent codes without mandated fire sprinkler systems in Section R313 of such code shall retain the language in Section R317 of the 2006 International Residential Code for two-family dwellings (R317.1) and townhouses (R317.2). The provision of this Section 2 shall expire on December 31, 2019.

Section 2. This ordinance shall be effective from and after the date of its passage.

Passed by the City Council and signed by the Mayor this 19th day of September, 2011.

Richard L. Detweiler, Mayor

ATTEST:

Vickie Brumbaugh, City Clerk