ORDINANCE NO. 19, SERIES 2013
INTRODUCED BY: COUNCILOR ALEXANDRA LYNCH

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, AMENDING THE INTERNATIONAL RESIDENTIAL CODE, EDITION 2009, AS ADOPTED BY ORDINANCE NO. 19, SERIES 2011, RELATED TO RESIDENTIAL FIRE SPRINKLER SYSTEMS FOR TOWNHOMES AND ONE- AND TWO-FAMILY DWELLINGS

WHEREAS, on June 7, 2011 the Lafayette City Council approved Ordinance No. 19, Series 2011 adopting by reference the International Residential Code, 2009 Edition; and

WHEREAS, Ordinance No. 19, Series 2011 amended Section R313.1 and Section R313.2 of the International Residential Code, 2009 Edition, by delaying the requirement for residential fire sprinkler systems in townhouse and one-and two-family dwelling units until July 1, 2013; and

WHEREAS, the City is currently in the process of reviewing the 2011 edition of the International Codes for potential adoption in 2013, including the International Residential Code; and

WHEREAS, as part of the review and potential adoption process of the 2013 International Code, city staff is considering whether or not to adopt the requirements for residential fire sprinkler systems in townhouse and one-and two-family dwelling units; and

WHEREAS, the City Council desires to amend the International Residential Code, Edition 2009.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LAFAYETTE, COLORADO, AS FOLLOWS:

Section 1. That Section R313.1 of the International Residential Code, Edition 2009 is hereby amended to read as follows:

> **Sec. R313.1 Townhouse automatic fire sprinkler systems**. Effective January 1, 2014, an automatic residential fire sprinkler system shall be installed in townhouses.
>
> **Exception**: An automatic residential fire sprinkler system shall not be required when additions or alterations are made to existing townhouses that do not have an automatic residential fire sprinkler system installed.

Section 2. That Section R313.2 of the International Residential Code, Edition 2009 is hereby amended to read as follows:

> **Sec. R313.2 One- and Two-Family dwelling automatic fire sprinkler systems**. Effective January 1, 2014, an automatic residential fire sprinkler system shall be installed in one- and two-family dwellings.
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> **Exception**: An automatic residential fire sprinkler system shall not be required when additions or alterations are made to existing buildings that do not have an automatic residential fire sprinkler system installed.

Section 3. If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portion hereof is hereby repealed to the extent of such inconsistency or conflict.

Section 5. The repeal or modification of any provision of the Code of Ordinances of Lafayette, Colorado by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

Section 6. This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Section 7. Violations of this ordinance shall be punishable in accordance with Section 1-10 of the Municipal Code of the City of Lafayette, Colorado.

Section 8. This ordinance shall become effective upon the latter of the 10th day following enactment, or the day following final publication of the ordinance.

INTRODUCED AND PASSED ON FIRST READING THE 16TH DAY OF JULY, 2013.

PASSED ON SECOND AND FINAL READING AND PUBLIC NOTICE ORDERED THE 6TH DAY OF AUGUST 2013.

CITY OF LAFAYETTE, COLORADO

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Carolyn D. Cutler, Mayor

ATTEST:

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Susan Barker, CMC
Deputy City Clerk

APPROVED AS TO FORM:

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David S. Williamson
City Attorney