

**ORDINANCE NO. 1327**

**AN ORDINANCE REPEALING EXISTING FRIDLEY CODE SECTION 206.01 AND ENACTING A NEW SECTION 206.01 THAT PROVIDES FOR THE APPLICATION, ADMINISTRATION, AND ENFORCEMENT OF THE MINNESOTA STATE BUILDING CODE BY REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA, AND MAINTENANCE OF ALL BUILDINGS AND STRUCTURES IN FRIDLEY, PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREOF; PROVIDING PENALTIES FOR VIOLATION THEREOF; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES THAT CONFLICT THEREWITH AND PERPETUALLY INCLUDING THE MOST CURRENT EDITION OF THE MINNESOTA STATE BUILDING CODE WITH THE EXCEPTION OF THE OPTIONAL APPENDIX CHAPTERS, WHICH SHALL NOT APPLY UNLESS SPECIFICALLY ADOPTED**

The City of Fridley does hereby ordain:

**206.01. BUILDING CODE**

1. ~~Building Code. The Minnesota State Building Code, established pursuant to Minnesota Statutes 16B.59 through 16B.75, one copy of which is on file in the office of the City Clerk of Fridley, Minnesota, is hereby adopted by reference as the Building Code of the City of Fridley and incorporated in this Chapter as completely as if set out here in full. (Ref 1190)~~
2. ~~The following chapters of the Minnesota State Building Code including the following chapters of Minnesota Rules are adopted by the City: (Ref 1190)~~
  - A. ~~Chapter 1300 Administration of the Minnesota Building Code.~~
  - B. ~~Chapter 1301 Building Official Certification.~~
  - C. ~~Chapter 1302 State Building Construction Approvals.~~
  - D. ~~Chapter 1303 Minnesota Provisions of the State Building Code~~
  - E. ~~Chapter 1305 Adoption of the 2006 International Building Code;~~
  - F. ~~Chapter 1306 Special Fire Protection Systems (Ord 1159)~~
    - ~~—Section 1306.0020. Municipal Option, Subp. 3; and E.1~~
  - G. ~~Chapter 1307 Elevators and Related Devices~~
  - H. ~~Chapter 1309 Adoption of the 2006 International Residential Code;~~
  - I. ~~Chapter 1311 Adoption of the Guidelines for the Rehabilitation of Existing Buildings;~~
  - J. ~~Chapter 1315 Adoption of the 2005 National Electrical Code~~
  - K. ~~Chapter 1325 Solar Energy Systems~~
  - L. ~~Chapter 1330 Fallout Shelters~~
  - M. ~~Chapter 1335 Floodproofing Regulations~~

- N. ~~Chapter 1341—Minnesota Accessibility Code~~
- O. ~~Chapter 1346—Adoption of the Minnesota State Mechanical Code~~
- P. ~~Chapter 1350—Manufactured Homes~~
- Q. ~~Chapter 1360—Prefabricated Buildings~~
- R. ~~Chapter 1361—Industrialized/Modular Building~~
- S. ~~Chapter 1370—Storm Shelters~~
- T. ~~Chapter 4715—Minnesota Plumbing Code~~
- U. ~~Chapters 1322 and 1323 Minnesota Energy Code~~

### 3. ~~Organization and Enforcement.~~

~~A.—Application, Administration and Enforcement. The application, administration and enforcement of the code shall be in accordance with Minnesota Rule Chapter 1300. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statutes 16B.62, Subd. 1, when so established by this ordinance. (Ref 1190)~~

~~B.—The Building Inspection Division shall be the Building Code Department of the City of Fridley. The Administrative authority shall be a State Certified Building Official. (Minnesota Statute 16B.65)~~

~~C.—The City Manager shall be the Appointing Authority and designate the Building Official for the jurisdiction of Fridley. (Ref. 961)~~

1. Codes Adopted by Reference. The Minnesota State Building Code, as adopted by the Commissioner of Labor and Industry pursuant to Minnesota Statutes chapter 326B, including all of the amendments, rules and regulations established, adopted and published from time to time by the Minnesota Commissioner of Labor and Industry, through the Building Codes and Standards Unit, is hereby adopted by reference with the exception of the optional chapters, unless specifically adopted in this ordinance. The Minnesota State Building Code is hereby incorporated in this ordinance as if fully set out herein.

2. Application, Administration and Enforcement. The application, administration, and enforcement of the code shall be in accordance with Minnesota State Building Code. The code shall be enforced within the extraterritorial limits permitted by Minnesota Statutes, 326B.121, Subd.2(d), when so established by this ordinance.

The code enforcement agency of this municipality is called the City of Fridley Building Code Enforcement Office. This code shall be enforced by the Minnesota Certified Building Official designated by this Municipality to administer the code in accordance with Minnesota Statutes 326B.133, Subdivision I.

3. Permits and Fees. The issuance of permits and the collection of fees shall be as authorized in Minnesota Rules Chapter 1300. Permit fees shall be assessed for work governed by this code in accordance with the fee schedule adopted by the municipality in City Code Chapter 11. In addition, a surcharge fee shall be collected on all permits issued for work governed by this code in accordance with Minnesota Statutes 326B.148.

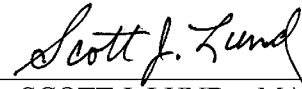
4. Violations and Penalties. A violation of the code is a misdemeanor pursuant to Minnesota Statutes 326B.082, Subd.16.

5. Building Code Optional Chapters. Minnesota State Building Code, Chapter 1300 allows the City to adopt by reference and enforce certain optional chapters of the most current edition of the Minnesota State Building Code.

The following optional provisions identified in the most current edition of the State Building Code are hereby adopted and incorporated as part of the building code for the City:

1. Chapter 1306, Special Fire Protection Systems

THIS ORDINANCE IS PASSED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF FRIDLEY THIS 4TH DAY OF JANUARY, 2016.



SCOTT J. LUND – MAYOR

ATTEST:



DEBRA A. SKOGEN – CITY CLERK

Public Hearing:	December 28, 2015
First Reading:	December 28, 2015
Second Reading:	January 4, 2016
Publication:	January 15, 2016