

**ORDINANCE 1995**

**AN ORDINANCE AMENDING CHAPTER 182 EXISTING BUILDING CODE, OF THE  
MUNICIPAL CODE OF THE CITY OF ANKENY, IOWA, BY ADOPTING THE 2018  
INTERNATIONAL EXISTING BUILDING CODE WITH AMENDMENTS**

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**WHEREAS**, the City Council of the City of Ankeny, Iowa desires to continue to protect life, safety and property including existing buildings through the adoption and enforcement of construction codes, and to establish the minimum requirements to safeguard the public health, safety and general welfare through structural strength, means of egress facilities, stability, sanitation, adequate light and ventilation, energy conservation, and safety to life and property from fire and other hazards attributed to the built environment and to provide safety to fire fighters and emergency responders during emergency operations;

**WHEREAS**, the Council now deems it appropriate to revise the Municipal Code by adopting the latest edition of the International Code Council Existing Building Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANKENY, IOWA:**

1. That Chapter 182 of the Municipal Code of the City of Ankeny, Iowa, the Existing Building Regulations be enacted in the following Chapter;

**Chapter 182 EXISTING BUILDING CODE**

<b>Section Number</b>	<b>Title</b>	<b>IEBC Section</b>
<b>182.01</b>	<b>Short Title</b>	
<b>182.02</b>	<b>Adoption of Existing Building Code</b>	
<b>182.03</b>	<b>Amendments, modification, additions and deletions</b>	
<b>182.04</b>	<b>Deletions</b>	
<b>182.05</b>	<b>Referenced Codes -- Conflicts</b>	
<b>182.06</b>	<b>Title</b>	<b>101.1</b>
<b>182.07</b>	<b>Expiration</b>	<b>105.5</b>
<b>182.08</b>	<b>Plan Review Fees</b>	<b>108.2.1</b>
<b>182.09</b>	<b>Work Commencing Before Permit Issuance</b>	<b>108.4</b>
<b>182.10</b>	<b>Storm Shelters - Addition to Group E Occupancy</b>	<b>1106.1</b>
<b>182.11</b>	<b>Storm Shelters - Required Occupant Capacity</b>	<b>1106.1.1</b>

**182.01 SHORT TITLE.** This chapter shall be known as the Ankeny Existing Building Code, and may be cited as such, and may be referred to herein as this chapter

**182.02 ADOPTION OF EXISTING BUILDING CODE.** The *International Existing Building Code 2018 Edition*; published by the International Code Council, Inc., is adopted in full except for such portions as may be hereinafter deleted, modified or amended.

**182.03 AMENDMENTS, MODIFICATIONS, ADDITIONS AND DELETIONS.** The *International Existing Building Code, 2018 Edition* (hereinafter known as the IEBC), is amended as hereinafter set out in Sections 182.04 through 182.11.

**182.04 - - DELETIONS.** The following are deleted from the IEBC and are of no force or effect in this chapter:

Section 105.1.1 Annual Permit, Section 105.1.2 Annual Permits Record, Section 105.2 #1, Section 112 Board of Appeals.

**182.05 REFERENCED CODES - - CONFLICTS.** In the event requirements of this code conflict with applicable State and Federal requirements, the more stringent shall apply.

**182.06 SECTION 101.1 AMENDED - - TITLE.** Section 101.1, Title, of the IEBC, is hereby deleted and there is enacted in lieu thereof the following section:

Section 101.1 Title. These regulations shall be known as the Ankeny Existing Building Code, hereinafter known as “this code.”

**182.07 SECTION 105.5 AMENDED - - EXPIRATION.** Section 105.5 Expiration, of the IEBC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 105.5 Twelve Month Expiration Every permit issued under the provisions of this Code shall expire twelve (12) months from the date of issue, unless the application is accompanied by a construction schedule of specific longer duration, in which instance the permit may be issued for the term of the construction schedule, with approval of the Code Official. If the work has not been completed by the expiration date of the permit, no further work shall be done until the permit shall have been renewed by the owner or his or her agent and by payment of the renewal fee as established by Resolution of the City Council, and provided no changes have been made in plans or location. Upon approval, permits may be extended for no more than two periods not exceeding 180 days each.

**182.08 SECTION 108.2 AMENDED - - PLAN REVIEW FEES.** Section 108.2 Fee schedule, of the IEBC, is hereby established by adding the following section:

Section 108.2.1 Fee schedule Permits shall not be issued until the fees, as set forth and established by resolution of the City Council, have been paid to the City of Ankeny. An amended permit or a supplemental permit for additional construction shall not be issued until the permit fee(s) for the additional work has been paid.

**182.09 SECTION 108.4 ADDITION - - WORK COMMENCING BEFORE PERMIT ISSUANCE.** Sections 108.4, Work commencing before permit issuance, of the IEBC, is hereby established by adding the following sentence after said sections:

Sections 108.4 Work commencing before permit issuance Said fee shall be 100 percent of the usual permit fee in addition to the required permit fees.

**182.10 Section 1106.1 AMENDED - - ADDITION TO GROUP E OCCUPANCY.** Section 1106.1, Addition to Group E Occupancy, of the IEBC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 1106.1 Addition to Group E Occupancy Where an addition is added to an existing Group E occupancy located in an area where the shelter design wind speed for tornadoes is 250 mph in accordance with Figure 304.2 (1) of ICC 500 and the program occupant load of the addition is 50 or more, the addition shall have a storm shelter constructed in accordance with Chapters 1 through 5 & 8 of ICC 500.

For the purposes of this section the installation of portable buildings for utilization on the campus or site for educational purposes shall be considered as an addition.

Exceptions:

1. Group E day care facilities.
2. Group E occupancies accessory to place of religious worship.
3. Additions meeting the requirements for shelter design in ICC 500.
4. Accessory structures and additions to existing group E sites where the occupancy classification of said structures are classified as Groups A-5 and U

The aggregate area of all additions within a 10 (ten) year period shall be factored when determining the requirements of this section.

**182.11 Section 1106.1.1 AMENDED - - REQUIRED OCCUPANT CAPACITY.** Section 1106.1.1, Required Occupant Capacity, of the IEBC, is hereby amended by deleting said section and inserting in lieu thereof the following:

Section 1106.1.1 Required Occupant Capacity The required occupant capacity of the storm shelter shall include all buildings classified as a Group E occupancy on the campus or site, whichever is larger and shall be the greater of the following:

1. The total occupant load of the classrooms, vocational rooms and offices in the Group E occupancy.
2. The occupant load of any indoor assembly space that is associated with the Group E occupancy.

Exceptions:

1. Where an addition is being added on an existing Group E site, and where the addition is not of sufficient size to accommodate the required occupant capacity of the storm shelter for all of the buildings on-site, the storm shelter shall at a minimum accommodate the required capacity for the addition.
2. Where approved by the Code Official, the required occupant capacity of the shelter shall be permitted to be reduced by the occupant capacity of any existing storm shelters on the campus or site.

2. Repeal. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

3. Effective date. This ordinance shall be effective March 1, 2020, after its final passage and publication as required by law.

**PASSED AND APPROVED** this 20<sup>th</sup> day of January, 2020.

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Gary Lorenz, Mayor

ATTEST:

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Denise L. Hoy, City Clerk

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