

ORDINANCE NO. 569

AN ORDINANCE OF THE MONTEREY PENINSULA AIRPORT DISTRICT ADOPTING THE 1994 EDITION OF THE UNIFORM BUILDING CODE VOLUMES 1, 2, AND 3, REGULATING THE ERECTION, CONSTRUCTION, ENLARGEMENT, ALTERATION, REPAIR, MOVING, REMOVAL, DEMOLITION, CONVERSION, OCCUPANCY, EQUIPMENT, USE, HEIGHT, AREA AND MAINTENANCE OF ALL BUILDINGS OR STRUCTURES IN THE MONTEREY PENINSULA AIRPORT; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF; AND REPEALING ORDINANCE NO. 435 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

The Board of Directors of the Monterey Peninsula Airport District do ordain as follows:

SECTION 1. ADOPTION OF UNIFORM BUILDING CODE. That set of documents, a copy of which is on file and is open for inspection of the public in the office of the Monterey Peninsula Airport District, being marked and designated as *Uniform Building Code*, 1994 edition, published by the International Conference of Building Officials, including the generic fire-resistive assemblies listed in the *Fire Resistance Design Manual*, Thirteenth Edition, dated April 1992, published by the Gypsum Association as referenced in Tables 47-A, 47-B and 47-C and Appendix Chapter 12, Division II of the specified *Uniform Building Code*, including Appendix Chapters 9, 11, 12, 15, 16, 18, 31, 33, 34 and Division II of Appendix Chapter 4, and *Structural Welding Code - Reinforcing Steel*, AWS D1.4-92 (U.B.C. Standard 19-2), and the *American National Standard for Accessible and Useable Buildings and Facilities*, A117.1-1992 (see *Uniform Building Code* Section 1101.2), published by the Council of American Building Officials as modified or amended in the *Uniform Building Code* referenced herein be and is hereby adopted as the code of the Monterey Peninsula Airport District for regulating the erection, construction, enlargement, alteration, repair, moving, removal, demolition, conversion, occupancy, equipment, use, height, area and maintenance of all buildings or structures in the Monterey Peninsula Airport and providing for issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions and terms of such *Uniform Building Code*, 1994 edition, Volumes 1, 2, and 3, published by the International Conference of Building Officials, and the secondary publications

referenced above are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

SECTION 2. PENALTIES. That any person, firm or corporation violating any provision of the code adopted hereby or failing to comply therewith, or violating or failing to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine not to exceed One Thousand Dollars (\$1,000) or by imprisonment in the county jail for not to exceed six (6) months, or both fine and imprisonment. Each separate day or any portion thereof, during which any violation of the code occurs or continues, shall be deemed to constitute a separate offense, and upon conviction thereof, shall be punishable as herein provided. The imposition of any one penalty for any violation shall not excuse the violation or permit it to continue and all such violations shall be corrected or remedied by the person, firm or corporation responsible for the violation within a reasonable time. The application of any penalties provided for above shall not be held to prevent the enforced removal of any violation of the code hereby adopted.

SECTION 3. REPEAL OF CONFLICTING ORDINANCES. That Ordinance No. 435 entitled "An Ordinance Adopting the 1988 Edition of the Uniform Building Code and the 1988 Edition of the Uniform Building Code Standards Regulating the Erection, Construction, Enlargement, Alteration, Repair, Moving, Removal, Demolition, Conversion, Occupancy, Equipment, Use, Height, Area and Maintenance of All Buildings or Structures in the Monterey Peninsula Airport; Providing For the Issuance of Permits and Collection of Fees Therefrom and Providing for Penalties for the Violation Thereof" and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 4. VALIDITY. That if any section, subsection, sentence, clause or phrase of this ordinance or the code adopted hereby is, for any reason, held to be invalid or unconstitutional,

such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Directors of the Monterey Peninsula Airport District hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared invalid or unconstitutional.

SECTION 5. EFFECTIVE DATE. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days from and after the date of its final passage and adoption.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT: This 12th day of April, 1995 by the following roll call vote:

AYES:	DIRECTORS:	Faul, Irwin, Nakamura, Chairman Haskell
NOES:	DIRECTORS:	Searle
ABSENT:	DIRECTORS:	None

Signed this 12th day of April, 1995



Martin W. Haskell, Jr., Chairman

A T T E S T



Barbara Sadler
District Secretary