

ORDINANCE NO. 637

AN ORDINANCE OF THE MONTEREY PENINSULA AIRPORT DISTRICT ADOPTING THE 1997 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, REPEALING ORDINANCE NO. 569 AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

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

Section 1. That set of documents, three (3) copies of which are on file and open for inspection of the public in the office of the Secretary of the Monterey Peninsula Airport District, being marked and designated as *Uniform Building Code, 1997 Edition*, published by the International Conference of Building Officials, including the generic fire-resistive assemblies listed in the *Fire Resistance Design Manual*, Fourteenth Edition, dated April 1994, published by the Gypsum Association as referenced in Tables 7-A, -7-B and 7-C and Appendix Chapter 12, Division II of the specified *Uniform Building Code*, including Appendix Chapters 9, 11, 12, 15, 16, 18, 29, 31, 33, 34, and Division II of Appendix Chapter 4, and *Structural Welding Code—Reinforcing Steel*, AWS D1.4-92 (UBC Standard 19-1); 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; *Load and Resistance Factor Design Specifications for Structural Steel Buildings*, December 1, 1993 (Chapter 22, Division II); *Specification for Structural Steel Buildings Allowable Stress Design and Plastic Design*, June 1, 1989 (Chapter 22, Division III); *Load and Resistance Factor Design Specification for Cold Formed Steel Structural Members*, 1986 (with December, 1989 Addendum) (Chapter 22, Division VI); *Specification for Design of Cold-Formed Steel Structural Members*, 1986 (Chapter 22, Division VII); *Standard Specification for Steel Joists, K-Series, LH-Series, DLH-Series and Joist Girders*, 1994 (Chapter 22, Division IX); *Structural Applications of Steel Cables for Buildings*, ASCE 17-95 (Chapter 22, Division XI); and *National Design Specification for Wood Construction*, Revised 1991 Edition (Chapter 22, Division III, Part 1), as modified or amended in the *Uniform Building Code* referenced herein be and are 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 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, 1997 Edition*, Volumes 1, 2 and 3, published by the International Conference of Building Officials, and the secondary publications referenced above, all of which are on file in the office of the Secretary of the Monterey Peninsula Airport District are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

Section 2. 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 or infraction, whichever may be charged, 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 portion thereof, during which any violation occurs or continues, shall be deemed to constitute a separate offense. 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. That Ordinance No. 569 entitled "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" and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. That if any section, subsection, sentence, clause or phrase of this ordinance 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, sentence, 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. 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 13th day of August, 1997 by the following roll call vote:

AYES: DIRECTORS: Faul, Haskell, Searle, Chairman Nakamura

NOES: DIRECTORS: None

ABSENT: DIRECTORS: Irwin

Signed this 13th day of August, 1997

A T T E S T


Kei Nakamura, Chairman


Barbara Sadler
District Secretary