

Date July 15, 2013

**HOLD HEARING ON ADOPTION BY REFERENCE OF THE
INTERNATIONAL FIRE, BUILDING, AND OTHER STANDARD CODES**

WHEREAS, Des Moines Fire Department and Community Development staff recommend the adoption, subject to amendments and deletions thereto, of the following nationally recognized standard codes by reference as part of the Municipal Code of the City of Des Moines:

- (A) International Fire Code, 2012 Edition;
 - (B) International Building Code, 2012 Edition;
 - (C) International Existing Building Code, 2012 Edition;
 - (D) International Residential Code, 2012 Edition;
 - (E) International Mechanical Code, 2012 Edition;
 - (F) International Fuel Gas Code, 2012 Edition; and
 - (D) International Energy Conservation Code, 2009 Edition;
- all published by the International Code Council, and,

- (E) Uniform Plumbing Code, 2012 edition,
published by the International Association of Plumbing and Mechanical Officials; and

WHEREAS, the proposed adoption of said editions of these Codes, and amendments and deletions thereto, have been reviewed for consideration and approval by the Building and Fire Code Board of Appeals prior to submission to the City Council; and

WHEREAS, pursuant to Section 380.10 of the Code of Iowa, the City Council must hold a public hearing prior to adoption by reference of said editions of these standard codes into the Des Moines City Code; and

WHEREAS, on June 24, 2013, by Roll Call No. 13-0984, it was duly resolved by the City Council that the proposed adoption by reference of said editions of these standard codes into the Des Moines City Code be set down for hearing on July 15, 2013, at 5:00 p.m., in the Council Chamber; and

WHEREAS, due notice of the proposal to adopt by reference the above-listed editions of these standard codes was given as provided by law, setting forth the time and place for hearing on said proposal; and

WHEREAS, in accordance with said notice, those interested in said proposed adoption, both for and against, have been given an opportunity to be heard with respect thereto and have presented their views to the City Council.

★ Roll Call Number

Agenda Item Number

55

Date July 15, 2013

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Des Moines, Iowa, that the public hearing on the adoption, subject to amendments and deletions thereto, of the nationally recognized standard codes and editions as first listed herein, by reference as part of the Municipal Code of the City of Des Moines, is hereby closed, and that all comments and objections made during said hearing are hereby received and filed.

Moved by _____ to adopt

APPROVED AS TO FORM:


Glenna K. Frank, Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
GRIESS				
MAHAFFEY				
MEYER				
MOORE				
TOTAL				

MOTION CARRIED

APPROVED

Mayor

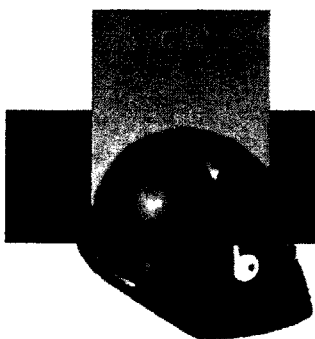
CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

City Clerk

BAKER ELECTRIC INC.



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email:info@bakerelectric.com

July 3, 2013

Honorable Mayor and
Members of the Des Moines City Council
400 Robert D Ray Drive
Des Moines, IA 50309

Re: Proposed adoption to require protection of lightweight floor joists.

Dear Honorable Mayor and Members of the Des Moines City Council:

I am writing to you to as chairperson of the Des Moines Building and Fire Appeals Board in regards to the proposed protection of lightweight floor joists. Over the past three months we have had open discussion opportunities for this proposed code change. The first occurred in the form of a public meeting on April 11, followed by our normal board meeting on May 9th. Mr. Cox was aware of the public meeting in April and was not in attendance. He was then invited to come and speak to the board on behalf of the Home Builders Association of Greater Des Moines in May, which again went unattended. This item was discussed in May followed by a motion to accept the proposed protection requirements and a vote in favor of doing so. After that meeting, via a phone conversation, I personally invited him to attend our June 13th meeting. Although this was considered closed, I felt it in the best interest to reopen it on his behalf and put it on the agenda for that meeting. On the day of the June meeting, we were informed that he would not be attending due to a birthday for his son. There was further discussion on this topic with the result still in favor of keeping the proposed code change.

I am aware that some other jurisdictions have elected to strike this from the residential code due to the anticipated cost factors. While I do agree there could be added costs in keeping this provision in the code as written, I also believe that the additional costs involved spread out over the cost of the home is a small percentage and certainly affords additional protection to the occupants and to the firefighters that may have to enter the home during a fire. I think this portion of the code provides a responsible approach to the issue of lightweight construction and the safety factors involved outweigh the financial impact on a typical project utilizing this method.

I would like to mention that this board is made up of a group of volunteers, all with backgrounds in the building industry, who as a group meet to review building codes and issues to help insure the safety of the community. Speaking for the majority of the board, we feel there were adequate opportunities to represent opposing arguments, none of which were taken and this provision of the code should remain as proposed. Additionally we feel the safety should not be forsaken for the financial gain in this case.

Sincerely,

Gary I Edgington
Des Moines Building and Fire Appeals Board-Chairperson