

## ORDINANCE NO. 5221

### AN ORDINANCE MAKING AN EXCEPTION FOR TIME LIMITS IN THE CASE OF PERMITS ISSUED PURSUANT TO SUBSTANDARD HOUSING ORDERS BY ADDING SECTION 15.12.481 TO THE RAPID CITY MUNICIPAL CODE.

WHEREAS, the International Building Code (IBC) as currently adopted by the City has established that the work authorized under a building permit is to be commenced within 180 days; and

WHEREAS, the owners of substandard housing can obtain a permit and have time lines that are greater than contained in substandard housing orders that are issued pursuant to the International Property Maintenance Code and the City is unable to enforce substandard housing orders when permits are issued on the properties; and

WHEREAS, the City finds that setting time lines less than are in the current Code will increase compliance with substandard housing orders and will increase safety of housing in the City of Rapid City; and

WHEREAS, The Common Council of Rapid City finds that it is the City's best interests to set timelines for Building Permits issued pursuant to substandard housing orders.

NOW THEREFORE, BE IT ORDAINED by the City of Rapid City, that Chapter 15.12 of the Rapid City Municipal Code be amended by adding Section 15.12.481 to read as follows:

#### **15.12.481 IBC Chapter 105.5 Expiration - Amended**

IBC Chapter 1, Section 105.5 dealing with the maximum length of time in which to complete work under a permit issued pursuant to a Substandard Housing Notice and Order is hereby amended to read as follows:

**105.5 Expiration.** Every permit issued shall become invalid unless the work authorized by such permit is commenced within 180 days after its issuance, or if the work authorized by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The building official is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated.

#### **Exceptions:**

A permit issued pursuant to the Section 107 of the International Property Maintenance Code shall have work completed within 60 days of the date of the Notice and Order. The Building Official is authorized to grant, in writing, one or more extensions of time, for periods not more than 30 days each. The extensions shall be requested in writing and justifiable cause demonstrated. All denials of extensions or building permits shall be appealed to the International Building Code Board of Appeals.

CITY OF RAPID CITY

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Mayor

ATTEST:

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Finance Officer

(SEAL)

First Reading:

Second Reading:

Published:

Effective: