

**ORDINANCE NO. 19-31**

**AN ORDINANCE PERTAINING TO THE OLATHE MECHANICAL CODE; ADDING SECTION 15.10.031, AMENDING OLATHE MUNICIPAL CODE SECTIONS 15.10.010, 15.10.020, 15.10.040, 15.10.060 AND 15.10.080 AND REPEALING THE EXISTING SECTIONS; ALSO REPEALING SECTION 15.10.050.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:**

**SECTION ONE:** Section 15.10.010 of the Olathe Municipal Code is hereby amended to read as follows:

**“15.10.010 Code Adopted.**

The ~~2012~~ 2018 International Mechanical Code, published by the International Code Council, Inc., 4051 West Flossmoor Road, Country Club Hills, Illinois 60478-~~5795~~ is adopted by reference and made a part of this chapter as if fully set out, save and except such parts or portions thereof as are specifically deleted, added or changed in Sections 15.10.030 through and including 15.10.110.”

**SECTION TWO:** Section 15.10.020 of the Olathe Municipal Code is hereby amended to read as follows:

**“15.10.020 Marked Copies of Code on File.**

There shall be not less than one (1) copy of the code adopted by reference in Section 15.10.010 kept on file in the office of the City Clerk, to which shall be attached a copy of the incorporating ordinance, and which shall be marked or stamped, “Official Copy as Incorporated by Ordinance No. ~~42-45~~ 19-31 with all sections or portions thereof intended to be omitted clearly marked to show any such deletion or change, and filed with the City Clerk and open to inspection and available to the public at all reasonable hours. ~~The Fire Department, Municipal Judges and all administrative departments of the City charged with the enforcement of the incorporating ordinance shall be supplied, at the cost of the City, such number of official copies of such standard ordinance similarly marked, deleted and changed as may be deemed expedient.”~~

**SECTION THREE:** Section 15.10.031 is hereby added to the Olathe Municipal Code and shall read as follows:

**“15.10.031 Section [A] 101.1 Amended - Title.**

Section [A] 101.1 of the International Mechanical Code is hereby amended to read as follows:

[\[A\] 101.1 Title. The 2018 International Mechanical Code and the deletions, changes, and additions contained in the Olathe Municipal Code, Chapter 15.10 shall be known as the Mechanical Code of the City of Olathe, Kansas, hereinafter referred to as “this code” or “the Mechanical Code.”](#)

**SECTION FOUR:** Section 15.10.040 of the Olathe Municipal Code is hereby amended to read as follows:

**“15.10.040 Section [A] 101.5 Added – Administration.**

Section [A] 101.5 is hereby added to the International Mechanical Code and shall read as follows:

**[A] 101.5 Administration.** The administrative and enforcement provisions for this code shall be those provisions of Chapter 1 of the ~~2012~~ International Building Code as adopted by the City in accordance with Chapter 15.02 of the Olathe Municipal Code.”

**SECTION FIVE:** Section 15.10.060 of the Olathe Municipal Code is hereby amended to read as follows

**“15.10.060 Section [A] 102.12 Added – State Boiler Inspector.**

Section [A] 102.12 is hereby added to the International Mechanical Code and shall read as follows:

**[A] 102.12 State Boiler Inspector.** Where permits are issued and portions of the work require inspection and approval of boilers and pressure vessels by the state of Kansas, those portions of the work will comply with the state requirements in lieu of compliance with the technical provisions of this code. ~~Contact the State Boiler Inspector at the Kansas Department of Human Resources for complete information regarding state requirements.~~ State approval is generally required for all boilers that require permits.

Exceptions:

1. Boilers serving individual dwelling units and their accessory structures.
2. Boilers serving apartment houses with less than five (5) ~~families~~ dwelling units.
3. ~~Pressure vessels that do not exceed 15 cubic feet and 250 psi~~ Boilers and pressure vessels located on farms and used solely for agriculture or horticulture purposes.

~~Or~~

4. Pressure vessels that do not exceed: 15psi of any size; 15 cubic feet and 250psi; or 1-1/2 cubic feet and 600psi.

5. Boilers which are equipped with pressure and temperature safety relief valves approved by the American Society of Mechanical Engineers or the National Board of Boiler and Pressure Vessel Inspectors, ~~if none of the following limitations are~~ that do not exceed: a heat input of 200,000 BTUH, a water temperature of 210 degrees Fahrenheit, or a nominal water capacity of 85 gallons.

~~1. A heat input of 200,000 BTUH.~~

~~2. With a water temperature of 210 degrees Fahrenheit.~~

~~3. A nominal water capacity less than 85 gallons.”~~

**SECTION SIX:** Section 15.10.080 of the Olathe Municipal Code is hereby amended to read as follows

**“15.10.080 Section 401.2 Amended – Ventilation required.**

Section 401.2 of the International Mechanical Code is hereby amended to read as follows:

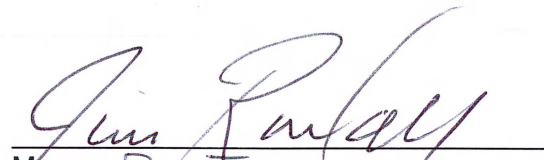
**401.2 Ventilation required.** Every occupied space shall be ventilated by natural means in accordance with Section 402 or by mechanical means in accordance with Section 403. Where the air infiltration rate in a dwelling unit is less than 3 air changes per hour when tested with a blower door at a pressure of 0.2-inch water column (50 Pa) in accordance with Section R402.4.1.2 of the International Energy Conservation Code, the dwelling unit shall be ventilated by mechanical means in accordance with Section 403.”

**SECTION SEVEN:** Existing sections 15.10.010, 15.10.020, 15.10.040, 15.10.050, 15.10.060 and 15.10.080 are hereby repealed.

**SECTION EIGHT:** This Ordinance shall be published as provided by law and shall take effect September 1, 2019 and be in force from and after that date.

**PASSED** by the Governing Body this 18<sup>th</sup> day of June, 2019.

**SIGNED** by the Mayor this 18<sup>th</sup> day of June, 2019.

  
\_\_\_\_\_  
Mayor Pro Tem

ATTEST:

Erin Vincent  
City Clerk

(SEAL)



APPROVED AS TO FORM:

[Signature]  
City Attorney

Publish one time and return one Proof of Publication to the City Clerk and one to the City Attorney.

STATE OF KANSAS  
JOHNSON COUNTY, SS

Brandon Humble, being first duly sworn, deposes and says: That he is the editor of **THE GARDNER NEWS** A weekly newspaper printed in the State of Kansas, and published in and of general circulation in Johnson County, Kansas and that said newspaper is a bi-weekly published at least weekly, 52 times a year; has been published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office in Gardner, Kansas in said county as second class matter.

That the attached notice is a true copy there of and was published in the regular and entire issue of said newspaper for 1 consecutive weeks(s),

The first publication there of being made as aforesaid on 6/26/19

Publications being made on the following:

EDITOR *Brandon Humble*

SUBSCRIBED AND SWORN TO ME THIS : June 26. 2019

NOTARY PUBLIC



MY COMMISSION EXPIRES \_\_\_\_\_

*5-11-22*

COST-----

ADDITIONAL COPIES-----

IN THE DISTRICT COURT OF JOHNSON, COUNTY

The within Proof Of Publication approved

### Public Notice

First published in *The Gardner News* Wednesday, June 26, 2019

**PUBLICATION SUMMARY OF ORDINANCE NO. 19-31, PASSED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS ON THE 18<sup>TH</sup> DAY OF JUNE 2019.**

#### SUMMARY

On June 18, 2019, the Governing Body of the City of Olathe, Kansas passed Ordinance No. 19-31, which amends Chapter 15.10 of the Olathe Municipal Code, pertaining to the mechanical code.

The ordinance adopts the 2018 International Mechanical code with certain amendments specific to the City of Olathe. The complete text of this ordinance may be obtained or viewed free of charge at the office of the Olathe City Clerk, Olathe City Hall, 100 East Santa Fe Street, Olathe, Kansas, or on the City's official website address <http://www.olatheks.org/government/city-clerk/public-notices>, where a reproduction of the original ordinance will be available for a minimum of one week following this summary publication.

This summary is certified this 19<sup>th</sup> day of June, 2019.

*/s/ Daniel Yoza*  
Daniel Yoza  
Assistant City Attorney

Publish one time and return one Proof of Publication to the City Clerk and one to the City Attorney.