

Bldg.

ORDINANCE NO. 3398
COUNCIL BILL NO. 10-1024

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 10.20.060 TO PROHIBIT PARKING IN FIRE LANES; REPEALING SECTIONS 15.05.010 AND 15.08.005 AND ADOPTING NEW SECTIONS 15.05.010 AND 15.08.005 TO ADOPT THE 2009 INTERNATIONAL FIRE, BUILDING, RESIDENTIAL, EXISTING BUILDING, MECHANICAL, FUEL GAS AND ENERGY CONSERVATION CODES ALONG WITH AMENDMENTS AND REVISIONS TO SUCH CODES PROMULGATED BY THE IDAHO STATE FIRE MARSHALL, THE IDAHO BUILDING CODE BOARD AND OTHER AMENDMENTS AS CONTAINED HEREIN; AMENDING SECTION 15.12.010 TO CLARIFY ENFORCEMENT OF THE PLUMBING CODE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDE FOR THE PUBLICATION OF A SUMMARY OF THIS ORDINANCE AND AN EFFECTIVE DATE HEREOF.

WHEREAS, after public hearing on the hereinafter provided amendments, and after recommendation by the Building Official and the Fire Chief, it is deemed by the Mayor and City Council to be in the best interests of the City of Coeur d'Alene that said amendments be adopted; and

WHEREAS, based on the information provided by the Building Official, the Mayor and City Council finds that good cause exists to adopt amendments to the International Building and Residential Codes that were not adopted by the Idaho State Building Code Board through the negotiated rule making process and that such amendments are reasonably necessary to protect the health and safety for the residents of Coeur d'Alene and to provide consistent regulations for builders in this region; NOW, THEREFORE,

BE IT ORDAINED, by the Mayor and City Council of the City of Coeur d'Alene:

SECTION 1. *That Coeur d'Alene Municipal Code Section 10.20.060 is amended to read as follows:*

10.20.060: MANNER OF PARKING:

- A. Motor vehicles shall be parked parallel to the curb or edge of the roadway on all streets and avenues, in the direction of authorized traffic movement, with the right hand wheels within eighteen inches (18") of the curb or edge of the roadway.
- B. At locations where there is adequate right of way available, as determined by the city engineer or engineer's designee, and where properly striped, motor vehicles shall be parked diagonally or perpendicularly, as indicated by the striping, to the curb or edge of the roadway in such a manner that the wheel of the vehicle closest to the curb is not more than eight inches (8")

from the curb or edge of the roadway and the other wheel is not more than eight feet (8') from the street edge of the curb.

- C. Motor vehicles shall not be parked within thirty feet (30') of the point of intersection of the curb lines or within fifteen feet (15') of any fire hydrant unless within a parking space designated pursuant to section 10.24.020 of this title, or within a marked fire lane.
- D. A motor vehicle shall not be parked so that any portion of it crosses any line or marking of a parking space or be parked in such position that the vehicle shall not be entirely within the area designated by the lines or markings.

SECTION 2. *That Coeur d'Alene Municipal Code Section 15.05.010 is hereby repealed and a new Section 15.05.010 is adopted to read as follows:*

15.05.010: ADOPTION; AMENDMENTS:

- A. In order to protect the health, safety and welfare of the public and to prescribe regulations governing conditions hazardous to life and property, the City Council hereby adopts the 2009 International Fire Code (IFC), together with any amendments or revisions to the IFC adopted by the Idaho State Fire Marshall (IDAPA 18.01.50) except such chapters, portions or sections as are deleted, modified, amended or added as set forth herein:
 - 1. Appendix B, Section B105.1. Delete the exception.
 - 2. Appendix D, Section D107.1. Delete the exceptions.

SECTION 3. *That Coeur d'Alene Municipal Code Section 15.08.005 is hereby repealed and a new Section 15.08.005 is adopted to read as follows:*

15.08.005: INTERNATIONAL BUILDING CODE; ADOPTION; AMENDMENTS AND DELETIONS:

- A. In order to protect the health, safety and welfare of the public and to prescribe regulations governing building and other construction, the City Council hereby adopts the following codes promulgated by the International Code Council except such chapters, portions or sections as are deleted, modified, amended or added as set forth herein:
 - 1. The 2009 International Building Code (IBC), prepared by the International Code Council, Inc., as adopted by the State of Idaho through the Idaho Building Code Board, together with any amendments or revisions to the IBC made by the Idaho Building Code Board through the negotiated rulemaking process, is adopted with the following exceptions or amendments:
 - a. Section 103.2 is not adopted.
 - b. Section 103.3 is not adopted.

c. Section 107.1 is amended to read as follows:

107.1 General. Submittal documents consisting of construction documents, statement of special inspections, geotechnical report, structural observation programs and other data shall be submitted in one (1) paper set and one (1) PDF of the plan set on a CD for each application for a permit. The architectural construction documents shall be prepared by an architect licensed to practice by the State of Idaho. The building official shall have the option to stipulate that an Idaho licensed architect may submit construction documents that are proven to strictly adhere to the IBC provisions of Section 2308; Conventional Light-Frame Construction. The building official shall have the option to stipulate that an Idaho licensed engineer in the appropriate engineering discipline (structural, mechanical, electrical, civil, geotectonic, acoustical, etc.) of his or her expertise may submit supplemental construction documents supportive and complimentary to the architect's construction documents.

Where special conditions exist, the building official may authorize a registered professional engineer acting within the discipline of his or her expertise and at the stipulation of the building official acting jointly or in association with a licensed architect to prepare construction documents and require site construction observation for buildings or shelters not intended, designed or constructed for human habitation or occupancy.

Exception: The building official is authorized to waive the submission of construction documents and other data not required to be prepared by a registered design professional of any architectural or engineering service in the erection, enlargement, alteration or repair of any building where such building to be or is used as a single family residence not exceeding three (3) stories in height and multiple height and multiple family residence of three adjoining dwelling units not exceeding three (3) stories in height. Or as a farm building or for the purpose of out buildings or auxiliary building in connection with such residence or farm premises or if it is found that the nature of the work applied for is such that reviewing of construction documents is not necessary to obtain compliance with this code.

Those individuals who furnish only interior design or decoration or space planning or space design services within existing structures which do not involve the construction or adherence to requirements of the International Building Code (IBC) including the Americans with Disabilities Act (ADA) American National Standard Accessible and Usable Building and Facilities ICC/ANSI-A117 will not be required to be a registered design professional. This exemption only allows the use of moveable partitions, rails, counters, cabinets, space dividers, furniture and similar types of equipment which do not exceed a height of five feet, nine inches above floor in the execution of the plans or design of a particular space or the creation of exits corridors, stairways and disturbances of existing structural components as defined by the IBC.

d. Section 107.3.4 is amended to read as follows:

107.3.4.1 General. When it is required that documents be prepared by a registered architect, the building official shall be authorized to require that the owner engage and designate on the building permit application a registered architect who shall act as the registered design professional in responsible charge. If the circumstances require, the owner shall designate a substitute registered architect or professional engineer in responsible charge who shall perform the duties required by the building official. The building official shall be notified in writing by the owner or the architect of record if the person who is in responsible charge is changed or is unable to continue to perform the required duties.

e. Section 406.1.4 Separation. Replace Section 1 with the following:

The private garage shall be separated from the dwelling unit and its attic area, including supporting members with materials approved for one-hour fire-resistive construction on the garage side and a self-closing, tight-fitting solid-wood door 1 3/8 inches in thickness, or a self-closing, tight-fitting 20-minute fire-rated door, or solid or honeycomb steel doors not less than 1 3/8 inches (34.9 mm) thick, or doors in compliance with Section 715.4.3. Openings from a private garage directly into a room used for sleeping purposes shall not be permitted.

f. Section 709.3 Fire-Resistance Rating. Delete Exceptions 1 & 2.

g. Section 717.4.2 Groups R-1 and R-2. Delete Exception 3.

h. Table 1018.1 Corridor Fire-Resistance Rating. For an R occupancy, replace "0.5" hour required fire-resistance rating with a sprinkler system with "1" hour.

i. Section 1809.5 Frost Protection. Delete method 1 and replace with the following:

1. Extending below the frost line of the locality, with a minimum twenty-four (24) inches from ground surface to the bottom of a footing.

j. Add a new Section 1907.14 Minimum Reinforcement as follows:

Minimum reinforcement for foundation walls (unless closer spacing is specified by design or engineering specifications) which do not exceed four (4) feet in height shall be four (4) feet on center for vertical reinforcement and two (2) feet on center for horizontal reinforcement. Foundation walls over four (4) feet in height (unless closer spacing is specified by design or engineering specification) shall be eighteen (18) inches minimum on center for horizontal and vertical reinforcement. All continuous footings will require a minimum two (2) continuous horizontal reinforcing bars. Reinforcing bars shall be a minimum size of #4 and may be a minimum grade forty (40).

k. Section 2308.2. Delete Items 3.2 and 3.3.

2. The 2009 International Residential Code (IRC), prepared by the International Code Council, Inc., as adopted by the State of Idaho through the Idaho Building Code Board, together with any

amendments or revisions to the IRC made by the Idaho Building Code Board through the negotiated rulemaking process, is adopted with the following exceptions or amendments:

- a. Section R101.2. Delete the exception and add the following sentence to the end of the section:

Detached one-and-two-family dwellings and townhouses will be classified as an R-3 occupancy. All garages, shops, and accessory structures will be classified as a U occupancy.

- b. Section R103.2 is not adopted.
- c. Section R103.3 is not adopted.
- d. Section R104.10.1 Delete entire section.
- e. Section R105.2. Item 7 is amended to read as follows:

7. Prefabricated swimming pools that are less than 48 inches deep.

- f. Section R106.1 is amended to read as follows:

R106.1 General. Submittal documents consisting of construction documents, statement of special inspections, geotechnical report, structural observation programs and other data shall be submitted in one (1) paper set and one (1) PDF of the plan set on a CD for each application for a permit. The architectural construction documents shall be prepared by an architect licensed to practice by the State of Idaho. The building official shall have the option to stipulate that an Idaho licensed engineer in the appropriate engineering discipline (structural, mechanical, electrical, civil, geotectonic, acoustical, etc.) of his or her expertise may submit supplemental construction documents supportive and complimentary to the architect's construction documents.

Where special conditions exist, the building official may authorize a registered professional engineer acting within the discipline of his or her expertise and at the stipulation of the building official acting jointly or in association with a licensed architect to prepare construction documents and require site construction observation for buildings or shelters not intended, designed or constructed for human habitation or occupancy.

Exception: The building official is authorized to waive the submission of construction documents and other data not required to be prepared by a registered design professional of any architectural or engineering service in the erection, enlargement, alteration or repair of any building where such building to be or is used as a single family residence not exceeding three (3) stories in height and multiple height and multiple family residence of three adjoining dwelling units not exceeding three (3) stories in height. Or as a farm building or for the purpose of out buildings or auxiliary building in connection with such residence or farm premises or if it is found that the nature of the work applied

for is such that reviewing of construction documents is not necessary to obtain compliance with this code.

Those individuals who furnish only interior design or decoration or space planning or space design services within existing structures which do not involve the construction or adherence to requirements of the International Residential Code (IRC) including the Americans with Disabilities Act (ADA) American National Standard Accessible and Usable Building and Facilities ICC/ANSI-A117 will not be required to be a registered design professional. This exemption only allows the use of moveable partitions, rails, counters, cabinets, space dividers, furniture and similar types of equipment which do not exceed a height of five feet, nine inches above floor in the execution of the plans or design of a particular space or the creation of exits corridors, stairways and disturbances of existing structural components as defined by the IRC.

g. Section R106.1.3 Delete entire section.

h. Section R109.1.3 Delete entire section.

i. Section R301.2.3 Snow Loads. Delete section and replace with the following:

Wood framed construction, cold-formed steel framed construction and masonry and concrete construction in regions with ground snow loads 70 psf (3.35 kN/m²) or less, shall be in accordance with Chapters 5, 6 and 8. Buildings in regions with ground snow loads greater than 70 psf (3.35 kN/m²) shall be designed in accordance with accepted engineering practice. The minimum roof design snow load shall be forty (40) pounds per square foot. A ground snow load of sixty (60) pounds per square foot shall be used for roof drifting snow load design. No manufactured home, commercial coach or modular building shall be placed that has not been constructed to withstand a minimum forty (40) pound per square foot roof load, or the owner has provided for a separate roof cover that is constructed to provide the required roof load, except that manufactured homes that are already installed in a location within the city limits at the time of the passage of this section may remain without having to meet the minimum roof load set forth herein. Any manufactured home allowed to remain under this section may be moved to a different location within the city limits without having to meet the forty (40) pound roof load providing that it meets all zoning requirements contained in Title 17 of this code.

j. Table R302.1 Exterior Walls. Replace table with the following table:

**TABLE R302.1
EXTERIOR WALLS**

EXTERIOR WALL ELEMENT		MINIMUM FIRE-RESISTANCE RATING	MINIMUM FIRE SEPARATION DISTANCE
Walls	(Fire-resistance rated)	1 hour-tested in accordance with ASTM E 119 or UL 263 with exposure from both sides	< 3 feet
	(Not fire-resistance rated)	0 hours	≥3 feet
Projections	(Fire-resistance rated)	1 hour on the underside	<3 feet
	(Not fire-resistance rated)	0 hours	≥3 feet
Openings in walls	Not allowed	N/A	< 3 feet
	25% maximum of wall area	0 hours	3 feet
	Unlimited	0 hours	5 feet
Penetrations	All	Comply with Section R317.3	< 5 feet
		None required	5 feet

k. Section R302.2 Townhouses. Delete the exception and replace with the following:

Exception: A two (2) 1-hour fire-resistance rated wall assembly or a common 2-hour fire-resistance rated wall assembly tested in accordance with ASTM E 119 or UL 263 is permitted for townhouses. If two (2) 1-hour walls are used, plumbing and electrical installations within the wall cavity shall conform with fire-resistance penetration requirements in accordance with Section R302.4 through R302.4.2 for each of the two (2) 1-hour rated walls. The 2-hour fire-resistance rated common wall shall not contain plumbing or mechanical equipment, ducts or vents within its wall cavity. The wall shall be rated for fire exposure from both sides and shall extend to and be tight against the exterior walls and the underside of the roof sheathing. Penetrations of electrical outlet boxes shall be in accordance with Section R302.4

l. Section R302.3 Two-Family Dwellings. Delete exception 1.

m. Section R302.5.1 Separation Required. Delete section and replace with the following:

The private garage shall be separated from the dwelling unit or any conditioned space, including attic areas and supporting members with no less than one (1) layer of 5/8" Type 'X' gypsum wallboard or equivalent on the garage side. The garage side of a roof/ceiling assembly, floor/ceiling assembly, and steel supporting members shall be protected with not less than two (2) layers of 5/8" Type 'X' gypsum wallboard or equivalent. If a common door is provided, it shall be a self-closing, tight-fitting solid-wood door 1 3/8 inches in thickness, or a self-closing, tight-fitting 20-minute fire-rated door, or solid or honeycomb steel doors not less than 1 3/8 inches (34.9 mm) thick.

Openings from a private garage directly into a room used for sleeping purposes shall not be permitted.

Garages, including the attic space, located less than 3 feet from a dwelling unit on the same lot shall be protected with not less than one (1) layer of 5/8" Type 'X' gypsum wallboard or equivalent on the garage side.

n. Section R302.5.3. Delete section and replace with the following:

Penetrations through the separation required in Section R302.5.1 shall be protected with approved materials to resist the passage of flame and products of combustion. The materials filling the penetration annular space shall meet the requirements of ASTM E 814 or UL 1479.

o. Section R302.6. Delete section and replace with the following:

The garage shall be separated as required by Section R302.5.1.

p. Table R302.6 is deleted.

q. Section R302.7 Under Stair Protection. Delete section and replace with the following:

Enclosed accessible space under stairs shall have walls, under stair surface and any soffits protected on the enclosed side with 5/8-inch type X gypsum board.

r. Section R313.1 Townhouse automatic fire sprinkler systems. Delete the exception and replace with the following:

Exception: Automatic residential fire sprinkler systems shall not be required in townhouses where either two (2) 1-hour fire-resistance rated walls or a common 2-hour fire-resistance rated wall is installed between dwelling units or when additions or alterations are made to existing townhouses that do not have an automatic residential fire sprinkler system installed.

s. Section R313.2 is deleted.

- t. Section R322 Flood-Resistant Construction is deleted.
- u. Section R403.1.4.1 Frost Protection. Delete method 1 and replace with the following:
 - 1. Extending below the frost line specified in Table R301.2(1); with a minimum twenty-four (24) inches from ground surface to the bottom of a footing.
- v. Delete Tables R404.1.1(1), R404.1.1(2), and R404.1.1(3).
- w. Section R404.1.2 Concrete Foundation Walls. Delete section and replace with the following:

Concrete foundation walls shall be designed and constructed in accordance with the provisions of this section, ACI 318, ACI 332 or PCA 100. Minimum reinforcement for foundation walls (unless closer spacing is specified by design or engineering specifications) which do not exceed four (4) feet in height shall be four (4) feet on center for vertical reinforcement and two (2) feet on center for horizontal reinforcement. Foundation walls over four (4) feet in height (unless closer spacing is specified by design or engineering specifications) shall be eighteen (18) inches minimum on center for horizontal and vertical reinforcement. All continuous footings will require a minimum two (2) continuous horizontal reinforcing bars. Reinforcing bars shall be a minimum size of #4 and may be a minimum grade forty (40).

- x. Section G2406.2. Delete items 3 and 4.
- y. Section G2445 is not adopted.
- z. Part VII. Plumbing and Part VIII. Electrical are not adopted.
- aa. Appendices are not adopted except for:
 - i. Appendix G as it applies to swimming pools only; and
 - ii. Appendix K Sound Transmission with the STC rating of 45 in Sections AK102.1 and AK103 amended to: 50 (45 if field tested).
- bb. **Section AG102. Definitions.** The definition of **Swimming Pool** is amended to read as follows:

Any structure intended for swimming or recreational bathing that contains water over 48 inches deep.

- 3. The 2009 International Energy Conservation Code (IECC), prepared by the International Code Council, Inc., together with any amendments or revisions to the IECC made by the Idaho Building Code Board through the negotiated rulemaking process, is adopted and shall be the energy conservation code of the municipality with the following amendments or exemptions:

a. Table 402.1.1 Insulation and Fenestration Requirements by Component. Add a footnote k to the title of the Table as follows:

k. For residential log home building thermal envelope construction requirements see section 402.6.

b. Section 402. Add the following section:

402.6 Residential Log Home Thermal Envelope. Residential log home construction shall comply with Sections 410 (General), 402.4 (Air Leakage), 402.5 (Maximum Fenestration U-Factor and SHGC), 403.1 (Controls), 403.2.2 (Sealing), 403.2.3 (Building Cavities), Sections 403.3 through 403.9 (referred to as the mandatory provisions), Section 404 (Electrical Power and Lighting Systems), and either subparagraph (i), (ii), or (iii) as follows:

- i. Sections 402.2 through 402.3, 403.2.1, 404.1, and Table 402.6;
- ii. Section 405 Simulated Performance Alternative (Performance); or
- iii. REScheck (U.S. Department of Energy Building Codes Program).

c. Section 402. Add Table 402.6 Log Home Prescriptive Thermal Envelope Requirements By Component to be used only in accordance with Section 402.6(i) as follows:

TABLE 402.6

LOG HOME PRESCRIPTIVE THERMAL ENVELOPE REQUIREMENTS BY COMPONENT

CLIMATE ZONE	FENESTRATION U-FACTOR ^a	SKYLIGHT U-FACTOR	GLAZED FENESTRATION SHGC	CEILING R-VALUE	Min. Average LOG Size in inches	FLOOR R-VALUE	BASEMENT WALL R-VALUE ^d	SLAB R-VALUE & DEPTH ^b	CRAWL SPACE WALL R-VALUE ^d
5, 6 - High efficiency equipment path ^c	0.32	0.60	NR	49	5	30	15/19	10, 4 ft	10/13
5	0.32	0.60	NR	49	8	30	10/13	10, 2 ft	10/13
6	0.30	0.60	NR	49	8	30		10, 4 ft	10/13

- a. The fenestration U-factor column excludes skylights. The SHGC column applies to all glazed fenestration.
- b. R-5 shall be added to the required slab edge R-values for heated slabs.

- c. 90% AFUE natural gas or propane, 84% AFUE oil, or 15 SEER heat pump heating equipment (zonal electric resistance heating equipment such as electric base board electric resistance heating equipment as the sole source for heating is considered compliant with the high efficiency equipment path)
 - d. "15/19" means R-15 continuous insulated sheathing on the interior or exterior of the home or R-19 cavity insulation at the interior of the basement wall. "15/19" shall be permitted to be met with R-13 cavity insulation on the interior of the basement wall plus R-5 continuous insulated sheathing on the interior or exterior of the home. "10/13" means R-10 continuous insulated sheathing on the interior or exterior of the home or R-13 cavity insulation at the interior of the basement wall.
- 4. The 2009 International Fuel Gas Code (IFGC), prepared by the International Code Council, Inc., is adopted and shall be the fuel gas code of the municipality with the following amendments or exemptions:
 - a. Section 103.2 is not adopted.
 - b. Section 103.3 is not adopted.
 - c. Section 621.4 Prohibited Locations. Add Group R to the prohibited locations that includes Groups A, E, I.
 - 5. The 2009 International Mechanical Code (IMC), prepared by the International Code Council, Inc., is adopted and shall be the mechanical code of the municipality with the following amendments or exemptions:
 - a. Section 103.2 is not adopted.
 - b. Section 103.3 is not adopted.
 - 6. The 2009 International Existing Building Code (IEBC), prepared by the International Code Council, Inc., is adopted and shall be the existing building code of the municipality with the following amendments or exemptions:
 - a. Section 103.2 is not adopted.
 - b. Section 103.3 is not adopted.
- B. The City Council is hereby authorized to promulgate and prescribe building and other permit fees established by the codes adopted in this chapter by resolution.

SECTION 4. *That Coeur d'Alene Municipal Code Section 15.12.010 is hereby amended to read as follows:*

15.12.010: ADOPTION:

A. There is adopted by the city, for the purpose of prescribing regulations governing plumbing and construction to protect the health, safety, and welfare of the public, the 2003 uniform plumbing code, including appendices A, B, D, E, G, H, I, J, K, and L, (herein UPC) as adopted by the state of Idaho at IDAPA 07, title 02, chapter 06 with amendments except such chapters, or portions as are herein deleted, modified, amended or added as follows:

1. Delete U.P.C. section 103.4.
2. Replace the exception to U.P.C. section 1002.3 with the following: For trap arms two (2) inches in diameter and larger, the change in direction shall not exceed one hundred eighty (180) degrees without the use of a cleanout.
3. Delete Idaho state amendment to section 316.1.6 (IDAPA 07.02.06.001.02).
4. Delete Idaho state amendment to section 610.2 (IDAPA 07.02.06.001.09).
5. Delete Idaho state amendment to section 611.4 (IDAPA 07.02.06.001.10).
6. Delete Idaho state amendment to section 704.2 (IDAPA 07.02.06.001.14).
7. Delete Idaho state amendment to table 7-5 (IDAPA 07.02.06.001.16).
8. Delete Idaho state amendment to section 1002.3 (IDAPA 07.02.06.001.22).

B. The administrative authority appointed to enforce the ~~state~~ plumbing code shall be the building official.

C. The fee shall be set by resolution of the city council.

D. Any provision contained in this code more restrictive than the provisions of the uniform plumbing code as they may, from time to time, be lawfully amended by the state shall take precedence over such uniform plumbing code.

SECTION 5. All ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 6. Neither the adoption of this ordinance nor the repeal of any ordinance shall, in any manner, affect the prosecution for violation of such ordinance committed prior to the effective date of this ordinance or be construed as a waiver of any license or penalty due under any such ordinance or in any manner affect the validity of any action heretofore taken by the

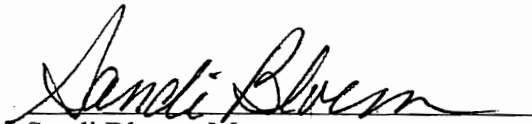
City of Coeur d'Alene City Council or the validity of any such action to be taken upon matters pending before the City Council on the effective date of this ordinance.

SECTION 7. The provisions of this ordinance are severable and if any provision, clause, sentence, subsection, word or part thereof is held illegal, invalid, or unconstitutional or inapplicable to any person or circumstance, such illegality, invalidity or unconstitutionality or inapplicability shall not affect or impair any of the remaining provisions, clauses, sentences, subsections, words or parts of this ordinance or their application to other persons or circumstances. It is hereby declared to be the legislative intent that this ordinance would have been adopted if such illegal, invalid or unconstitutional provision, clause sentence, subsection, word, or part had not been included therein, and if such person or circumstance to which the ordinance or part thereof is held inapplicable had been specifically exempt therefrom.

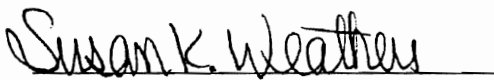
SECTION 8. After its passage and adoption, a summary of this Ordinance, under the provisions of the Idaho Code, shall be published once in the official newspaper of the City of Coeur d'Alene, and upon such publication shall be in full force and effect.

Passed under suspension of rules upon which a roll call vote was duly taken and duly enacted an ordinance of the City of Coeur d'Alene at a regular session of the City Council on December 21, 2010.

APPROVED, ADOPTED and SIGNED this 21st day of December, 2010.

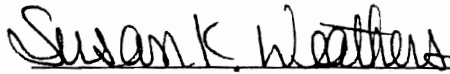

Sandi Bloem, Mayor

ATTEST:


Susan K. Weathers, City Clerk

SUMMARY OF COEUR D'ALENE ORDINANCE NO. 3398
2009 Building and Fire Code Adoption

AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF COEUR D'ALENE, KOOTENAI COUNTY, IDAHO, AMENDING MUNICIPAL CODE SECTION 10.20.060 TO PROHIBIT PARKING IN FIRE LANES; REPEALING SECTIONS 15.05.010 AND 15.08.005 AND ADOPTING NEW SECTIONS 15.05.010 AND 15.08.005 TO ADOPT THE 2009 INTERNATIONAL FIRE, BUILDING, RESIDENTIAL, EXISTING BUILDING, MECHANICAL, FUEL GAS AND ENERGY CONSERVATION CODES ALONG WITH AMENDMENTS AND REVISIONS TO SUCH CODES PROMULGATED BY THE IDAHO STATE FIRE MARSHALL, THE IDAHO BUILDING CODE BOARD AND OTHER AMENDMENTS AS CONTAINED HEREIN; AMENDING SECTION 15.12.010 TO CLARIFY ENFORCEMENT OF THE PLUMBING CODE; REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE. THE ORDINANCE SHALL BE EFFECTIVE UPON PUBLICATION OF THIS SUMMARY. THE FULL TEXT OF THE SUMMARIZED ORDINANCE NO. 3398 IS AVAILABLE AT COEUR D'ALENE CITY HALL, 710 E. MULLAN AVENUE, COEUR D'ALENE, IDAHO 83814 IN THE OFFICE OF THE CITY CLERK.

A handwritten signature in dark ink, appearing to read "Susan K. Weathers", is written over a horizontal line.

Susan K. Weathers, City Clerk