

BILL NO. 3167

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE AMENDING CHAPTER 22 OF THE BRANSON CITY CODE, BUILDINGS AND BUILDING REGULATIONS, SECTION 22-32 AMENDMENTS TO INTERNATIONAL BUILDING CODE BY ADDING A NEW SUB-SECTION (15) THAT DELETES SECTION 1301 OF THE INTERNATIONAL BUILDING CODE.**

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**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON, MISSOURI, AS FOLLOWS:**

**Section 1:** That Chapter 22, of the Branson City Code, Buildings and Building Regulations, Section 22-32, *Amendments to International Building Code*, is hereby amended by adding a new sub-Section (15), which shall hereafter read as follows:

Sec. 22-32. Amendments to International Building Code.

The code adopted by section 22-31 is hereby amended by substituting the following sections or portions of sections for those sections or portions of sections with corresponding numbers of the International Building Code, 2003 edition, or where there is no corresponding section in the code, the following sections shall be enacted as additions to the code:

- (1) Section 101.1 Title: These regulations shall be known as the Building Code of the City of Branson, hereinafter referred to as "this code".
- (2) Section 108.2.1 Fee Schedule: A fee for each plan examination, building permit and inspection shall be paid in accordance with the following schedule. Permit fee schedule:
  - a. The fee for permits issued for construction shall be as follows; \$4.25 per \$1,000.00 of construction valuation, based on the November/December 2002 published ICC valuation chart, with a minimum fee of \$25.00.
  - b. The plan review fee for all permits requiring plan review shall be 25 percent of the permit fee with a minimum of \$25.00. The plan review fee for single-family residential permits shall be a flat fee of \$25.00.
  - c. The minimum fee for inspection of the placement of a mobile home on a designated lot in a mobile home park shall be \$35.00.
  - d. The fee for replacement of the job inspection card shall be \$25.00.
  - e. A processing fee of \$15.00 shall be assessed on each separate permit, at the time of issuance. Notwithstanding the foregoing, the fee for permits issued for paving, resurfacing or re-striping of commercial parking lots shall be a maximum of \$40.00.
- (3) Section 110.3: Delete this section in its entirety.
- (4) Section 113.4 Penalties: Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or

structure in violation of an approved plan or directive of the code official, or of a permit or certificate issued under the provisions of this code shall be punishable as provided in section 1-11 of the Branson Municipal Code.

(5) Section 114.3 Unlawful Continuance: Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be punishable as provided in section 1-11 of the Branson Municipal Code.

(6) Section 403.1 Applicability: The provisions of this section shall apply to all buildings having floors located more than 50 feet above grade level or more than five stories in height. All references, in other sections of this code, to the 75 feet height restrictions shall be made to read 50 feet or more than five stories in height.

Exception: When a minimum of 25-foot clear, hard surfaced, fire lane is provided immediately adjacent to the structure for fire department vehicle access, then allowing a maximum height not to exceed 60 feet.

(7) Section 903.3.6 Hose Threads: Hose threads in the fire department connection shall be uniform with that used by the local fire department. All FDC's shall be a minimum 2 1/2" NST swivel female connection. If the required fire flow exceeds one 2 1/2" connection, a minimum five-inch STORTZ coupling shall be used. The connection shall have a 30- or 45-degree elbow to relieve weight from the full hose on the FDC. All connections shall have the appropriate caps and/or plugs to protect them.

(8) Section 903.3.8 Valved "Y" Strainer: Valved "Y" Strainer. All sprinkler systems shall include a DNR approved double back-flow protection device, mounted in the horizontal position and preceded by a "Y" strainer, valved on the supply side. A valved blow-off "Y" strainer is acceptable.

(9) Section 903.3.9 Drop-Out Ceiling Panels: Sprinkler systems, installed above special drop-out ceiling panels are prohibited.

(10) Section 903.3.10 Location: All new structures, in all uses, shall be located so that no part of an exterior wall shall be further than 500 feet from a fire hydrant in a residential ("R-1" Zone) area and 300 feet from a fire hydrant in all other areas. If the structure is required to be equipped with a fire department siamese or hose connection, the connection must be within 150 feet of a fire hydrant. If the exterior wall or connection does not meet these requirements, the water line must be extended and fire hydrants installed. The fire official or his/her designate shall approve type, size and location of fire hydrants.

(11) Section 903.4.1 Signals: All alarm, supervisory and trouble signals shall be distinctly different and shall be automatically transmitted to an approved central station, remote supervising station or proprietary supervising station as defined in NFPA 72. Such signals shall not be transmitted to 911, police, or fire department telephone numbers

Exception 3: Fire alarm and automatic fire detection systems in occupancies in Use Group R buildings shall have fire alarm panels that are monitored constantly by trained employees when occupied by the public.

(12) Section 907.2 Add Paragraph: In Use Groups A, B, I, M, & R, Automatic fire detection shall include smoke detectors as required in NFPA 72, including all interior corridors and common areas.

(13) Section 907.2.1 Use Group A: Use Group A-1, A-2, A-3, A-4 or E. A fire alarm system shall be installed in accordance with NFPA 72 and maintained in all occupancies in Use Group A-1, A-2, A-3, A-4 or E.

Delete in its entirety the exception referencing manual fire alarm boxes.

Section 907.2.2 Use Group B: Use Group B. A fire alarm system shall be installed in accordance with NFPA 72 and maintained in all occupancies in Use Group B.

Delete in its entirety the exception referencing manual fire alarm boxes.

907.2.6 Use Group I: Delete in its entirety the exception referencing manual fire alarm boxes.

907.2.7 Use Group M: Delete in its entirety the exception referencing manual fire alarm boxes.

907.2.8 Use Group R-1: Delete in its entirety the exception 2 referencing manual fire alarm boxes.

Modify Section 907.2.9 Use Group R-2: Use Group R-2. A fire alarm system shall be installed in accordance with NFPA 72 and maintained in all occupancies in Use Group R-2.

Delete in its entirety the exception 2 referencing manual fire alarm boxes.

(14) Section 910.2.5 Smoke Control/Venting: All A-1, A-2 & A-3 use group buildings, designed for theater use and which are typically windowless, shall have smoke control installed over the auditorium and balcony areas. Type, size, installation and testing shall be in accordance with Section 910.0, but shall provide not less than four air changes per hour.

Section 910.2.6 Smoke Control/Venting: Any area that is classified as a "windowless story" shall be equipped with an approved mechanical smoke control system, designed to remove smoke at the rate of 40,000 cubic feet per minute.

**(15) Section 1301: Delete this section in its entirety**

**(16) [15]** Section 1609.3: The design wind speed of 90 MPH shall be used to determine the wind pressure in accordance with Section 1609.6. The remainder of this section is to remain unchanged.

**(17) [16]** Section 1805.2 Depth of Footings: The minimum depth of footings below the undisturbed ground surface shall be 18 inches.

**(18) [17]** Section 1806.1 Retaining Wall Guards: Where retaining walls, with differences in grade level on either side of the wall in excess of four feet, are located closer than two feet to a walk, path, parking lot, yard-walk-able surface or driveway on the high side, such retaining walls shall be provided with guards that are constructed in accordance with section 1607.7.1.

**(19) [18]** Section 3107.2 Liability Insurance: A person shall not erect, install, remove, rehang or maintain over public property any sign for which a permit is required, until an insurance policy has been filed for public liability in the amount of \$300,000.00 per person, and \$2,000,000.00 per occurrence, and for property damage in the amount of \$100,000.00 as herein required.

**(20) [19]** Section 3107.2.1 Conditions: Such insurance policy shall protect and hold the City of Branson harmless from any and all claims or demands for damages by reason of any negligence of the sign hanger, contractor or agent, or by any reason of defects in the construction, or damages resulting from the collapse, failure or combustion of the sign or parts thereof.

**(21) [20]** Section 3107.2.2 Notice of Cancellation: The obligation herein specified shall remain in force and in effect during the life of every sign and shall not be canceled by the principal or surety until after a thirty-day notice to the code official.

**(22) [21]** Section 3410.2 Applicability: Structures existing prior to "January 1, 1978", in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this section or the provisions of sections 3402 through 3406.

(Code 1996, § 500.020; Ord. No. 96-094, § 500.020, 12-2-1996; Ord. No. 99-793, § 1, 5-24-1999; Ord. No. 99-980, § 1, 10-25-1999; Ord. No. 2000-081, § 1, 5-8-2000; Ord. No. 2000-145, §§ 1, 2, 10-9-2000; Ord. No. 2001-026, § 1, 3-26-2001; Ord. No. 2004-151, § 1(500.020), 11-8-2004)

NOTE: LANGUAGE THAT IS IN UNDERLINED BOLDFACE HAS BEEN ADDED;  
LANGUAGE IN BRACKETS WITH ~~[STRIKETHROUGH]~~ HAS BEEN DELETED.

This ordinance shall be in full force and effect from and after its passage and approval.

Read this first time on this \_\_\_\_ day of November 2005.

Read this second time, passed, and truly agreed to by the Board of Aldermen of the City of Branson, Missouri, on this \_\_\_\_ day of November 2005.

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LOUIS E. SCHAEFER - Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Lisa K Westfall  
City Clerk

  
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Joseph L. Johnson  
City Attorney