

1 **BILL NO. 2020-**

2 **ORDINANCE NO. \_\_\_\_\_**

3 AN ORDINANCE TO AMEND THE 2018 INTERNATIONAL EXISTING BUILDING CODE, AS  
4 ADOPTED BY THE CITY, TO EXEMPT FROM PARTICULAR CODE REQUIREMENTS CERTAIN  
5 TYPES OF ALTERATIONS TO EXISTING BUILDINGS OR STRUCTURES WITHIN A  
6 REDEVELOPMENT AREA; CONFORM PROVISIONS REGARDING THE INSTALLATION OF NEW  
7 PLUMBING FIXTURES TO RECENTLY-ADOPTED STATE LAW; AND PROVIDE FOR OTHER  
8 RELATED MATTERS.

9 Sponsored by: Councilwoman Michele Fiore

Summary: Amends the 2018 International Existing Building Code, as adopted by the City, to exempt from particular Code requirements certain types of alterations to existing buildings or structures within a redevelopment area, and to conform provisions regarding the installation of new plumbing fixtures to recently-adopted State law.

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12 THE CITY COUNCIL OF THE CITY OF LAS VEGAS DOES HEREBY ORDAIN AS  
13 FOLLOWS:

14 SECTION 1: The International Existing Building Code, 2018 Edition, which was adopted  
15 by Ordinance No. 6634, is hereby amended as set forth in Sections 2 and 3 of this Ordinance. Deleted  
16 material is shown by strikethrough and new material by underlining.

17 SECTION 2: Section 301.3 is amended by adding a new exception, so that Section 301.3  
18 reads as follows:

19 **301.3 Alteration, addition or change of occupancy.** The *alteration, addition or change of occupancy* of all  
20 *existing buildings* shall comply with one of the methods listed in Section 301.3.1, 301.3.2 or 301.3.3 as  
21 selected by the applicant. Sections 301.3.1 through 301.3.3 shall not be applied in combination with each  
22 other.

23 **Exception: Exceptions:**

24 1. Subject to the approval of the *code official*, *alterations* complying with the laws in existence at the  
25 time the building or the affected portion of the building was built shall be considered in compliance  
26 with the provisions of this code. New structural members added as part of the *alteration* shall comply

1 with the *International Building Code*. This exception shall not apply to alterations that constitute  
2 substantial improvement in *flood hazard areas*, which shall comply with Section 503.2, 701.3 or  
3 1301.3.3. This exception shall not apply to the structural provisions of Chapter 5 or to the structural  
4 provisions of Sections 706, 806 and 906.

5 2. Alterations to an existing building or structure undergoing a change of occupancy or use within a  
6 redevelopment area established by City ordinance are permitted without a requirement for the  
7 existing building elements or systems to comply with the energy requirements of the *International*  
8 *Energy Conservation Code*. Only new building elements and systems must conform to the energy  
9 requirements of the *International Energy Conservation Code*.

10 SECTION 3: Section 809 is amended by adding a new Section 809.2, following Section  
11 809.1, reading as follows:

12 **809.2 Quality of Fixtures.** Where additional plumbing fixtures are provided, new fixtures shall comply with  
13 the WaterSense program as required by Section 401.2.1 of the Uniform Plumbing Code, as amended by the  
14 City.

15 **Exception:** Any existing residential, commercial or industrial structure that was constructed 50  
16 years or more before the current year, regardless of whether that structure has been expanded or  
17 renovated since its original construction.

18 SECTION 4: If any section, subsection, subdivision, paragraph, sentence, clause or phrase  
19 in this ordinance or any part thereof is for any reason held to be unconstitutional or invalid or ineffective by  
20 any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the  
21 remaining portions of this ordinance or any part thereof. The City Council of the City of Las Vegas hereby  
22 declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause or phrase  
23 thereof irrespective of the fact that any one or more sections, subsections, subdivisions, paragraphs,  
24 sentences, clauses or phrases be declared unconstitutional, invalid or ineffective.

25 SECTION 5: Whenever in this ordinance any act is prohibited or is made or declared to  
26 be unlawful or an offense or a misdemeanor, or whenever in this ordinance the doing of any act is required

1 or the failure to do any act is made or declared to be unlawful or an offense or a misdemeanor, the doing of  
2 such prohibited act or the failure to do any such required act shall constitute a misdemeanor and upon  
3 conviction thereof, shall be punished by a fine of not more than \$1,000.00 or by imprisonment for a term of  
4 not more than six months, or by any combination of such fine and imprisonment. Any day of any violation  
5 of this ordinance shall constitute a separate offense.

6 SECTION 6: All ordinances or parts of ordinances or sections, subsections, phrases,  
7 sentences, clauses or paragraphs contained in the Municipal Code of the City of Las Vegas, Nevada, 1983  
8 Edition, in conflict herewith are hereby repealed.

9 PASSED, ADOPTED and APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2020.

10 APPROVED:

11 By \_\_\_\_\_  
12 CAROLYN G. GOODMAN, Mayor

13 ATTEST:

14 \_\_\_\_\_  
15 LUANN D. HOLMES, MMC  
16 City Clerk

16 APPROVED AS TO FORM:

17 \_\_\_\_\_  
18 Val Steed, Date  
19 Deputy City Attorney

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1 The above and foregoing ordinance was first proposed and read by title to the City Council on the \_\_\_\_ day  
2 of \_\_\_\_\_, 2020, and referred to a committee for recommendation, the committee being  
3 composed of the following members \_\_\_\_\_;  
4 thereafter the said committee reported favorably on said ordinance on the \_\_\_\_ day of  
5 \_\_\_\_\_, 2020, which was a \_\_\_\_\_ meeting of said Council; that at said  
6 \_\_\_\_\_ meeting, the proposed ordinance was read by title to the City Council as first  
7 introduced and adopted by the following vote:

8 VOTING "AYE": \_\_\_\_\_

9 VOTING "NAY": \_\_\_\_\_

10 ABSENT: \_\_\_\_\_

11 APPROVED:

12  
13 By \_\_\_\_\_  
CAROLYN G. GOODMAN, Mayor

14 ATTEST:

15 \_\_\_\_\_  
16 LUANN D. HOLMES, MMC  
City Clerk