

ORDINANCE NO. 492

AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AMENDING ORDINANCE NO. 478, ENTITLED, "AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, ADOPTING VARIOUS BUILDING AND RELATED CODES AND STANDARDS, AND APPENDIXES REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF BUILDINGS AND STRUCTURES, PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE WHEN USED WITH MONEY; PROVIDING FOR AND RELATING TO INSPECTION ACTIVITIES AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED IN VARIOUS CODES; AND FOR RELATED PURPOSES" TO DELETE FROM WORK BEING DESIGNATED BY THE INTERNATIONAL BUILDING CODE AS WORK BEING EXEMPT FROM PERMIT, ONE-STORY DETACHED ACCESSORY STRUCTURES, AND DELETING SECTION A101.4 FROM THE INTERNATIONAL BUILDING CODE APPENDIX, AND FOR RELATED PURPOSES.

WHEREAS, the Mayor and Board of Aldermen (the "Governing Body") of the City of Long Beach, Mississippi, (the "Municipality") having made due investigation therefore, do now find, determined, adjudicate and declare as follows:

1. That in order to eliminate conflict between the provisions of the 2000 International Building Code and Appendixes previously adopted by the Mayor and Board of Aldermen and the Zoning Ordinance of the City of Long Beach, Mississippi, and the provisions of MCA Section 21-3-5 of the Mississippi Code of 1972, as amended, it is necessary to amend the 2000 International Building Code to require permits for all one-story detached accessory structures and fences and to amend Appendix A to said code to delete that part pertaining to termination of employment. Now therefore,

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, AS FOLLOWS:

SECTION 1. Section 1 of Ordinance No. 478 of the City of Long Beach, Mississippi, entitled, "AN ORDINANCE BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF LONG BEACH, MISSISSIPPI, ADOPTING VARIOUS BUILDING AND RELATED CODES AND STANDARDS, AND APPENDIXES REGULATING AND CONTROLLING THE DESIGN, CONSTRUCTION, QUALITY OF MATERIALS, ERECTION, INSTALLATION, ALTERATION, REPAIR, LOCATION, RELOCATION, REPLACEMENT, ADDITION TO, USE OR MAINTENANCE OF BUILDINGS AND STRUCTURES, PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE WHEN USED WITH MONEY; PROVIDING FOR AND RELATING TO INSPECTION ACTIVITIES AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED

IN VARIOUS CODES; AND FOR RELATED PURPOSES " be and it is hereby amended to read as follows:

SECTION 2. Adoption

The following Standards, Revisions, and Appendixes are hereby and herein adopted as if copied in words and figures in full and ordered, ordained, decreed and declared an ordinance of the City of Long Beach, Mississippi.

2000 International Building Code and Appendixes, less and except Section 105.2.1 and Section 105.2.2, which subsections are hereby deleted, and less and except part A101.4 of Appendix A to said International Building Code, which part A101.4 is hereby deleted.

2000 International Residential Code for One- and Two-Family Dwellings and Appendixes

2000 International Fuel Gas Code and Appendixes
 2000 International Energy Conservation Code and Appendixes
 2000 International Mechanical Code and Appendixes
 2000 International Plumbing Code and Appendixes
 2000 International Private Sewage Disposal Code and Appendixes
 2000 International Fire Code and Appendixes

1999 Electrical Code and Appendixes
 2000 NFPA Life Safety Code and Appendixes
 Standards for Hurricane Residential Construction SSTD 10-99 and Appendixes

1987 Standard for Sound Control
 1985 Standard Unsafe Building Abatement Code
 1985 Standard Amusement Device Code
 1997 Standard Swimming Pool Code
 ANSI/NSPI - 1 1991 Standard for Public Swimming Pools
 ANSI/NSPI - 2 1999 Standard for Public Spas
 ANSI/NSPI - 3 1999 Standard for Permanently Installed Residential Spas
 ANSI/NSPI - 4 1992 Standard for Above Ground/Onground Swimming

Pools

ANSI/NSPI - 5 1995 Residential in ground Swimming Pools
 Standard for Public Swimming Pools
 ANSI/NSPI - 6 1999 Standard for Residential Portable Spas
 ANSI/NSPI - 8 1996 Model Barrier Code for Residential Pools and Spas
 NSPI Workmanship Standards"

SECTION 3. Severability

If any section, subsection, sentence, clause or phrase of this Ordinance, or the application thereof, be held by any court of competent jurisdiction to be invalid or unconstitutional, such holding shall not affect the remaining portions of this Ordinance.

SECTION 4. Effective Date

It being necessary and in the best interests of the public health, safety and welfare, and to provide continuing regulations concerning the construction and use

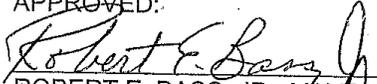
of buildings and structures within the City of Long Beach, Mississippi, and the immediate preservation of order and the public health, safety and welfare requiring it, this Ordinance shall take effect and be in force from and after its adoption; but notice shall nevertheless be given as provided by law and this Ordinance shall be enrolled in the Ordinance Book of the City as by law.

The above and foregoing Ordinance No. 492 was introduced in writing by Alderman Rouse who moved its adoption. Alderman Ponthieux seconded the motion to adopt the Ordinance, and after discussion, no member of the Board of Aldermen having requested the Ordinance to be read by the City Clerk, and the question being put to a roll call vote, the result was as follows:

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| Alderman Jimmy Levens | voted Aye |
| Alderman Jerry Rouse | voted Aye |
| Alderman Gary Ponthieux | voted Aye |
| Alderman Richard Bennett | voted Aye |
| Alderman Billy Skellie | voted Aye |
| Alderman Allen D. Holder, Jr. | voted Aye |
| Alderman Joseph McNary | voted Aye |

The question having received the affirmative vote of a majority the Aldermen present and voting, the Mayor declared the motion carried in the said Ordinance adopted and approved this the 2nd day of March, 2004.

APPROVED:



 ROBERT E. BASS, JR., MAYOR

ATTEST:



 REBECCA E. SCHRUFF, CITY CLERK

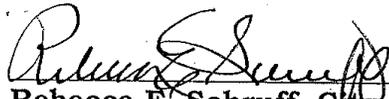
C E R T I F I C A T E

STATE OF MISSISSIPPI
COUNTY OF HARRISON
CITY OF LONG BEACH

I, the undersigned, Rebecca E. Schruff, City Clerk within and for the City of Long Beach, Mississippi, do hereby certify that the above and foregoing is a true and correct copy of that certain Ordinance #492 of the City of Long Beach, Mississippi adopted by the Mayor and Board of Aldermen at a regular meeting duly held and convened on the 2nd day of March, 2004, as the same appears of record in Ordinance Book #6, pages 505-508, inclusive, in my office at the City Hall in said City.

Given under my hand and the official seal of my office this the 2nd day of March, 2004.

(SEAL)


Rebecca E. Schruff, City Clerk