

ORDINANCE

AN ORDINANCE AMENDING SECTION 15.04.010 OF THE MANITOU SPRINGS MUNICIPAL CODE CONCERNING THE DESIGNATION OF THE BUILDING OFFICIAL

WHEREAS, the City Council desires to clarify that the Administrator of the Pikes Peak Building Department constitutes the “Building Official” for purposes of the City’s building code, and therefore the City Council desires to delete the current reference in Section 15.04.010, which provides that the Manitou Springs Planning Department constitutes the Building Official.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MANITOU SPRINGS, COLORADO, THAT:

Section 1: Section 15.04.010 of the Manitou Springs Municipal Code is hereby amended to read as follows:

15.04.010 - Adoption—Modifications.

The 2011 Edition of the Pikes Peak Regional Building Code is adopted by reference pursuant to Section 5.11 of the city charter and shall have the same force and effect as though it were set out in its entirety in this chapter, with amendments subsequently adopted by the city.

Section 2: If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 3: The repeal or modification of any provision of Manitou Springs Municipal Code by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

Section 4: This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

Section 5: This ordinance shall take effect five (5) days after final approval on second reading and publication.

Passed on first reading and ordered published this 17th day of May, 2016.

/s/ Donna Kast

City Clerk, Donna Kast

A Public Hearing on this ordinance will be held at the June 7, 2016, City Council meeting. The Council Meeting will be held at 6:00 P.M. at City Hall, 606 Manitou Avenue, Manitou Springs, Colorado.

Ordinance Published: May 19th, 2016 (in full)

City's Official Website and City Hall

Passed on second reading and ordered published this 7th day of June, 2016.

Approved: /s/ Nicole Nicoletta

Mayor and City Council

Attest: /s/ Donna Kast

City Clerk, Donna Kast

Ordinance Published: June 9, 2016 (in full)

City's Official Website and City Hall