

ORDINANCE NO. 1059

AN ORDINANCE AMENDING THE WESTWOOD CITY CODE, AS AMENDED, BY REPEALING AND REPLACING IN ITS ENTIRETY CHAPTER 4 ARTICLE 8 OF THE CODE OF THE CITY OF WESTWOOD, KANSAS.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD, KANSAS:

SECTION ONE: That Chapter 4 Article 8 of the Code of the City of Westwood, Kansas, be repealed and replaced in its entirety as follows:

ARTICLE 8. MECHANICAL CODE

4-801. INCORPORATING THE 2024 EDITION OF THE INTERNATIONAL MECHANICAL CODE. There is

hereby incorporated by reference for the purpose of regulating building and construction practices and to provide for the public safety and welfare within the corporate limits of the City of Westwood, Kansas, that certain document known as the “International Mechanical Code” 2024 Edition, including Appendix A., but excluding Appendix B., as published by the International Code Council, save and except such articles, sections, parts or portions as are hereafter omitted, deleted, modified or changed. No fewer than two (2) copies of the International Mechanical Code shall be marked or stamped “Official Copy as incorporated by ordinance No. 1059,” with all sections or portions thereof intended to be omitted or changed clearly marked to show any such omission or change and to which shall be attached a copy of this ordinance and filed with the city clerk to be open to inspection and available to the public at all reasonable hours. One such copy, however, may be in electronic form, provided that any changes or amendments are attached to or recorded in such electronic format to be readily understood. The police department, municipal judge and all administrative departments of the city charged with enforcement of the ordinance shall be supplied, at the cost of the city, such number of official copies of such International Mechanical Code similarly marked, as may be deemed expedient. (Ordinance 1059)

4-802. REVISED, AMENDED, OR DELETED SECTIONS OF THE 2024 EDITION OF THE INTERNATIONAL

MECHANICAL CODE. The following sections of the International Mechanical Code 2024 Edition shall be revised, amended, or deleted:

(a) Section 101.1, entitled “Title,” shall be amended to read: “These regulations shall be known as the Mechanical Code of the City of Westwood, Kansas, hereinafter referred to as ‘this code.’”

(b) Section 106.5.2, entitled “Fee schedule,” shall be amended to read as follows: “The fees for mechanical work and the permits therefor shall be set and established

administratively by the City according to the schedule as established by the City and as amended.”

(c) Section 106.5.3, entitled “Fee refunds,” shall be amended to read as follows: “The building official is authorized to establish a refund policy.”

(d) Section 108.4, entitled “Violation penalties,” shall be amended to read as follows: “Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, or repair mechanical work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code shall be guilty of a violation of this code. In addition to any administrative remedies or other legal or equitable remedies provided, any persons violating the provisions of this code shall, upon conviction thereof, be fined in a sum not to exceed \$500.00, or be imprisoned not to exceed six months or be both so fined and imprisoned. Each person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of the city ordinances is committed, continued or permitted by any such person.”

(e) Section 108.5, entitled “Stop work orders,” shall be amended so that the following shall be added to the second sentence, “or shall be posted on the property in a conspicuous place,” and the final sentence thereof shall read: “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 guilty of a violation of this code, and punished in accordance herewith.”

(f) Section R109, entitled “Means of Appeal,” shall be amended to read as set out in section 4- 104 of the City Code. (Ordinance 1059)

This ordinance shall take effect and be in force from and after its publication as required by law.

PASSED by the City Council the 13th day of November, 2025.

David E. Waters, Mayor

Attest:

Abby Schneweis, City Clerk

Approved as to form and legality:

Ryan Denk, City Attorney