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RESOLUTION NO. 250107-17B

2024 AMENDMENTS TO THE EXISTING BUILDING CODE REGULATIONS OF LARAMIE COUNTY

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COPY OF RECORD

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RESOLUTION NO. 250107-17B

A RESOLUTION AMENDING THE EXISTING BUILDING CODE REGULATIONS OF LARAMIE COUNTY BY REPEALING THE 2021 EDITION OF THE EXISTING BUILDING CODE AND REPLACING WITH THE 2024 EDITION OF THE EXISTING BUILDING CODE WITH MODIFICATIONS.

WHEREAS, Wyo. Stat. §§ 18-5-201 and 18-5-301 authorize Laramie County, in promoting the public health, safety, morals and general welfare of the county, to regulate the subdivision, use, location, design of land and buildings in unincorporated Laramie County; and

WHEREAS, Laramie County has been granted local enforcement authority by the Wyoming State Fire Marshall; and

WHEREAS, Wyo. Stat. § 35-9-121 authorizes Laramie County to adopt electrical, mechanical and building codes applicable in unincorporated Laramie County establishing minimum regulations governing the conditions and maintenance of all property, buildings and structures essential to ensure that property, buildings and structures are safe, sanitary and fit for occupation and use; and

WHEREAS, Wyo. Stat. § 35-9-121 the State Fire Marshal has delegated interpretation and enforcement as well as transfer of jurisdiction for same from the State of Wyoming for building, existing building standards and electrical safety standards as well as sole plan review authority in accordance with Wyo. Stat. § 35-9-107(a)(iv) to Laramie County; and

WHEREAS, Wyo. Stat. § 35-9-121(a)(ii) requires counties where local enforcement has been granted to adopt new standards within six months of the adoption by the State of Wyoming; and

WHEREAS, the State of Wyoming adopted the 2024 edition of the International Building Codes, including the 2024 edition of the Existing Building Code and the State adopted these new standards on July 1, 2024; and

WHEREAS, the Laramie County Board of County Commissioners find remaining a local enforcement authority is important to the health, safety and welfare to citizens of the County, and wish to continue to act as the local enforcement authority under State Statute; and

WHEREAS, the Laramie County Board of County Commissioners has complied with the requirements of Wyo. Stat. § 16-3-103(a) by providing an opportunity for public comment and a public hearing.

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NOW THEREFORE BE IT RESOLVED BY THE GOVERNING BODY OF LARAMIE COUNTY, WYOMING, as follows:

Section 1. Short Title. The Regulations adopted by this resolution shall be known as the "2024 Amendments to the Existing Building Code Regulations of Laramie County".

Section 2. 2021 Code Repealed. The 2021 edition of the Existing Building Code and amendments thereto, which were adopted and amended as the "Existing Building Code Regulations of Laramie County" are hereby repealed and replaced as follows.

Section 3. 2024 Edition of the International Existing Building Code Adopted. The Board of County Commissioners for Laramie County, Wyoming, for the purpose of prescribing regulations that provide a reasonable level of life safety and property protection from the hazards of fire, explosion or dangerous conditions in buildings, structures and premises and to provide safety to fire fighters and emergency responders during emergency operations and providing for the issuance of permits and collection of fees therefore, adopts the International Existing Building Code, 2024 edition, as published by the International Code Council, Inc., and the whole thereof, save and except such portions as are herein deleted, added, modified, or amended. A copy of the code has been filed in the office of County Planning and Development, and the same is hereby adopted and incorporated as fully as if set out at length herein and from the date of adoption. These provisions shall be controlling within the unincorporated areas of the County.

Section 4. Amendments, Additions, and Deletions. The following sections of the International Existing Building Code, 2024 edition, as published by the International Code Council, Inc., and the whole thereof, save and except such portions as are herein deleted, added, modified, or amended to as follows:

A. **Section 101.1 Title** shall read as follows:

> These provisions shall be known as the Existing Building Code of Laramie County, and shall be cited as such and will be referred to herein as "this code."

B. **Section 103.1 Creation of agency** shall read as follows:

> The department of building safety for purposes of these Existing Building Code Regulations shall be the Laramie County Planning and Development Department. The official in charge thereof shall be known as the building official.

C. **Section 103.2 Appointment** is deleted in its entirety.

D. **Section 105.1.1 Annual Permit** is deleted in its entirety.

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E. **Section 105.1.2 Annual Permit Records** is deleted in its entirety.

F. **Section 108.2 Schedule of permit fees** shall read as follows:
The schedule of fees are those fees adopted and published by the Laramie County Board of County Commissioners each July 1.

G. **Section 108.6 Refunds** shall read as follows:

The building official may authorize refunding of any fee paid hereunder which was erroneously paid or collected. The building official may authorize refunding of not more than 80% of the permit fee paid when no work had been done under a permit issued in accordance with this code. The building official may authorize refunding of not more than 80% of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before any plan reviewing has been done. The building official shall not authorize refunding of any fee paid except on written application filed by the original permittee not later than 180 days after the date of fee payment.

H. **Section 112.1 Means of Appeals, General;** shall read as follows:

The Board of Appeals for purposes of these regulations shall be the board of appeals as established by the Laramie County Board of County Commissioners. The establishing resolution by Laramie County for the Board of Appeals shall govern the membership and procedures of the board. A final decision by the board of appeals shall be final for purposes of the Wyoming Administrative Procedures Act.

I. **Section 113.4 Violation penalties** shall read as follows:

Any person violating any provision of these regulations shall be deemed guilty of a misdemeanor. Each and every day or portion thereof during which a violation of any provision of such regulations is committed, continued or permitted shall constitute a separate offense. Upon conviction, such person may be punished by a fine of not more than Seven Hundred Fifty Dollars ($750.00) for each offense. (Wyo. Stat. §§ 18-5-201 through 18-5-207) and/or pursuant to the penalty provisions of Wyo. Stat. § 35-9-130 (as amended).

J. **Section 114 Stop Work Orders** shall read as follows:

Upon notice from the code official that work is being performed contrary to the provisions of this code or in a dangerous or unsafe matter, such work shall immediately cease. Such notice shall be in writing and shall be given

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to the owner of the property, the owner's authorized agent, or the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person violating a stop work order issued in accordance with these regulations shall be deemed guilty of a misdemeanor. Each and every day or portion thereof during which a violation of any provision of such regulations is committed, continued or permitted shall constitute a separate offense. Upon conviction, such person may be punished by a fine of not more than Seven Hundred and Fifty Dollars ($750.00). (Wyo. Stat. §§ 18-5-201 through 18-5-207) and/or pursuant to the penalty provisions of Wyo. Stat. §§ 35-9-130 (as amended).

K. **Chapter 17 Exceptions** is created to read as follows:

Section 1701. These Regulations shall not apply to any of the following:

1. Agricultural structures as defined by the 2024 International Building Code;
2. Mines and their appurtenant facilities, oil field operations, petroleum refineries and liquefied petroleum gas facilities;
3. Railway shops, railway buildings (except those used for public assembly, cafeterias, dormitories, etc), rolling stock and locomotive equipment;
4. Automotive equipment employed by a railway, gas, electric or communication utility in the exercise of its function as a public utility;

Section 5. Repealer. If any section, subsection, sentence, clause, or phrase of this resolution is, for any reason, held to be invalid, such decision shall not affect the validity of the remaining portions of this resolution.

Section 6. Effective Date. These 2024 International Existing Building Code Regulations of Laramie County and amendments shall become effective on January 1, 2025.

PRESENTED, READ, PASSED, APPROVED AND ADOPTED this 7th day of January, 2025.

BOARD OF LARAMIE COUNTY COMMISSIONERS

Signed by:
Gunnar Malm
D70FBD95E1AA442...
Chairman

ATTEST:

Signed by:
Debra Lee
84474688AC27493...
Debra K. Lee, Laramie County Clerk

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Reviewed and approved as to form:

Laramie County Attorney's Office