

**TOWN OF LYONS,
COLORADO**

ORDINANCE 1059

**AN ORDINANCE OF THE TOWN OF LYONS AMENDING CHAPTER 18 ARTICLE 3 TO
ADOPT THE INTERNATIONAL RESIDENTIAL CODE 2018 STANDARDS FOR ROOF
ACCESS FOR PHOTOVOLTAIC SOLAR ENERGY SYSTEMS FOR ROOF ACCESS AND
PATHWAYS FOR FIREFIGHTERS**

WHEREAS; pursuant to C.R.S. Section 13-15-103 the Town of Lyons ("the Town") has the authority to make and publish ordinances; and

WHEREAS, pursuant to that power the Lyons Board of Trustees ("the Board") previously adopted the International Residential Code, 2015 edition, as codified in the Lyons Municipal Code ("LMC") Chapter 18, Article 3 entitled "Residential Code"; and

WHEREAS, the Board referred the question of amending to the Residential Code to resolve implementation issues with photovoltaic solar energy system ("Solar") setbacks within the 2015 edition of the International Residential Code to the Utilities and Engineering Board ("UEB") pursuant to LMC Section 2-2-170; and

WHEREAS, the UEB has recommended that the Board adopt the provisions of the 2018 International Residential Code relating to "Roof access and pathways" which resolves the issues in the 2015 edition; and

WHEREAS, the Board wishes to adopt the recommendations of the UEB; and

WHEREAS, The Board has conducted a public hearing to consider evidence and testimony the proposed changes to Chapter 18, Article 3 of the LMC thus providing adequate opportunity for interested residents and customers to be heard.

THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LYONS, THAT:

Section 1. The recitals set forth above are incorporated as if set fully forth herein.

Section 2. Chapter 18, Article 3 is hereby amended from the previous Chapter 18, Article 3 to add a new Section 18-3-40(24), to read in full as follows:

(24) IRC Section R324.6, Roof access and pathways, is deleted in its entirety and replaced with the 2018 International Residential Code R324.6, Roof Access and pathways.

Section 3. Chapter 18, Article 4 as amended is hereby amended from the previous Chapter 18, Article 3 to renumber each of the sections as appropriate.

Section 4. Code Revisions. Because this Ordinance revises an entire Sections of the Lyons Municipal Code, minor changes such as the format, numbering, and other such changes may be necessary to unify the revised code. The Town Clerk is hereby authorized to

make such changes provided that neither the intent of this Ordinance nor substantive content is altered.

Section 5. Severability. Should any one or more sections or provisions of this Ordinance enacted hereby be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 6. Repeal. Any and all ordinances, resolutions, or codes, or parts thereof, which are in conflict or inconsistent with this ordinance are repealed, to the extent of such conflict or inconsistency exists. The repeal of any such ordinance, resolution, or code or part thereof, shall not revive any other section or part of any ordinance, resolution, or code provision. This repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance or code hereby repealed prior to this ordinance taking effect.

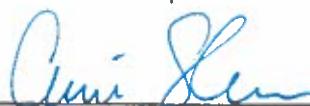
Section 7. Codification of Amendments. The codifier of the Town's Municipal Code, Municipal Code Corporation, is hereby authorized to make such numerical and formatting changes as may be necessary to incorporate the provisions of Section 2 of this Ordinance within the Lyons Municipal Code.

Section 8. Effective Date. This Ordinance shall become effective thirty (30) days after publication following final passage in accordance with Section 2-2-160 of the Lyons Municipal Code.

INTRODUCED AND PASSED ON FIRST READING THIS 1ST DAY OF APRIL 2019.

INTRODUCED, AMENDED, PASSED, ADOPTED AND ORDERED PUBLISHED ON SECOND READING THIS 15TH DAY OF APRIL 2019.

TOWN OF LYONS, COLORADO



Connie Sullivan, Mayor

ATTEST:

