

ORDINANCE NO. 4575

AN ORDINANCE OF THE COUNCIL OF THE CITY OF SCOTTSDALE, MARICOPA COUNTY, ARIZONA, ADOPTING PART OF THE BUILDING CODE OF THE CITY OF SCOTTSDALE, INCLUDING THE 2021 EDITIONS OF THE *INTERNATIONAL RESIDENTIAL CODE* AND *INTERNATIONAL ENERGY CONSERVATION CODE*, AND THE 2022 CITY OF SCOTTSDALE AMENDMENTS TO THE INTERNATIONAL CODES; REPEALING AND REPLACING ARTICLES II AND VII OF SCOTTSDALE REVISED CODE (S.R.C.) CHAPTER 31, BUILDING AND CONSTRUCTION REGULATIONS, WITH NEW ARTICLES II AND VII OF S.R.C. CHAPTER 31, BUILDING AND CONSTRUCTION REGULATIONS; AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED by the Council of the City of Scottsdale, Arizona, as follows:

Section 1. The following documents, declared public records by the Resolutions of the City of Scottsdale specified below, one paper copy and one electronic copy of which are on file in the Office of the City Clerk of the City of Scottsdale, are adopted by these references and made a part hereof as if fully set out in this Ordinance, and shall be part of the Building Code of the City in conjunction with the other articles in Chapter 31 of the Scottsdale Revised Code:

- (1) The *International Residential Code for One- and Two-Family Dwellings*, 2021 Edition, including appendices AA, AB, AC, AH, AJ, AK, AR, AS, AT, and AU, as published by the International Code Council, Inc., and as amended by the "2022 City of Scottsdale Amendments to the International Residential Code, 2021 Edition," declared public records by Resolution No. 12499 of the City of Scottsdale, are hereby referred to, adopted, and made a part hereof as if fully set out in this Ordinance.
- (2) The *International Energy Conservation Code*, 2021 Edition, including Appendices CB and RB, as published by the International Code Council, Inc., and as amended by the "2022 City of Scottsdale Amendments to the International Energy Conservation Code, 2021 Edition," declared public records by Resolution No. 12503 of the City of Scottsdale, are hereby referred to, adopted, and made a part hereof as if fully set out in this Ordinance.

Section 2. Article II, Sections 31-50 through 31-69, and Article VII, Sections 31-110 through 31-119 of Chapter 31, Building and Construction Regulations, of the Scottsdale Revised Code are hereby repealed and replaced by a new Article II, Sections 31-50 through 31-69, and Article VII, Sections 31-110 through 31-119 of Chapter 31, Building and Construction Regulations, of the Scottsdale Revised Code, which shall read as specified in those certain documents entitled, "2022 City of Scottsdale Amendments to the International Residential Code, 2021 Edition" and "2022 City of Scottsdale Amendments to the International Energy

Conservation Code, 2021 Edition," declared to be a public record by Resolution Nos. 12499 and 12503, respectively, of the City of Scottsdale, and hereby referred to, adopted, and made a part hereof as if fully set out in this Ordinance.

Section 3. If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Scottsdale City Council hereby declares that it would have passed this law, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared invalid or unconstitutional.

Section 4. The existing provisions of Chapter 31 that are being repealed and replaced by this Ordinance will remain in effect until the effective date of this Ordinance. The repeal of any provision of the Scottsdale Revised Code effectuated by this Ordinance does not affect the rights and duties that matured or penalties that were incurred and proceedings that were begun before the effective date of this Ordinance.

Section 5. If there is any conflict or inconsistency between the provisions of this Ordinance, the more restrictive provisions apply.

Section 6. The effective date of this Ordinance shall be January 7, 2023.

PASSED AND ADOPTED BY THE Council of the City of Scottsdale, Maricopa County, Arizona this 6 day of December, 2022.

ATTEST:

Ben Lane
Ben Lane, City Clerk

CITY OF SCOTTSDALE,
a municipal corporation
David D. Ortega
David D. Ortega, Mayor

APPROVED AS TO FORM:
OFFICE OF THE CITY ATTORNEY

Sherry R. Scott
Sherry R. Scott, City Attorney
By: Kimberly Campbell, Senior Assistant City Attorney