

AGENDA FOR PARKERSBURG CITY COUNCIL,
TUESDAY, JUNE 14, 2016, 7:30 PM
SECOND FLOOR, COUNCIL CHAMBERS
MUNICIPAL BUILDING

PRAYER AND PLEDGE OF ALLEGIANCE

- I. CALL TO ORDER – Council President, John Rockhold
- II. ROLL CALL
- III. MINUTES – meeting held May 24, 2016
- IV. REPORTS FROM STANDING OR SPECIAL COMMITTEES
- V. MESSAGE FROM THE EXECUTIVE
 - A. Communication from Mayor Jimmy Colombo appointing Mr. Andy Hartleben, 2400 Kennedy Avenue, Parkersburg, WV to the Parkersburg Housing Authority for a term to expire June 8, 2021. (Mayor's appointment, does not require confirmation)
- VI. PUBLIC FORUM
- VII. RESOLUTION
 1. Resolution re-appointing Mr. John Lutz, 1109 7th Street, Parkersburg, WV to the Parkersburg Utility Board for a term to expire May 24, 2020. (Sponsored by Councilmen Brown, Lynch, Carpenter, Rockhold, and Reed.)
 2. Resolution requesting approval from the State Auditor's Office for year-end budget revisions:
 - a. OPEB obligations (spread out from Finance Dept. to other departments);
 - b. Revenues increased/decreased to offset insurance proceeds, PD grant overtime, insurance proceeds, and year-end exp estimate;
 - c. Inner-department revisions, pages 3-6;
 - d. Coal Severance, \$65,000.00 reduction of revenue estimate.

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VIII. ORDINANCE, FIRST READING:

3. An ordinance adopting the Regulatory and Licensing Laws and the State Building Code. (Sponsored by Councilmen Lynch, Bigley, Rockhold, and Reed.)
4. An ordinance governing outdoor fireplaces, manufactured outdoor fireplaces, and outdoor fire pits or fire bowls, their fuel and other locations. (Sponsored by Councilmen Reed, Rockhold, Wilcox, Lynch, Bigley, and Brown)
5. An ordinance zoning recently annexed property commonly known as portion of Sleepy Hollow Road aka Sleep Pine Drive, as R-2 zoning. (Sponsored by the Municipal Planning Commission)

IX. ADJOURNMENT

CASTO & HARRIS, INC. SPENCER, WV. RE-ORDER NO. 12275-13

The Council of the City of Parkersburg met in regular session Tuesday, May 24, 2016, at 7:30 PM in the Council Chambers on the second floor of the Municipal Building at One Government Square, Parkersburg, WV 26101 and joined in the Lord's Prayer and Pledge of Allegiance.

The meeting was called to order by Council President, John Rockhold, who presided over the meeting. The clerk noted the attendance and those present included Councilmen Nancy Wilcox, Roger Brown, Kim Coram, JR Carpenter, Mike Reynolds, Warren Bigley, Jim Reed and John Rockhold. Councilwoman Sharon Lynch was absent.

MINUTES – Mr. Reed moved, seconded by Ms. Wilcox, to approve the minutes from the meeting held May 3, 2016 and the motion was adopted by unanimous vote.

REPORTS FROM STANDING OR SPECIAL COMMITTEES – President Rockhold announced that he and the City Clerk attended a board meeting for the WV Municipal League recently in Huntington. The 2016 Legislative Summary and WV Home Rule Pilot Program Summary Report were distributed to board members for review by their municipalities.

MESSAGE – Mayor Jimmy Colombo thanked our local Parks Committee, made up of volunteers, for the wonderful job they did cleaning the park area at 23rd Street and Park Avenue recently.

Mayor Colombo also asked Council not to adopt the resolution on the agenda this evening concerning revenue and expenditure reports shall be posted on the City's website. He said that our Finance Director has done a lot of work on these reports and will post them at the end of each quarter. He said he felt this could be micro-managing, and there was something wrong if Council does not think they will do it.

Also, the City is in the process of on-line payments and form submission portals for next fiscal year. Residents will have the ability to pay online police, fire, floodwall, sanitation, business licenses and other things using a credit or debit card or by providing banking information to be processed as an eCheck. With this system in place, many online fillable forms and applications can be extended to additional areas at no additional cost. Finance Director, Eric Jiles, said this would be a contract we have with a third party vendor.

PUBLIC FORUM – Mr. Eric Engle, 324 Point Drive, appeared as the group leader for the Mid Ohio Valley Climate Control, asking Council to adopt the resolution this evening to create a green initiative advisory committee. They want to help the City to be the most energy efficient City in WV.

Mayor Randy Rapp from Vienna appeared this evening to thank the City of Parkersburg for assisting them during a water problem in Vienna. Last Thursday, the EPA lowered the amount allowed for C-8 to be in their water system, and he said he has received an unbelievable amount of help from Parkersburg. By 8:00 PM that night our Utility Board had set up a refilling system just for Vienna to get clean drinking water. He said that the PUB manager, Eric Bennett, was one of the smartest and hardest working managers he has ever seen. Vienna has three separate well fields, and they had thought they could shut one down and use from the others, but that did not happen. Our water lines were only 30' away to connect from Parkersburg to Vienna, and they should be up and running with 1/3 of their City using Parkersburg's water. He said he was there from the citizens of Vienna to tell us how grateful they are. They are also working with our recycling center because 52,000 bottles of water have been distributed so far. Every person who lives in Vienna thank us, he said. (and every person who lives in Parkersburg says 'you're so very welcome').

The Director from the Wood County Senior Citizens Association at 914 Market Street appeared to thank the City for placing trees in containers that were moved from Second Street. She said this started a beautification effort and improvement at their location. There are two trees in front of their building, and two in back.

Cristy Walcutt, from the Friends of Parkersburg Parks, thanked the City and others including John Reed, for assisting them with the park clean-up. She said people have talked about wanting goofy golf, and improving the quality of the pond water.

Cathy Wermter, 2605 Capital Drive, questioned standing water at Southwood Park at the playground area in the rubber mulch. She also asked about a cover for the stage at an earlier location, and if it could be used for shade at the playground.

Councilmen Reynolds, Coram, and Carpenter also said they appreciated the work done by the volunteers, and mentioned problems that had been fixed in their districts, and upcoming projects involving our youth including life skills and nutrition.

RESOLUTION

**RESOLUTION AUTHORIZING MAYOR COLOMBO TO SUBMIT THE
2015 ANNUAL TIF REPORT FOR THE AVERY
COURT REDEVELOPMENT DISTRICT #3 TO THE WEST VIRGINIA
DEVELOPMENT OFFICE**

WHEREAS, the AVERY COURT REDEVELOPMENT DISTRICT #3 was established on July 26, 2005, and

WHEREAS, the boundaries of the District are Eleventh Street, Cornwall Street (Tax Map 76, Parcel 233) and Avery Street in the City of Parkersburg, and

WHEREAS, the payment made in lieu of taxes received and expanded for 2015 was \$24,566, and

WHEREAS, the attached progress report is required by West Virginia Code 7-11B-15,

NOW THEREFORE BE IT RESOLVED, that Parkersburg City Council hereby authorizes Mayor, James E. Colombo, to submit the 2015 Annual Tax Increment Financing Report for the Avery Court Redevelopment Project to the West Virginia Development Office, having made the report available to the public for comment and having a public hearing.

MOTION – Mr. Reynolds moved, seconded by Mr. Reed, to adopt the resolution.

PUBLIC HEARING – At 8:06 PM, President Rockhold declared a public hearing open to give the citizens an opportunity to voice their opinion on this resolution. No one appeared, and the hearing was declared closed at 8:07 PM.

VOTE – the motion was adopted by unanimous vote.

RESOLUTION – the Clerk presented a resolution appointing Police Chief, Joe Martin, to the Mid Ohio Valley Board of Health for a term to expire June 30, 22019.

MOTION – Ms. Wilcox moved, seconded by Mr. Reed, to adopt the resolution, and the motion was adopted by unanimous vote.

RESOLUTION – the Clerk presented a resolution appointing Matthew Shae, 1424 Washington Avenue, to the Washington Avenue Architectural Review Board thru February 14, 2017; and re-appointing Betty Modie, 1900 Washington Avenue thru February 14, 2018.

MOTION – Mr. Reynolds moved, seconded by Mr. Bigley, to adopt the resolution, and the motion was adopted by unanimous vote.

RESOLUTION

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that commencing by the end of the first quarter of the fiscal year 2016-2017 and continuing each successive month thereafter that the City post on its website its Revenue and Expenditure Report for the preceding month so that the City's residents may be more readily and thoroughly informed of the City's current finances.

MOTION – Ms. Coram moved, seconded by Mr. Brown, to adopt the resolution.

VOTE – the motion was adopted by majority vote with all members voting "yes" with the exception of Ms. Wilcox, Mr. Reed, and Mr. Rockhold, who voted "no".

RESOLUTION

RESOLUTION TO CREATE A GREEN INITIATIVES ADVISORY COMMITTEE TO THE CITY OF PARKERSBURG

WHEREAS, the City of Parkersburg, West Virginia could benefit economically, demographically, environmentally, and in terms of public health from a more "green" infrastructure and community; and

WHEREAS, the Mayor and City Council of Parkersburg have completed a five-year capital improvement plan that contains a line item entitled "green infrastructure initiative"; and

WHEREAS, municipalities like the City of Parkersburg offer opportunities for direct citizen engagement at a level not as available when engaging with state and national government; and

WHEREAS, numerous citizens of the City of Parkersburg have expressed interest in participating on a committee to advise the city government pertaining to green initiatives

NOW THEREFORE BE IT RESOLVED that the Mayor and City Council of Parkersburg establishes a committee consisting of no fewer than 5 and no more than 11 members. The members shall be nominated by the Mayor and confirmed by Council for terms of three years each, except that the members of the first Advisory Committee shall be appointed to terms of one, two and three years. Vacancies shall be filled by appointment in the same manner for the unexpired term only. Members of the Board shall serve without compensation; and

The committee shall report to the Mayor and City Council on proposals for changes to community infrastructure and development such as, but not limited to, improving energy efficiency of city-owned buildings, creating greener spaces on and beautifying city-owned property, encouraging and investing in agricultural initiatives city-wide, and expanding upon recycling and composting initiatives; and

The committee shall work with other elected and appointed municipal officials on the implementation of such proposals as may receive the approval of the Mayor and, as necessary, City Council. The committee shall establish meeting guidelines, rules, and procedures conducive to committee goals and desired initiatives.

MOTION – Mr. Reynolds moved, seconded by Ms. Coram, to adopt the resolution.

Councilman Reed said he was not against the committee, but they did not seem to have a mission statement, and no structure. We should know what to expect from them, he said.

CASTO & HARRIS, INC., SPENCER, WV RE-ORDER NO. 12275-13

MOTION – Ms. Coram moved, seconded by Mr. Brown, to refer the resolution to the Public Works Committee, and the motion was adopted by majority vote with all members voting “yes” with the exception of Ms. Wilcox and Mr. Rockhold, who voted “no”.

The meeting adjourned at 8:15 PM.

Coram Stepp

City Clerk

Council President

Mayor James E. Colombo



CITY OF PARKERSBURG
ONE GOVERNMENT SQUARE
P.O. BOX 1627
PARKERSBURG, WV 26102

June 8, 2016

Members of Parkersburg City Council
Parkersburg, WV 26101

Dear Councilmen:

It has been brought to my attention that there is a vacancy on the Board for the Parkersburg Housing Authority.

Mr. Andy Hartleben, 2400 Kennedy Avenue, Parkersburg, has expressed a desire to serve on this board, and I believe he would be an excellent choice.

I therefore appoint Mr. Andy Hartleben, 2400 Kennedy Avenue, Parkersburg, WV as a member of the Housing Authority for a five-year term to expire June 8, 2021.

Sincerely,

A handwritten signature in cursive script that reads "James E. Colombo/cs".

James E. Colombo
Mayor

JEC:css

RESOLUTION REAPPOINTING
JOHN LUTZ TO UTILITY BOARD



BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that
Mr. John Lutz, 1109 7th Street, Parkersburg, WV be re-appointed to the Parkersburg
Utility Board for a term to expire May 24, 2020.

Sponsored by Councilmen Brown, Lynch, Carpenter, and Rockhold

RESOLUTION

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that the Mayor, or his designee, be authorized to request approval from State Auditor's Office for the following budget revision within the General Fund for the Fiscal Years 2015-2016 prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists, and to make said budget revisions upon the State Auditor's approval:

GENERAL FUND

Fund	Account	Description	Revenue Increase/ (Decrease)	Expenditure Increase/ (Decrease)	Fund Source / Description
001	414-111-005	OPEB - GENERAL GOVERNMENT		(92,552.00)	OPEB ALLOCATION
001	414-111-010	OPEB - PUBLIC SAFETY		(252,566.00)	OPEB ALLOCATION
001	414-111-015	OPEB - STREETS & TRANS.		(71,319.00)	OPEB ALLOCATION
001	414-111-020	OPEB - SANITATION		(38,563.00)	OPEB ALLOCATION
001	409-111-000	OTHER POST-EMPL BENEFITS		2,643.00	OPEB ALLOCATION
001	414-111-000	OTHER POST-EMPL BENEFITS		21,146.00	OPEB ALLOCATION
001	415-111-000	OTHER POST-EMPL BENEFITS		352.00	OPEB ALLOCATION
001	416-111-000	OTHER POST-EMPL BENEFITS		4,406.00	OPEB ALLOCATION
001	417-111-000	OTHER POST-EMPL BENEFITS		4,846.00	OPEB ALLOCATION
001	420-111-000	OTHER POST-EMPL BENEFITS		7,930.00	OPEB ALLOCATION
001	421-111-000	OTHER POST-EMPL BENEFITS		10,573.00	OPEB ALLOCATION
001	422-111-000	OTHER POST-EMPL BENEFITS		3,084.00	OPEB ALLOCATION
001	436-111-000	OTHER POST-EMPL BENEFITS		12,335.00	OPEB ALLOCATION
001	440-111-000	OTHER POST-EMPL BENEFITS		21,146.00	OPEB ALLOCATION
001	566-111-000	OTHER POST-EMPL BENEFITS		7,049.00	OPEB ALLOCATION
001	700-111-000	OTHER POST-EMPL BENEFITS		149,788.00	OPEB ALLOCATION
001	706-111-000	OTHER POST-EMPL BENEFITS		103,970.00	OPEB ALLOCATION
001	714-111-000	OTHER POST-EMPL BENEFITS		3,524.00	OPEB ALLOCATION
001	750-111-000	OTHER POST-EMPL BENEFITS		31,720.00	OPEB ALLOCATION
001	751-111-000	OTHER POST-EMPL BENEFITS		7,049.00	OPEB ALLOCATION
001	754-111-000	OTHER POST-EMPL BENEFITS		10,573.00	OPEB ALLOCATION
001	756-111-000	OTHER POST-EMPL BENEFITS		15,860.00	OPEB ALLOCATION
001	800-111-000	OTHER POST-EMPL BENEFITS		37,006.00	OPEB ALLOCATION

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001	301-002-000	PROPERTY TAX - PRIOR YEAR	4,795.00		YEAR END REV ESTIMATE
001	301-006-000	SUPPLEMENTAL TAXES	41,954.00		YEAR END REV ESTIMATE
001	301-090-000	EXCESS LEVY TAX	123,201.00		YEAR END REV ESTIMATE
001	305-000-000	B&O TAXES	(150,036.00)		YEAR END REV ESTIMATE
001	308-000-000	HOTEL OCCUPANCY TAX	(25,570.00)		YEAR END REV ESTIMATE
001	320-000-000	FINES & FEES	34,567.00		YEAR END REV ESTIMATE
001	321-000-000	PARKING FINES	580.00		YEAR END REV ESTIMATE
001	330-000-000	IRP TRUCK FEES	44,287.00		YEAR END REV ESTIMATE
001	350-000-000	SANITATION FEES	36,000.00		YEAR END REV ESTIMATE
001	361-000-010	FEE PENALTIES & INTEREST	23,274.00		YEAR END REV ESTIMATE
001	361-000-015	PROCESS FEES	16,000.00		YEAR END REV ESTIMATE
001	366-000-000	STATE GRANTS	(50,000.00)		RECLASS TO REIMB.
001	381-000-000	REIMBURSEMENTS	59,000.00		RECLASS/GRANT OT EST.
001	381-000-001	REIMBURSEMENTS-WVSBDC	(3,323.00)		YEAR END REV ESTIMATE
001	383-000-000	SALE OF FIXED ASSETS	14,000.00		AUCTION PROCEEDS
001	386-000-000	INSURANCE CLAIMS	4,169.00		INSURANCE CLAIM REV
001	399-350-000	SALE OF RECYCLED MATERIAL	(30,528.00)		YEAR END REV ESTIMATE
001	700-217-000	REPAIR & MAINT AUTO		275.00	INSURANCE PROCEEDS
001	700-103-109	GRANT OVERTIME		15,000.00	PD GRANT OVERTIME EXP
001	751-459-000	CAPITAL OUTLAY EQUIP		3,894.00	INSURANCE PROCEEDS
001	759-567-000	CONTRIB - MASS TRANSIT		123,201.00	YEAR END EXP ESTIMATE
			<u>142,370.00</u>	<u>142,370.00</u>	

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GENERAL FUND

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MAYOR					
001	409-103-315	OTHER SALARIES & WAGES		5,776.00	YEAR END ESTIMATE
001	409-104-000	FICA EXPENSE		694.00	YEAR END ESTIMATE
001	406-214-000	TRAVEL EXPENSE		(7,000.00)	YEAR END ESTIMATE
001	409-219-000	EQUIPMENT RENTAL		187.00	YEAR END ESTIMATE
001	409-222-000	DUES & SUBSCRIPTIONS		3,605.00	YEAR END ESTIMATE
001	409-230-000	CONTRACTUAL SERVICES		(762.00)	YEAR END ESTIMATE
001	409-230-001	CONTRACTUAL SVS - PT PARK		<u>(2,500.00)</u>	YEAR END ESTIMATE
-					
COUNCIL					
001	410-230-000	CONTRACTUAL SERVICES		250.00	YEAR END ESTIMATE
001	410-341-000	OFFICE SUPPLIES		<u>(250.00)</u>	YEAR END ESTIMATE
-					
FINANCE					
001	414-212-000	OUTSIDE PRINTING		2,200.00	YEAR END ESTIMATE
001	414-221-000	TRAINING & EDUCATION		600.00	YEAR END ESTIMATE
001	414-226-000	AUTO & LIAB INSURANCE		405.00	YEAR END ESTIMATE
001	414-240-000	REFUNDS		1,500.00	YEAR END ESTIMATE
001	414-341-000	OFFICE SUPPLIES		<u>(4,705.00)</u>	YEAR END ESTIMATE
-					
CITY CLERK					
001	415-106-000	RETIREMENT EXPENSE		116.00	YEAR END ESTIMATE
001	415-222-000	DUES & SUBSCRIPTIONS		130.00	YEAR END ESTIMATE
001	415-230-000	CONTRACTUAL SERVICES		(246.00)	YEAR END ESTIMATE
001	415-341-001	SUPPLIES - PD CIVIL SERVICE		1,000.00	YEAR END ESTIMATE
001	415-341-002	SUPPLIES - FD CIVIL SERVICE		<u>(1,000.00)</u>	YEAR END ESTIMATE
-					
MUNICIPAL JUDGE					
001	416-214-000	TRAVEL EXPENSE		(1,000.00)	YEAR END ESTIMATE
001	416-216-000	MAINT & REPAIR EQUIP		(1,000.00)	YEAR END ESTIMATE
001	416-218-000	POSTAGE		(600.00)	YEAR END ESTIMATE
001	416-221-000	TRAINING & EDUCATION		(550.00)	YEAR END ESTIMATE
001	416-240-000	REFUNDS		<u>3,150.00</u>	YEAR END ESTIMATE
-					

Fund	Account	Description	Revenue Increase/ (Decrease)	Expenditure Increase/ (Decrease)	Fund Source / Description
CITY ATTORNEY					
001	417-211-000	TELEPHONE EXPENSE		(214.00)	YEAR END ESTIMATE
001	417-216-000	MAINT & REPAIR EQUIP		(600.00)	YEAR END ESTIMATE
001	417-219-000	EQUIPMENT RENTAL		287.00	YEAR END ESTIMATE
001	417-228-000	FREIGHT		27.00	YEAR END ESTIMATE
001	417-230-000	CONTRACTUAL SERVICES		1,000.00	YEAR END ESTIMATE
001	417-459-000	CAPITAL OUTLAY EQUIP		(500.00)	YEAR END ESTIMATE
ENGINEERING					
001	420-211-000	TELEPHONE EXPENSE		310.00	YEAR END ESTIMATE
001	420-212-000	OUTSIDE PRINTING		200.00	YEAR END ESTIMATE
001	420-343-001	AUTO GASOLINE		(510.00)	YEAR END ESTIMATE
DEVELOPMENT					
001	421-211-000	TELEPHONE EXPENSE		(4,200.00)	YEAR END ESTIMATE
001	421-212-000	OUTSIDE PRINTING		200.00	YEAR END ESTIMATE
001	421-214-000	TRAVEL EXPENSE		500.00	YEAR END ESTIMATE
001	421-220-000	ADVERTISING & PUBLICATION		2,500.00	YEAR END ESTIMATE
001	421-221-000	TRAINING & EDUCATION		100.00	YEAR END ESTIMATE
001	421-222-000	DUES & SUBSCRIPTIONS		1,000.00	YEAR END ESTIMATE
001	421-230-001	CONTRACT SVS - PARK POOLS		(600.00)	YEAR END ESTIMATE
001	421-341-000	SUPPLIES & MATERIALS		500.00	YEAR END ESTIMATE
PERSONNEL					
001	422-219-000	EQUIPMENT RENTAL		500.00	YEAR END ESTIMATE
001	422-341-000	SUPPLIES		(110.00)	YEAR END ESTIMATE
001	422-459-000	CAPITAL OUTLAY EQUIP		(390.00)	YEAR END ESTIMATE
CODE ADMINISTRATION					
001	436-211-000	TELEPHONE EXPENSE		325.00	YEAR END ESTIMATE
001	436-212-000	OUTSIDE PRINTING		150.00	YEAR END ESTIMATE
001	436-214-000	TRAVEL EXPENSE		760.00	YEAR END ESTIMATE
001	436-343-001	AUTO GASOLINE		(1,235.00)	YEAR END ESTIMATE
BUILDINGS & GROUNDS					
001	440-103-008	OVERTIME EXPENSE		1,000.00	YEAR END ESTIMATE
001	440-211-000	TELEPHONE EXPENSE		500.00	YEAR END ESTIMATE
001	440-212-000	OUTSIDE PRINTING		500.00	YEAR END ESTIMATE
001	440-213-000	UTILITIES - GAS		5,000.00	YEAR END ESTIMATE
001	440-215-000	MAINT & REPAIR BUILDINGS		27,000.00	YEAR END ESTIMATE
001	440-341-041	SUPPLIES - CITY PARK		6,317.00	YEAR END ESTIMATE
001	440-341-042	SUPPLIES - WHARTON TRUST		75.00	YEAR END ESTIMATE
001	440-341-043	SUPPLIES - MOSQUITO CTRL		(2,500.00)	YEAR END ESTIMATE
001	440-341-044	SUPPLIES - TENNIS COURTS		(20,258.00)	YEAR END ESTIMATE
001	440-459-000	CAPITAL OUTLAY EQUIP		5,000.00	YEAR END ESTIMATE
				<u>22,634.00</u>	

Fund	Account	Description	Revenue Increase/ (Decrease)	Expenditure Increase/ (Decrease)	Fund Source / Description
POLICE DEPARTMENT					
001	700-103-109	HOLIDAY PAYOUT		19,000.00	YEAR END ESTIMATE
001	700-103-309	PATROLMEN SALARIES		(35,000.00)	YEAR END ESTIMATE
001	700-216-000	MAINT & REPAIR - EQUIP		4,000.00	YEAR END ESTIMATE
001	700-217-000	MAINT & REPAIR - AUTO		7,000.00	YEAR END ESTIMATE
001	700-222-000	DUES & SUBSCRIPTIONS		1,200.00	YEAR END ESTIMATE
001	700-223-000	PROFESSIONAL EXPENSE		400.00	YEAR END ESTIMATE
001	700-230-000	CONTRACTUAL SERVICES		(11,000.00)	YEAR END ESTIMATE
001	700-341-000	SUPPLIES		12,400.00	YEAR END ESTIMATE
001	700-343-001	AUTO GASOLINE		(5,000.00)	YEAR END ESTIMATE
001	700-458-000	CAPITAL OUTLAY OTHER		11,000.00	YEAR END ESTIMATE
				<u>4,000.00</u>	
FIRE DEPARTMENT					
001	706-103-008	OVERTIME EXPENSE		20,000.00	YEAR END ESTIMATE
001	706-103-303	CAPTAIN SALARIES		14,200.00	YEAR END ESTIMATE
001	706-103-310	FIREMEN SALARIES		(34,200.00)	YEAR END ESTIMATE
001	706-215-000	MAINT & REPAIR BUILDINGS		5,000.00	YEAR END ESTIMATE
001	706-341-000	SUPPLIES		1,489.00	YEAR END ESTIMATE
001	706-343-001	AUTO GASOLINE		(6,500.00)	YEAR END ESTIMATE
001	706-345-000	UNIFORMS		(1,489.00)	YEAR END ESTIMATE
001	706-458-000	CAPITAL OUTLAY OTHER		4,039.00	YEAR END ESTIMATE
001	706-459-000	CAPITAL OUTLAY EQUIP		(2,539.00)	YEAR END ESTIMATE
				<u>-</u>	
FLOODWALL					
001	714-103-008	OVERTIME EXPENSE		1,200.00	YEAR END ESTIMATE
001	714-230-000	CONTRACTUAL SERVICES		(34,187.00)	YEAR END ESTIMATE
001	714-343-001	AUTO GASOLINE		(1,200.00)	YEAR END ESTIMATE
				<u>(34,187.00)</u>	
STREETS					
001	750-103-008	OVERTIME EXPENSE		3,500.00	YEAR END ESTIMATE
001	750-220-000	ADVERTISING & PUBLICATION		400.00	YEAR END ESTIMATE
001	750-225-000	LAUNDRY & DRY CLEANING		1,000.00	YEAR END ESTIMATE
001	750-230-000	CONTRACTUAL SERVICES		6,000.00	YEAR END ESTIMATE
001	750-341-003	SUPPLIES - SIDEWALK		250.00	YEAR END ESTIMATE
001	750-343-001	AUTO GASOLINE		(15,000.00)	YEAR END ESTIMATE
001	750-458-000	CAPITAL OUTLAY OTHER		32,000.00	YEAR END ESTIMATE
001	750-459-000	CAPITAL OUTLAY EQUIP		6,750.00	YEAR END ESTIMATE
				<u>34,900.00</u>	
STREET LIGHTING					
001	751-219-000	EQUIPMENT RENTAL		(10,000.00)	YEAR END ESTIMATE
001	751-230-000	CONTRACTUAL SERVICES		12,000.00	YEAR END ESTIMATE
001	751-343-001	AUTO GASOLINE		(2,000.00)	YEAR END ESTIMATE
				<u>-</u>	

Fund	Account	Description	Revenue Increase/ (Decrease)	Expenditure Increase/ (Decrease)	Fund Source / Description
CENTRAL GARAGE					
001	754-103-008	OVERTIME EXPENSE		1,500.00	YEAR END ESTIMATE
001	754-222-000	DUES & SUBSCRIPTIONS		50.00	YEAR END ESTIMATE
001	754-341-000	SUPPLIES		3,300.00	YEAR END ESTIMATE
001	754-343-001	AUTO GASOLINE		750.00	YEAR END ESTIMATE
001	754-343-005	AUTO REPAIR SUPPLIES		(2,600.00)	YEAR END ESTIMATE
001	754-459-000	CAPITAL OUTLAY EQUIP		(3,000.00)	YEAR END ESTIMATE
				-	
STREET CLEANING & SNOW REMOVAL					
001	756-230-002	CONTRACT SVS - RECLAIM		(2,500.00)	YEAR END ESTIMATE
001	756-343-001	AUTO GASOLINE		(10,000.00)	YEAR END ESTIMATE
				(12,500.00)	
SANITATION					
001	800-213-200	UTILITIES WATER		500.00	YEAR END ESTIMATE
001	800-215-000	MAINT & REPAIR BUILDINGS		2,000.00	YEAR END ESTIMATE
001	800-216-000	MAINT & REPAIR EQUIP		9,620.00	YEAR END ESTIMATE
001	800-217-000	MAINT & REPAIR AUTO		8,000.00	YEAR END ESTIMATE
001	800-219-000	EQUIPMENT RENTAL		(25,000.00)	YEAR END ESTIMATE
001	800-220-000	ADVERTISING & PUBLICATION		33.00	YEAR END ESTIMATE
001	800-343-001	AUTO GASOLINE		(10,000.00)	YEAR END ESTIMATE
				(14,847.00)	
				-	



RESOLUTION


BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARKERSBURG that the Mayor, or his designee, be authorized to request approval from State Auditor's Office for the following budget revision within the Coal Severance Special Revenue Fund for the Fiscal Years 2015-2016 prior to the expenditure or obligation of funds for which no appropriation or insufficient appropriation currently exists, and to make said budget revisions upon the State Auditor's approval:

COAL SEVERANCE SPECIAL REVENUE FUND

Fund	Account	Description	Revenue Increase/ (Decrease)	Expenditure Increase/ (Decrease)	Fund Source / Description
002	310-000-000	COAL SEVERANCE TAX	(65,000.00)		YEAR-END REVISION
002	380-000-000	INTEREST EARNED	35.00		YEAR-END REVISION
002	750-341-000	DEPARTMENTAL SUPPLIES		(64,965.00)	YEAR-END REVISION
			<u>(64,965.00)</u>	<u>(64,965.00)</u>	



**An Ordinance Adopting the
Regulatory & Licensing Laws, and
State Building Code**



Be It Ordained By The Council of The City of Parkersburg that Article 1737, State Building Code, of the Codified Ordinances of the City of Parkersburg be and it is hereby repealed and re-enacted as follows: The State Building Code, Legislative Rule, Title 87, Series 4 and Title 87, Series 7, Certification and Continuing Education, Building Officials, Inspectors and Plan Examiners be and are hereby adopted by reference as though set forth verbatim herein, except as otherwise provided herein and which exceptions to said Code are likewise hereby adopted as attached hereto and made a part hereof.

The adopted codes are as follows:

- 2015 IBC
- 2015 IRC (delete Chapter 11)
- 2015 IEBC
- 2015 IPC
- 2015 IMC
- 2015 IFGC
- 2015 IPMC
- 2015 ISPSC
- 2014 NFPA 70, NEC
- 2009 IECC (Residential Energy)
- 2009 ICC/ANSI A117.1, Standards for Accessibility
- 2007 ANSI/ASHRAE.IESNA Standard 90.1 (Commercial Energy)

Sponsored by Councilmen:

A copy of the Codes in their entirety may be inspected and reviewed in the Code Administration Office of the City of Parkersburg (Gary Moss)

**ARTICLE 1737
State Building Code**

1737.01 Adoption.

1737.02 International Property Maintenance Code amendments.

1737.03 International Building Code amendments.

1737.04 International Plumbing Code amendments.

1737.05 International Mechanical Code amendments.

1737.06 International Residential Code amendments.

1737.07 International Fuel Gas Code amendments.

1737.08 International Existing Building Code amendments.

1737.09 International Energy Conservation Code

1737.10 ICC/ANSI A117.1 Accessible and Usable Buildings

1737.11 National Electric Code (NFPA70)

1737.12 Conflict of Law; pending actions

1737.13 Issuance of Citations

CROSS REFERENCES

Compliance with State Code required - see W. Va. Code 8-12-13

State Building Code - see W. Va. Code 29-3-5(b)

1737.01 ADOPTION.

Except as otherwise provided in this **article**, the State Building Code as provided for in West Virginia Code 29-3-5(b) and as promulgated by the State Fire Commission is hereby adopted by reference as though set forth verbatim herein.

1737.02 INTERNATIONAL PROPERTY MAINTENANCE CODE AMENDMENTS.

The following sections of the International Property Maintenance Code, as incorporated into the State Building Code, are hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Property Maintenance Code of the City of Parkersburg hereinafter referred to as the property maintenance code or "this code".

103.5 Fees: The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be indicated in the following schedule:

(a) Residential (non-commercial):

(1) New construction, additions, alterations, replacements and repair. Fee based on actual valuation of labor and materials:

\$0-\$999	\$10.00 minimum fee
\$1,000-19,999	0.011 X value
\$20,000-49,999	0.009 X value

\$50,000-99,999	0.007 X value
\$100,000 +	0.006 X value

(b) Commercial-Industrial (nonresidential):

(1) New construction, additions, alterations, replacements and repair. Fee based on actual valuation of labor and materials.

\$0-\$1,999	\$15.00 minimum fee
\$2,000-9,999	0.0095 X value
\$10,000-24,999	0.0085 X value
\$25,000-49,999	0.0075 X value
\$50,000-99,999	0.0065 X value
\$100,000-499,999	0.0055 X value
\$500,000-999,999	0.0045 X value
\$1,000,000+	0.0035 X value

(c) Service Upgrades. Residential and commercial electrical upgrade permit. Includes permit and inspections. (Electrical services and wiring in new construction shall be covered under the normal permit fees.): \$25.00

(d) Demolition. Commercial/residential demolitions: \$50.00

(e) Grade and Fill. Subject to Engineering Department approval: \$20.00 per each \$1,000

(f) Moving any Structure. \$100.00

304.14 Insect Screens. During the period from April to November every door, window and other outside opening required for ventilation of habitable rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored, shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch (16 mesh per 22 mm) and every swinging door shall have a self-closing device in good working condition.

Exception: Screens shall not be required where other approved means, such as air curtains or insect repellent fans, are employed.

602.3 Heat supply. Every owner and operator of any building who rents, leases or lets one or more dwelling unit, rooming unit, dormitory or guestroom on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from October to April to maintain a temperature of not less than 68°F (20°C) in all habitable rooms, bathrooms, and toilet rooms.

Exceptions:

1. When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required provided that the heating system is operating at its full capacity. The winter outdoor design temperature for the locality shall be as indicated in Appendix D of the International Plumbing Code.
2. In areas where the average monthly temperature is above 30° F (-1°C) a minimum temperature of 65°F (18°C) shall be maintained.

602.04 Occupiable work spaces. Indoor occupiable work spaces shall be supplied with heat during the period from October to April to maintain a temperature of not less than 65°F (18°C) during the period the spaces are occupied.

Exceptions:

1. Processing, storage and operation areas that require cooling or special temperature conditions.
2. Areas in which persons are primarily engaged in vigorous physical activities.

1737.03 INTERNATIONAL BUILDING CODE AMENDMENTS.

The following sections of the International Building Code, as incorporated into the State Building Code, are hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Building Code of the City of Parkersburg hereinafter referred to as "this code".

1612.3 Establishment of flood hazard areas. To establish flood hazard areas, the governing body shall adopt a flood hazard map and supporting data. The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management Agency in an engineering report entitled "The Flood Insurance Study for the City of Parkersburg, dated April 28, 1990, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM) and Flood Boundary and Floodway Map (FBFM) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be part of this section.

3410.2 Applicability. Structures existing prior to April 28, 1990 in which there is work involving additions, alterations or changes of occupancy shall be made to conform to the requirements of this section or the provisions of Sections 3403 and 3407. The provisions in Sections 3410.2.1 through 3410.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S and U. These provisions shall not apply to buildings with occupancies in Group H or I.

1737.04 INTERNATIONAL PLUMBING CODE AMENDMENTS.

The following sections of the International Plumbing Code, as incorporated into the State Building Code, are hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Plumbing Code of the City of Parkersburg hereinafter referred to as "this code".

106.6.6 Fee schedule. The fees for all plumbing work shall be as indicated in the following schedule: see Property Maintenance Code Section 103.5.

106.6.3 Fee refunds. The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder that was erroneously paid or collected.
2. Not more than 50% percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The code official shall not authorize the refunding of any fee paid except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

108.4 Violation penalties. Any person 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 plumbing 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 misdemeanor, punishable by a fine of not more than \$500.00. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

108.5 Stop work orders. Upon notice from the code official, work on any plumbing system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to 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 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 liable to a fine of not more than \$500.00.

305.6.1 Sewer depth. Building sewers that connect to private sewage disposal systems shall be a minimum of 24 inches (mm) below finished grade at the point of septic connection. Building sewers shall be a minimum of 24 inches below grade.

904.1 Roof extension. All open vent pipes that extend through a roof shall be terminated at least 16 inches above the roof, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least 7 feet (2134 mm) above the roof.

1737.05 INTERNATIONAL MECHANICAL CODE AMENDMENTS.

The following sections of the International Mechanical Code, as incorporated into the State Building Code, are hereby amended to read as set forth herein:

101.1 Title: This code shall be known as the Mechanical Code of the City of Parkersburg hereinafter referred to as the mechanical code or "this code".

106.5.2 Fee Schedule. The fees for mechanical work shall be as indicated in the following schedule: see Property Maintenance Code Section 103.5.

106.5.3 Fee Refunds. The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder which was erroneously paid or collected.

2. Not more than 50% percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The code official shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

108.4 Violation penalties. 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 misdemeanor, punishable by a fine of not more than \$500.00. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

108.5 Stop work orders. Upon notice from the code official that mechanical work is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to 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 who shall continue any work on the system 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 liable for a fine of not more than \$500.00.

1737.06 INTERNATIONAL RESIDENTIAL CODE AMENDMENTS.

The following sections of the International Residential Code, as incorporated in the State Building Code, are hereby amended to read as set forth herein:

R101.1 Title. These provisions shall be known as the Residential Code for One- and Two- Family Dwellings of the City of Parkersburg, and shall be cited as such and will be referred to herein as "this code".

R301.2(1), Table: Climatic and Geographic Design Criteria (see table attached).

P2603.6.1 Sewer depth. Building sewers that connect to private sewage disposal systems shall be a minimum of 24 inches (mm) below finished grade at the point of septic tank connection. Building sewers shall be a minimum of 24 inches (mm) below grade.

P3103.1 Roof extension. All open vent pipes which extend through a roof shall be terminated at least 16 inches above the roof or 6 inches above the anticipated snow accumulation, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least 7 feet (2134 mm) above the roof.

1737.07 INTERNATIONAL FUEL GAS CODE AMENDMENTS.

The following sections of the International Fuel Gas Code as incorporated into the State Building Code are hereby amended to read as set forth herein:

101.1 Title. These regulations shall be known as the Fuel Gas Code of the City of Parkersburg hereinafter referred to as "this code".

106.5.2 Fee schedule. The fees for work shall be as indicated in the following schedule. See Property Maintenance Code Section 103.5.

106.5.3 Fee refunds. The code official shall authorize the refunding of fees as follows:

1. The full amount of any fee paid hereunder which was erroneously paid or collected.
2. Not more than 50% percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

The code official shall not authorize the refunding of any fee paid, except upon written application filed by the original permittee not later than 180 days after the date of fee payment.

108.4 Violation penalties. Persons who shall violate a provision of this code, fail to comply with any of the requirements thereof or erect, install, alter or repair

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 misdemeanor, punishable by a fine of not more than \$500.00. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

108.5 Stop work orders. Upon notice from the code official that work is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, the owner's 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 who shall continue any work on the system 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 liable for a fine of not more than \$500.00.

1737.08 INTERNATIONAL EXISTING BUILDING CODE AMENDMENTS.

The following sections of the International Existing Building Code as incorporated into the State Building Code are amended to read as set forth herein:

101.1 Title. These regulations shall be known as the Existing Building Code of the City of Parkersburg, hereinafter referred to as "this code".

1201.2 Applicability. Structures existing prior to April 28, 1990, in which there is work involving additions, alterations, or changes of occupancy shall be made to conform to the requirements of this chapter or the provisions of Chapters 4 through 10. The provisions of Section 1201.2.1 through 1201.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R and S. These provisions shall not apply to buildings with occupancies in Group H or Group I.

1737.09 INTERNATIONAL ENERGY CONSERVATION CODE.

The following section of the International Energy Conservation Code, is hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Energy Conservation Code of the City of Parkersburg, hereinafter referred to as the Energy Conservation Code or "this code".

1737.10 ICC / ANSI A117.1 ACCESSIBLE AND USABLE BUILDINGS.

The following section of the Accessible and Usable Buildings Code, is hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Accessible and Usable Buildings Code of the City of Parkersburg hereinafter referred to as the Accessible and Usable Buildings Code or "this code".

1737.11 NATIONAL ELECTRIC CODE.

The following section of the National Electric Code is hereby amended to read as set forth herein:

101.1 Title: These regulations shall be known as the Electric Code of the City of Parkersburg, hereinafter referred to as the Electric Code or "this code".

1737.12 CONFLICT OF LAW; PENDING ACTIONS.

Any provision of the Codified Ordinances of the City inconsistent with the provisions hereof is hereby repealed; provided however, that nothing in this **article** or in the State Building Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this **article**.

1737.13 ISSUANCE OF CITATIONS.

The Director of Code Administration may issue a citation for violations of this **article**. Violations for which a citation may be issued include, but are not limited to:

- (a) Failing to correct Code item as directed by the Director;
- (b) Starting work prior to obtaining a permit;
- (c) Failing to honor a stop-work order issued by the Director; and
- (d) Tampering with, or rendering inoperable, on-premise firefighting equipment, fire detection equipment or fire alarm systems.

Each and every day during which any violation continues after official notice of violation has been given in writing shall be deemed a separate offense.

TABLE R301.2(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA

SSUBJECT TO DAMAGE FROM											
Ground Snow Load	Wind Speed (MPH)	Seismic Design Category	Weathering	Frost Line Depth	Termite	Decay	Winter Design Temp.	Ice Shield Under-Layment Required	Flood Hazards	Air Freezing Index	Mean Annual Temp.
20	90	C	Severe	24	M-H	S-M	11	No	8-23-88	1,000	53.5

For SI: 1 pound per square foot = 0.0479 kN/m², 1 mile per hour - 1.609 km/h.

a. Weathering may require a higher strength concrete or grade of masonry than necessary to satisfy the structural requirements of this code. The weathering column shall be filled in with the weathering index (i.e., "negligible", "moderate" or

"severe") for concrete as determined from the Weathering Probability Map [Figure R301.2(3)]. The grade of masonry units shall be determined from ASTM C 34, C 55, C 62, C 73, C 90, C 129, C 145, C 216 or C 652.

b. The frost line depth may require deeper footings than indicated in Figure R403.1(1). The jurisdiction shall fill in the front line depth column with the minimum depth of footing below finish grade.

c. The jurisdiction shall fill in this part of the table with "very heavy", "moderate to heavy", "slight to moderate", or "none to slight" in accordance with Figure R301.2(6) depending on whether there has been a history of local damage.

d. The jurisdiction shall fill in this part of the table with "moderate to severe", "slight to moderate" or "none to slight" in accordance with Figure R301.2(7) depending on whether there has been a history of local damage.

e. The jurisdiction shall fill in this part of the table with the wind speed from the basic wind speed map [Figure R301.2(4)]. Wind exposure category shall be determined on a site-specific basis in accordance with Section R301.2.1.4.

f. The outdoor design dry-bulb temperature shall be selected from the columns of 97 1/2 percent values for winter from Appendix D of the International Plumbing Code. Deviations from the Appendix D temperatures shall be permitted to reflect local climates or local weather experience as determined by the building official.

g. The jurisdiction shall fill in this part of the table with the Seismic Design Category determined from Section R301.2.2.1.

h. The jurisdiction shall fill in this part of the table with (a) the date of the jurisdiction's entry into the National Flood Insurance Program (date of adoption of the first code or ordinance for management of flood hazard areas), (b) the date(s) of the currently effective FIRM and FBFM, or other flood hazard map adopted by the community, as may be amended.


i. In accordance with Sections R905.2.7. 1, R905.4.3., R905.5.3, R905.6.3, R905.7.3, and R905.8.3, for areas where the average daily temperature in January is 25°F (-4°C) or less, or where there has been a history of local damage from the effects of ice damming, the jurisdiction shall fill in this part of the table with "YES". otherwise, the jurisdiction shall fill in this part of the table with "No".

j. The jurisdiction shall fill in this part of the table with the 100-year return period air freezing index (BF-days) from Figure R403.3(2) or from the 100-year (99%) value on the National Climatic Data Center data table "Air Freezing Index - USA Method (Base 32° Fahrenheit)" at www.ncdc.noaa.gov/fpsf.html.

k. The jurisdiction shall fill in this part of the table with the mean annual temperature from the National Climatic Data Center data table "Air Freezing Index - USA Method (Base 32° Fahrenheit)" at www.ncdc.noaa.gov/fpsf.html.

Memo

To: JOE SANTER-CITY ATTORNEY

From: GARY MOSS-CODE DIRECTOR 

CC: RICK LEMELY-PUBLIC WORKS DIRECTOR

Date: 05-13-16

Re: 2015 STATE BUILDING CODE ADOPTION

FIND ATTACHED THE INFORMATION REGARDING ADOPTION OF THE STATE BUILDING CODE.

GOVERNOR TOMLIN SIGNS HB 4060

MONDAY, APRIL 13, 2016 AT 12:58PM

Governor Tomlin has signed HB 4060, which adopts Legislative Rules changes

adopting updates to the State Building Code and Building Official, Inspector and Plans

Examiners Certification and Continuing Education , both effective July 1, 2016.

Each municipality and county must adopt the changes, by ordinance, and

forward a copy to the Deputy SFM Allen Casto before July 1, 2016. Those who adopt the

Appendices must include them in the adoption ordinance.

Update on Thursday, April 21, 2016 at 11:07AM by Mike Monaghan

Legislative Rules governing the adoption of the latest editions to the State Building Code and

The Certification and Continuing Education of Building Officials, Inspectors and Plans Examiners have been approved.

Title 87 Series 4 - State Building Code is effective on August 1, 2016

The rule is found on the State Fire Marshal's website www.firemarshal.wv.gov

Regulatory & Licensing, Laws, State Building Code.

The adopted codes are:

2015 IBC

2015 IRC (delete Chapter 11)

2015 IEBC

2015 IPC

2015 IMC

2015 IFGC

2015 IPMC

2015 ISPSC

2014 NFPA 70, NEC

2009 IECC (Residential Energy)

2009 ICC/ANSI A117.1, Standards For Accessibility

2007 ANSI/ASHRAE.IESNA Standard 90.1 (Commercial Energy)

**Each municipality and county must adopt the SBC by ordinance prior to August 1, 2016.
Those who**

**adopt Appendices must include those adoptions in the ordinance. The previous State
Building Code adoption expires on August 1, 2016**

**Title 87, Series 7 – Certification & Continuing Education-Building Officials, Inspectors &
Plans Examiners – effective June 1, 2016. Each municipality adopting the State Building
Code must also adopt, by ordinance, Title 87, Series 7, also available on the Fire Marshal
website.**



**AN ORDINANCE GOVERNING OUTDOOR FIREPLACES, MANUFACTURED OUTDOOR
FIREPLACES, AND OUTDOOR FIRE PITS OR FIRE BOWLS, THEIR FUEL AND THEIR
LOCATIONS**

Be It Ordained By The Council of the City of Parkersburg that the City of Parkersburg
Municipal Code is hereby amended with the addition of the following:

Outdoor Fireplaces, Manufactured Outdoor Fireplaces, Outdoor Fire Pits and Fire Bowls.

A. Definitions

1. "Outdoor fireplace" means a freestanding fireplace, manufactured of stone, concrete block, concrete, metal, ceramic or any other non-combustible material, with an enclosed burn chamber, solid or screened opening, and chimney with spark arrestor.
2. "Manufactured outdoor fireplace" means a freestanding fireplace manufactured of metal, ceramic or other non-combustible material, or any combination thereof.
3. "Outdoor fire pit or fire bowl" means a freestanding fireplace manufactured of stone, concrete, metal, ceramic or other non-combustible material, covered with a screen with openings not greater than 1/8 inch (3.04mm).
4. This ordinance does not apply to grilling or cooking food using charcoal, clean wood, propane, or natural gas in cooking or grilling appliances.

B. Conditions of Use

1. The conditions for use of any outdoor fireplace, manufactured outdoor fireplace, outdoor fire pit or fire bowl.
 - a. Shall be for single-family residential property only.
 - b. Must be located at least fifteen (15) feet from any combustible material or structures and be placed on a non-combustible base;
 - c. Are prohibited for use on wooden decks or balconies;
 - d. Any fire must be entirely contained within the outdoor fireplace;
 - e. Any fire must be constantly attended by an adult, until the fire is extinguished;

- f. Any outdoor fireplace, manufactured outdoor fireplace, outdoor fire pit or fire bowl that produces smoke or odor emissions that are objectionable in nature due to proximity to structures, dwellings, or atmospheric conditions, or other local circumstances that would make such fires hazardous shall be prohibited;
2. The fire official is authorized to order the extinguishment of the fire by the person(s) responsible, upon finding any of the listed above conditions.
3. An approved means of extinguishment shall be available for immediate use at all times during use. Approved means to include a portable fire extinguisher with a minimum 4-A rating, a working garden hose connected to a reliable water source, or other approved on-site extinguishing agent.
4. When, **in the opinion of the fire official**, a hazard exists due to the use of the fireplace that is not specifically defined within this ordinance, the fire official, using good sound judgment and in consideration of the conditions that could present a hazard due to the use of the fireplace, shall have the authority to have the fire extinguished.

C. Wood Burning

1. Only clean dry seasoned firewood shall be burned. No flammable/combustible liquids shall be used to start the fire, only self ignited logs or the use of kindling wood or paper shall be used.

D. LP/Gas

1. Tank size is limited to 20 lbs. propane or an approved direct connection to gas piping from the residence.

E. Conflict of Law

1. To the extent that this article conflicts with Article 1517 of the City of Parkersburg Codified Ordinances, this article shall take precedence.

F. Severability

1. If any provision, clause, sentence or paragraph of this article or the application thereof, to any person, establishment or circumstances shall be

held invalid, such invalidity shall not invalidate the other provisions or application of this article.

G. Exemptions

1. Nothing in this article shall prohibit small cooking or warming fires between the hours of 5:00 p.m. to midnight, provided that the site or location of the fire is approved by the Fire Chief or his designated representative. Such fires shall burn only natural wood (twigs, logs, etc.) which shall not be piled higher than two (2) feet nor more than three (3) feet in width and provided further that all combustible material be at least fifteen (15) feet from such fire.
2. Bonfires for the sole purpose of pep rallies shall be permitted with the approval of the Fire Chief and shall be supervised by the Fire Department.
3. All fires shall be attended to by an adult at all times and shall be totally extinguished when not so attended.

H. Penalty

1. Any person, firm, corporation, association or public agency violating any of the provisions of this article shall be subject to those penalties more expressly set forth in Section 1517.99 of the City of Parkersburg Codified Ordinances.

Sponsored by:

AN ORDINANCE ZONING RECENTLY ANNEXED PROPERTY
COMMONLY KNOWN AS PORTION OF SLEEPY HOLLOW ROAD
AKA SLEEPY PINE DRIVE ON TAX MAP 61, PARCEL 65 AS A
R-2 ZONING DISTRICT

THE COUNCIL OF THE CITY OF PARKERSBURG HERBY

ORDAINS that the following parcels of land situate in the City of Parkersburg, Wood County, West Virginia, which has heretofore been situate beyond the corporation boundary, but has since been annexed in to the Corporation, be provided with the zoning designation of Residential (R-2). The parcel of land in Parkersburg City District, Wood County, West Virginia, more particularly described and attached herein by reference.

Tracts of land in Parkersburg City District, Wood County, West Virginia, more particularly described as follows:

Beginning at the southwesterly corner of Lot C of Allotment No. 4 of Newberry Subdivision, as shown in Plat Book 9, Page 14, Recorded in the office of the clerk of the county commission of Wood County, West Virginia.

Thence: with the northerly line of Sleepy Hollow Road, aka Sleepy Pine Drive, and the southerly line of said Lot C, in an easterly direction, to the common corner of Lot C, and Lot 1 of the aforesaid addition;

Thence: continuing with the northerly line of said Sleepy Hollow Road, and with the existing corporation line of the City of Parkersburg, and the southerly lines of Lots 1, 2, and 3, of the aforesaid addition, in an easterly direction, to the common corner of said Lot 3 and Lot D of the aforesaid addition;

Thence: crossing said Sleepy Hollow Road, at right angles, continuing with said existing corporation line, in a southerly direction, to a point on the southerly line of said Sleepy Hollow Road, and on the northerly line of Lot 6 of Newberry Subdivision No. 4, as shown in Plat Book 9, Page 35, recorded in the aforesaid clerk's office;

Thence: with the southerly line of Sleepy Hollow Road, and continuing with the said existing corporation line, and with a portion of the northerly lines of said Lot 6, and Lot 5, of the aforesaid Newberry

subdivision No. 4, in a westerly direction, to the southwesterly corner of the said Lot 5;

Thence: leaving the said existing corporation line, and with the northerly lines of Newberry Drive, in a northwesterly direction, to the place of beginning, containing 0.206 acre more or less, as shown on the plat attached hereto and made part of this description.

Being the same portion of Sleepy Hollow Road vacated by the Wood County Commission, recorded in Deed Book 1178, Page 163, in the office of the clerk of the county commission of Wood County, West Virginia.

This description was prepared by Randy A. Sheppard, Professional Surveyor No. 860, and is based on instruments of record.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PARKERSBURG that in accordance with the provisions of Article 1345 of the Codified Ordinances of the City of Parkersburg, the change in said boundary shall be designated on said official zoning map by making the area changed and designed as **C-214** and shall be set forth verbatim as adopted and approved by the Ordinance in the bound book entitled, "Official Zoning Map Changes" kept by the City Clerk.

Sponsored by: Municipal Planning Commission



Municipal Planning Commission Staff Report

Municipal Building | City Council Chamber | March 18, 2016 at 12:30pm

Planning Commission

President

Charlie Matthews

Vice-President

Eric Gumm

Council

Representative

Sharon Lynch

Members

Sean Andrews

Francis Angelos

Sherry Dugan

Tom Evans

James Green II

Luke Peters

Eddie Staats

Harold Stockwell

Seldon Wigal

Rickie Yeager

Vacant

Vacant

PROJECT: Petition to annex Tygart District Tax Map 61, Parcel 65 into the corporation limits of the City of Parkersburg and zone the aforementioned property as a Residential (R-2) District.

LOCATION: Adjacent to 1305 Newberry Drive

OWNER/APPLICANT: Karen Jackson

PROJECT DESCRIPTION

- Applicant seeks to annex the aforementioned parcel into the City of Parkersburg. The property was conveyed from the Wood County Commission to Ms. Jackson on July 20, 2015. The quit claim deed was filed in Deed Book 1233, Page 669.
- The aforementioned parcel was abandoned as a public right-of-way, formerly known as Sleepy Hollow Road by the Wood County Commission in 2012. The Order is recorded in Deed Book 1178, Page 163.
- Applicant owns City Tax Map 135, Parcel 40 and City Tax Map 138, Parcels 17, 18 and 19. These properties are located in a Residential (R-2) District in the City of Parkersburg. Applicant desires to consolidate these properties with the proposed annexation.
- If approved, the newly annexed property would be classified as a Residential (R-2) District.

ANALYSIS

To consolidate all of the aforementioned properties, Tygart District Map 61, Parcel 65 must be annexed into the City of Parkersburg. While the City's 2020 Comprehensive Master Plan Update generally encourages the annexation of property for development purposes, it does not specifically address this issue and the property is not identified as a priority annexation area on the Future Land Use Map.

DEPARTMENTAL REVIEW

The **Parkersburg Utility Board** had no issues with the proposed annexation.

The Public Works Department (**Engineering Division**), **Police Department** and **Fire Department** had no issues with the proposed annexation.

SUBDIVISION COMMITTEE RECOMMENDATION

The Annexation Subcommittee met on Tuesday, March 8, 2016 to discuss the proposed annexation. Members in attendance included Charlie Matthews, Eddie Staats and Sherry Dugan. Upon review, the Subcommittee recommended that the proposed annexation be approved.

Mayor James E. Colombo



CITY OF PARKERSBURG
ONE GOVERNMENT SQUARE
P.O. BOX 1627
PARKERSBURG, WV 26102

June 7th 2016

The Honorable James E. Colombo, Mayor
Members of City Council
City of Parkersburg
One Government Square
Parkersburg, WV 26102

Re: Proposed Zoning of recently annexed property, Tygart District Map 61, Parcel 65,
commonly known Sleepy Hollow Drive as a Residential (R-2) Zoning District.

To The Honorable Mayor and City Council:

On June 6th, 2016, the County Commission of Wood County, West Virginia, approved the City of Parkersburg's petition to annex property known as a portion of Sleepy Hollow Drive into the City's corporation limits. Pursuant to the County's final order, please find attached the proposed zoning ordinance designating this recently annexed property as a Residential (R-2) District.

The Parkersburg Municipal Planning Commission unanimously approved the proposed zoning designation (11-0-0) as it is consistent with adjacent properties already in the City's corporation limits at their meeting on March 18th, 2016. Please find attached Staff Report and Minutes from that meeting with text that is highlighted regarding this rezoning. Also, please find attached a plat showing the proposed zoning designation.

Should you have any questions, please contact me at (304) 424.8558 or by email at samuel.tuten@parkersburgwv.gov

Sincerely,

Sam Tuten, City Planner
City of Parkersburg, West Virginia

Attachments

TERRACE (Private)

EXISTING CORP. LINE

(C)

OUTSIDE OF THE CITY OF PARKERSBURG

ALLOTMENT NO. 4 OF NEWBERRY SUBDIVISION
PLAT BOOK 9, PAGE 14

EXISTING CORP. LINE

(1)

(2)

(3)

IN THE CITY OF PARKERSBURG

EXISTING CORP. LINE

DORR DRIVE (Private)
EXISTING CORP. LINE

(SLEEPY HOLLOW ROAD)
AKA SLEEPY PINE DRIVE AREA TO BE ANNEXED
0.206 ACRE Zoned

EXISTING CORP. LINE

(5)

NEWBERRY SUBDIVISION NO. 4
PLAT BOOK 9, PAGE 35
IN THE CITY OF PARKERSBURG

(6)

EXISTING CORP. LINE

(7)

NEWBERRY DRIVE

(25)

(26)

(52)

NOTE: BEING THE SAME PORTION OF
SLEEPY HOLLOW ROAD CLOSED BY
WOOD COUNTY COMMISSION RECORDED IN
DEED BOOK 1178 PAGE 163.

HILLS ESTATES SECTION 3 UNIMPL.
PLAT BOOK A-1 PAGE 71

(27)

(28)