

BILL NO. 2022-05

NYE COUNTY ORDINANCE NO. 580

SUMMARY: An Ordinance amending International and Uniform Building and Construction Codes Effective Within Nye County as set forth in Nye County Code Chapter 15.16.010, pertaining to the requirement for automatic sprinkler systems in new buildings and structures; and providing for the severability, constitutionality, and effective date thereof; and other matters properly relating thereto.

TITLE: AN ORDINANCE AMENDING THE INTERNATIONAL AND UNIFORM BUILDING AND CONSTRUCTION CODES EFFECTIVE WITHIN NYE COUNTY AS SET FORTH IN NYE COUNTY CODE CHAPTER 15.16.010, PERTAINING TO THE REQUIREMENT FOR AUTOMATIC SPRINKLER SYSTEMS IN NEW BUILDINGS AND STRUCTURES; AND PROVIDING FOR THE SEVERABILITY, CONSTITUTIONALITY, AND EFFECTIVE DATE THEREOF; AND OTHER MATTERS PROPERLY RELATING THERETO.

WHEREAS, pursuant to NRS 244.119, the Nye County Board of Commissioners (“Board”) is authorized to amend Nye County Code; and

WHEREAS, pursuant to NRS 244.3675(1), the Board may regulate all matters relating to the construction, maintenance and safety of buildings, structures and property within the County; and

WHEREAS, pursuant NRS 244.3675(2), the Board may adopt any building, electrical, plumbing, or safety code necessary to regulate building safety in Nye County; and

WHEREAS, pursuant to NRS 244.105, the Board may adopt uniform codes by reference with such changes as may be necessary to make it applicable to conditions in the county, and with such other changes as may be desirable.

NOW, THEREFORE, pursuant to NRS 244.110, the Board of County Commissioners of the County of Nye, State of Nevada, does ordain:

2018 INTERNATIONAL BUILDING CODE

PREFACE

This document comprises the Nye County Amendments to the following codes:

2018 International Building Code as published by the International Code Council.

2018 International Building Code

903.3.12 NFPA 13R sprinkler systems. *Automatic sprinkler systems* in Group R Occupancies up to and including two stories in height in buildings not exceeding 60 feet (18 288 mm) in height above grade plane shall be permitted to be installed throughout in accordance with NFPA 13R.

The number of stories in Group R occupancies constructed in accordance with Section 510.2 and 510.4 shall be measured from the horizontal assembly creating separate buildings.

Revise Section 903.2 to read as follows:

903.2 Where required. Approved *automatic sprinkler systems* in new buildings and structures shall be provided throughout all buildings and structures, regardless of occupancy type and including buildings and structures in accordance with the *International Building Code*, and *International Residential Code* which, meet one of the following requirements, and additionally in the locations described in Sections 903.2.1 through 903.2.12:

1. For buildings constructed in accordance with the *International Building Code*, approved automatic sprinklers systems are required where required by the *International Building Code* and *International Fire Code*.
2. For buildings constructed in accordance with the *International Residential Code*, approved *automatic sprinkler systems* are required where the living space exceeds 5,000 square feet (464 m²).
3. For any buildings, not otherwise requiring fire sprinklers, where the available fire flow does not meet the fire flow requirements of the *International Fire Code*, approved *automatic sprinkler systems* shall be provided as required by the *fire code official*.

SEVERABILITY. If any provision of this ordinance or amendments thereto, or the application to any person, thing or circumstance is held to be invalid, such invalidity shall not affect the validity or provisions or applications of the ordinance or amendments thereto which can be given effect without the invalid provisions or applications, and to this end the provisions of this ordinance and amendments thereto are declared to be severable.

CONSTITUTIONALITY. If any section, clause or phrase of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, the remaining provisions of this ordinance shall continue in full force and effect.

EFFECTIVE DATE. This Ordinance shall be in full force and effect from and after passage, approval, and publication as required by law, to wit, from and after the 27th day of June, 2022.

Proposed on the 17th day of May, 2022.

Proposed by: Commissioner Blundo

Adopted on the 7th day of June, 2022.

Vote: Ayes: Commissioners: Carbone, Blundo, Jabbour, Strickland

Nays: Commissioners: Cox

Absent: Commissioners: Ø

BY:



Frank Carbone, Chairman
Nye County Board of
County Commissioners

ATTEST:



Sandra L. Merlino
Clerk and Ex-Officio
Clerk of the Board