

STATE OF COLORADO }
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County of Grand }

At a regular meeting of the Board of County Commissioners for the Grand County, Colorado, held at the Grand County Administration Building in Hot Sulphur Springs on Tuesday, the 17th day of February, 2015 there were present:

Merrit Linke _____, Commissioner Chairman
James L. Newberry _____, Commissioner
Kristen Manguso _____, Commissioner
Anthony J. DiCola _____, County Attorney
Lurline Underbrink Curran _____, County Manager
Sara L. Rosene _____, Clerk of the Board

when the following proceedings, among others, were had and done, to wit:

RESOLUTION NO. 2015-2- 29

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF GRAND, STATE OF COLORADO ADOPTING LOCAL AMENDMENTS, TO BE KNOWN AS THE CONTRACTOR REGISTRATION AMENDMENTS, TO THE INTERNATIONAL RESIDENTIAL CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL BUILDING CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL MECHANICAL CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL PLUMBING CODE, 2009 EDITION, AS AMENDED; AND INTERNATIONAL FUEL GAS CODE, 2009 EDITION, AS AMENDED; AND REPEALING THOSE SECTIONS OF THE INTERNATIONAL RESIDENTIAL CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL BUILDING CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL MECHANICAL CODE, 2009 EDITION, AS AMENDED; INTERNATIONAL PLUMBING CODE, 2009 EDITION, AS AMENDED; AND INTERNATIONAL FUEL GAS CODE, 2009 EDITION, AS AMENDED, THAT ARE INCONSISTENT WITH THESE LOCAL AMENDMENTS

WHEREAS, on October 27, 2009 and by Resolution No. 2009-10-42, the Board adopted the International Residential Code, 2009 Edition, as amended; International Building Code, 2009 Edition, as amended; International Mechanical Code, 2009 Edition, as amended; International Plumbing Code, 2009 Edition, as amended; International Fuel Gas Code, 2009 Edition, as amended; and the Local Amendments to said codes appended to Resolution No. 2009-10-42 as Exhibit A (collectively, "building codes"), all effective no later February 20, 2010; and

WHEREAS, on September 7, 2010 and by Resolution Nos. 2010-9-15, the Board adopted local amendments to the International Residential Code, 2009 Edition, as Amended; International Building Code, 2009 Edition, as Amended; International Mechanical Code, 2009 Edition, as Amended; International Plumbing Code, 2009 Edition, as Amended; and International Fuel Gas Code, 2009 Edition, as Amended; and

WHEREAS, pursuant to C.R.S. §30-28-204, on August 19, 2010 Notice was published in the Middle Park Times of a Public Hearing before the Board of County Commissioners of the County of Grand, State of Colorado to consider the adoption of additional local amendments to the aforementioned codes relating to Contractor Licensing Requirements, now to be known as Contractor Registration Amendments; and

WHEREAS, pursuant to C.R.S. §30-28-204, on February 17, 2015, the Board of County Commissioners of the County of Grand, State of Colorado held a Public Hearing during which the Public had the opportunity to comment and the Board of County Commissioners approved the adoption of the local amendments, which are appended hereto as Exhibit A and are incorporated herein as if set forth in full, to the aforementioned codes; and

WHEREAS, the Board of County Commissioners of the County of Grand, State of Colorado hereby finds, determines, and declares that this Resolution is necessary and proper to provide for the safety, preserve the health, promote the prosperity, and improve the order, comfort, and convenience of Grand County and the inhabitants thereof; and

WHEREAS, upon adoption of these local amendments to the aforementioned codes and of this Resolution, the Board of County Commissioners of the County of Grand, State of Colorado hereby finds, determines, and declares that those sections of the previously adopted building codes inconsistent with these local amendments are hereby repealed and any prior act, Resolution or Ordinance, or parts thereof, by the County in conflict with the newly adopted local amendments to the building codes is hereby repealed, except that this repealer shall not be construed to revive any act, order or resolution, or part thereof, heretofore repealed; and

WHEREAS, all actions not inconsistent with the provisions of the newly adopted local amendments to the building codes heretofore taken by members of the Board and the officers and employees of the County are hereby ratified, approved and confirmed.

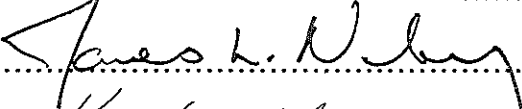
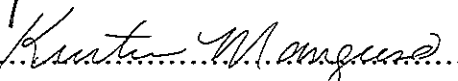
NOW THEREFORE, be it resolved by the Board of County Commissioners of the County of Grand, State of Colorado that the adoption of the local amendments to the International Residential Code, 2009 Edition, as amended; International Building Code, 2009 Edition, as amended; International Mechanical Code, 2009 Edition, as amended; International Plumbing Code, 2009 Edition, as amended; and International Fuel Gas Code, 2009 Edition, as amended, to be known as the Contractor Registration Amendments and appended hereto as Exhibit A, are hereby Approved and that the effective date of the Adoption of the above mentioned local amendments shall be February 17, 2015.

BE IT FURTHER RESOLVED, that those sections of the International Residential Code, 2009 Edition, as amended; International Building Code, 2009 Edition, as amended; International Mechanical Code, 2009 Edition, as amended; International Plumbing Code, 2009 Edition, as amended; and International Fuel Gas Code, 2009 Edition, as amended, that are inconsistent with the newly adopted local amendments are hereby repealed effective immediately.

BE IT FURTHER RESOLVED, that if any section, subsection, sentence, clause or phrase of this Resolution and/or local amendments is adjudged to be unenforceable or invalid, such judgment shall not affect, impair or invalidate the remaining provisions of this Resolution or the local amendments, it being the Board's intention that the various provisions hereof are severable.

BE IT FURTHER RESOLVED, that nothing in these newly adopted local amendments or Resolution shall be construed to affect any suit or proceeding pending in any court; or any rights acquired; or liability incurred; or any cause or causes of action acquired or existing under any act or code hereby repealed by the adoption of the above mentioned local amendments, nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Resolution.

Upon motion duly made the foregoing resolution was adopted by the following vote:

.....Absent.....	Aye
..... 	Aye
..... 	Aye

Commissioners

STATE OF COLORADO }
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County of Grand }
 } SS.
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I,, County Clerk and ex-officio Clerk of the Board of County Commissioners in and for the County and State aforesaid do hereby certify that the annexed and foregoing Order is truly copied from the Records of the Proceedings of the Board of County Commissioners for said Grand County, now in my office.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said County, at Hot Sulphur Springs, this day of A.D. 20.....
County Clerk and ex-officio Clerk of the Board of Commissioners.

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CONTRACTOR REGISTRATION AMENDMENTS
TO THE 2009 INTERNATIONAL RESIDENTIAL CODE (IRC), 2009
INTERNATIONAL BUILDING CODE (IBC), 2009 INTERNATIONAL
PLUMBING CODE (IPC), 2009 INTERNATIONAL MECHANICAL
CODE (IMC), 2009 INTERNATIONAL FUEL GAS CODE (IFGC)

Sections R106 (IRC), 107(IBC), 106(IPC), 106(IMC), 106(IFGC) are amended to read as follows:

IRC Section R106.6 Contractor Registration.
IBC Section 107.6 Contractor Registration.
IMC Section 106.6 Contractor Registration.
IPC, IFGC Section 106.7 Contractor Registration.

IRC Section R106.6.1 General. -
IMC Section 106.6.1 General. -
IBC Section 107.6.1 General. -
IPC, IFGC Section 106.7.1 General. No contractor shall hire, employ, contract with or engage another person to perform any construction work unless the person so hired, employed, contracted with or engaged to perform construction work shall be registered as provided in this section.

Permits will be issued only to registered contractors or their authorized representatives.

A contractor shall be responsible for all work included under the scope of the contractor's registration whether or not such work is done by the contractor directly or by a sub-contractor which is exempt pursuant to this section.

It shall be the duty of any plumbing contractor applicant to furnish copies of State registration and master's license and send updates as new State licenses are issued or if licensed tradespersons are replaced. No permits for plumbing work may be issued to any applicant unless such State license is properly verified and registered.

IRC Section R106.7 Class of Registration. -
IBC Section 107.7 Class of Registration. -
IMC Section 106.7 Class of Registration. -

IPC, IFGC Section 106.8 Class of Registration. It shall be unlawful to perform work which is not authorized under the scope or limits of work for which such registration is issued.

IRC Section R106.7.1 Contractor-

IBC Section 107.7.1 Contractor-

IMC Section 106.7.1 Contractor-

IPC, IFGC Section 106.8.1 Contractor- This registration shall entitle the holder to contract to erect, construct, reconstruct, remodel, enlarge, alter, repair, move, improve, convert, demolish or equip any type or size of structure permitted by the International Building Codes.

IRC Section R106.7.15 Homeowner/Builder. -

IBC Section 107.7.15 Homeowner/Builder. -

IMC Section 106.7.15 Homeowner/Builder. -

IPC, IFGC Section 106.8.14 Homeowner/Builder. Any person as defined herein(IRC Section R202), (IBC, IPC, IMC, IFGC Section 202) who qualify as homeowner/builders in accordance with (IRC Section R202), (IBC, IPC, IMC, IFGC Section 202) shall be exempt from these regulations and required to execute a property owner affidavit of contractor insurance.

IRC Section R106.7.16 Contractors Registration Fee Schedule. -

IBC Section 107.7.16 Contractors Registration Fee Schedule. -

IMC Section 106.7.16 Contractors Registration Fee Schedule. -

IPC, IFGC Section 106.8.15 Contractors Registration Fee Schedule. -

Annual registration fees shall be \$75.00, valid for the calendar year.

IRC Section R106.7.18 Expiration of Contractors Registration. -

IBC Section 107.7.18 Expiration of Contractors Registration. -

IMC Section 106.7.18 Expiration of Contractors Registration. -

IPC, IFGC Section 106.8.17 Expiration of Contractors Registration. All contractor's registrations shall expire annually, each calendar year, unless otherwise provided. No permits may be obtained, nor may work already under permit be continued until contractor registration has been renewed. Applications for registration renewals shall meet all current requirements for a new registration.

IRC Section R106.7.19 Insurance Requirements. -

IBC Section 107.7.19 Insurance Requirements. -

IMC Section 106.7.19 Insurance Requirements. -
IPC, IFGC Section 106.8.18 Insurance Requirements. Prior to issuance of a contractor's registration, the contractor shall file with Grand County Community Development a certificate of liability insurance and worker's compensation insurance or a worker's compensation waiver. Grand County *must* be listed as Certificate Holder on the Certificate. (Address listed below). This applies to both liability and Worker Compensation. The insurance certificate must be signed by an agent of an insurance company stating that the policy or policies required by this section have been issued to the licensee. The policy or policies shall state the name of the company, effective date of such policies and the expiration date of policy or policies. Each policy of insurance shall contain an endorsement to the effect that the insurance carrier shall notify Grand County Community Development of the effective date of a reduction or cancellation of the policy. The cancellation or reduction of insurance below the required amount of coverage shall be cause for automatic suspension of the contractor's registration until coverage is reinstated. All policies shall be kept in effect for the period of the registration.

Grand County Department of Community Development
Building Services
P.O. Box 238
Hot Sulphur Springs, CO 80451
Tel: (970) 725-3255 Fax: (970) 725-3284

Single occurrence liability insurance shall be required for contractors in the amount of \$1,000,000.00.

IRC Section R106.7.20 Registration Suspension and Revocation
IBC Section 107.7.20 Registration Suspension and Revocation
IMC Section 106.7.20 Registration Suspension and Revocation
IPC, IFGC Section 106.8.19 Registration Suspension and Revocation. The Building Official may issue written notice to any registered contractor to show cause why their registration should not be suspended or revoked and require such contractor to appear before the Board of Appeals for hearing of the complaint of the Building Official.

Towns will have the right to revoke registrations for other related situations such as failure to comply with right-of-way permit requirements, grading

permit requirements and/or utility standards, etc. Revocation of a license is permissible for failure to pay or for any outstanding fees.

At the hearing before the Board of Appeals, the contractor shall have the right to present the case by oral and documentary evidence, to submit rebuttal evidence, and to conduct such cross-examination as may be required for a full and true disclosure of facts.

Contractors and homeowners not abiding by registration or applicable affidavit requirements will be issued a STOP WORK ORDER on the project until compliance is met.

Suspension or revocation of a contractor's registration shall not be construed to release the contractor from liabilities and obligations of completing his contract, during the period prior to the hearing before the Board of Appeals; the contractor shall not be allowed to submit an application for any other projects.

The Board of Appeals, after review of the evidence presented, shall have the power to suspend or revoke contractor's registration for good cause shown. Good cause includes, but is not limited to the following:

1. Violating any provisions of the Adopted Building Code including any codes which are adopted by reference.
2. Failure to comply with any lawful order of the Building Official or any other authorized representative of the Community Development Department pertaining to the administration of the Building Code and those codes adopted by reference.
3. Using a contractors' registration to obtain a permit required under this code for any other person, corporation or legal entity.
4. Failure to reveal any material fact in the application for a contractors license or permit or the supplying of information which is untrue or misleading as to any material fact in the application for a contractors license or permit.
5. Failure to obtain a proper permit for any work for which a permit is required.

The Board of Appeals may reinstate a registration for any contractor whose registration has been suspended or revoked, provided a majority of the Board votes in favor of such reinstatement for such reason as the Board may

deem sufficient in such case where the contractor's registration has been suspended or revoked and the contractor is petitioning the Board for reinstatement, the petitioner shall follow the established policies for requesting such hearing and pay all applicable fees.

IRC Section R202 Definitions. -

IBC, IPC, IMC, IFGC Section 202 Definitions. -

Section R202(IRC), Sections 202(IBC, IPC, IMC, IFGC) are amended by adding the following definitions within the alphabetical order of the existing definitions.

CONTRACTOR. A contractor is any person, firm, corporation, association or other organization or any combination thereof who erects, constructs, reconstructs, remodels, enlarges, alters, repairs, moves, improves, converts, demolishes or equips any building or structure or any part of a building or structure either on it's own property, or who supervises or advises on any such activity, or hires and pays sub-contractors.

HOMEOWNER/BUILDER. A homeowner/builder is a property owner who elects to act as the contractor on their own residential dwelling. A homeowner/builder may obtain a permit on only one residential dwelling in a twenty four (24) month period with the intent of occupying the structure upon completion. Any person who builds two or more residences in Grand County in any twenty four (24) month period shall be deemed to be a contractor, who must then comply with Section R106(IRC) and Sections 106(IBC, IPC, IMC, IFGC). This section also allows the construction of buildings or structures accessory to a residential building, intended for the homeowner's own personal use and occupancy.