

AN ORDINANCE ADOPTING BY REFERENCE THE COLORADO MODEL ENERGY EFFICIENCY CONSTRUCTION AND RENOVATION STANDARDS FOR NONRESIDENTIAL BUILDINGS OF THE STATE OF COLORADO REPEALING ALL ORDINANCES OF THE TOWN OF MARBLE, COLORADO, IN CONFLICT OR INCONSISTENT THEREWITH, AND PROVIDING A PENALTY FOR VIOLATION THEREOF.

WHEREAS, Senate Bill No. 432, adopted by the Colorado General Assembly in 1977, requires each municipality which has a building code to adopt energy efficiency construction and renovation standards for nonresidential buildings prior to July 1, 1978; and

WHEREAS, the Town of Marble has a building code;

NOW, THEREFORE THE BOARD OF TRUSTEES OF THE TOWN OF MARBLE, COLORADO ORDAINS:

Section 1. Short title. This ordinance shall be known and may be cited as "Marble Energy Conservation Ordinance, 1978".

Section 2. Adoption. Pursuant to Title 31, Article 16, Part 2, Colorado Revised Statutes 1973, as amended, there is adopted hereby as the energy efficiency construction and renovation standards for nonresidential buildings of the Town of Marble, by reference thereto, the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings, adopted November, 1977, and published March, 1978, by the State of Colorado, Office of State Planning and Budgeting, Board for Energy Efficient Nonresidential Building Standards, 1525 Sherman Street, Denver, Colorado 80203, to have the same force and effect as if set forth herein in every particular. The subject matter of the adopted standards include comprehensive provisions and standards regulating energy efficiency in the design, construction, renovation, erection, enlargement, alteration, repair, conversion, occupancy, equipment and maintenance of certain nonresidential buildings and structures for the purpose of protecting the public health, safety and general welfare.

Section 3. Amendments. The Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings hereby are amended as follows:

- (a) Section 101.1 is deleted in its entirety.
- (b) Section 107.0 is deleted in its entirety.
- (c) A new Section designated 108.0, is added to read as

follows:

"108.0. Administrative and Appeal Procedures. Administrative and appeal procedures set forth in Sections 201, 202 and 204, and Chapter 3 of the Uniform Building Code, 1973 Edition, shall be applicable and followed in the administration of this Code."

(d) Section 302.1 is amended by the inclusion of the following temperatures:

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|-------------------------|-------------------------|
| "Winter Design Dry-Bulb | -17 Degrees F |
| Summer Design Dry-Bulb | 83 degrees F |
| Summer Design Wet-Bulb | 59 degrees F |
| Degree Days Heating | 9941 |
| Degrees North Latitude | 38 degrees - 32 minutes |

(e) Section 502.2(a). Table 5-1, hereby is amended so as to add the following specific values:

"Walls, 3 stories or less, Heating, U not exceeding .20
Walls, 3 stories or less, Cooling, degrees OTTV not exceeding 33.2
Walls, over 3 stories, Heating U not exceeding .28
Walls, over 3 stories, Cooling, degrees OTTV not exceeding 33.2
Roof-Ceiling, Heating or Cooling, U not exceeding .06
Floors over unheated spaces, Heating, U not exceeding .08
Slab on Grade, Heating, Minimum R value 7.4
Solar Factor, Cooling 127 "

(f) Section 701.0 hereby is amended so as to add the following:

"SMACNA refers to Sheet Metal Air Conditioning Contractors National Association.
NESCA refers to National Environmental System Contractors Association.
NWMA refers to National Woodwork Manufacturing Association, Inc.

Section 4. Code Copies. At least three copies of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings and of each secondary code adopted therein, all certified by the Mayor and the Clerk to be true copies, have been and will continue to be on file in the office of the Clerk and may be inspected by an interested person between the hours of 8:00 A.M. and 5:00 P.M., Monday through Friday, holidays excepted, except that one copy of each code may be kept in the office of the chief enforcement officer instead of the office of the Clerk. The Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings will be available for purchase by the public at a reasonable price.

Section 5. Penalties. It shall be unlawful for any person, firm, or corporation to erect, construct, renovate, enlarge, alter, repair, improve, convert, equip, use, occupy, or maintain any building or structure in the Town, or cause or permit the same to be done, contrary to or in violation of any of the provisions of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings.

Any person, firm or corporation violating any of the provisions of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings or of this ordinance shall be punishable by a fine not exceeding three hundred dollars (\$300.00) or imprisonment not exceeding ninety (90) days, or by both such fine and imprisonment. Each and every day or portion thereof during which any such violation is committed, continued, or permitted, shall be considered a separate offense.

Section 6. Severability Clause. If any part, section, subsection, sentence, clause or phrase of this ordinance or of the Colorado Model Energy Efficiency Construction and Renovation Standards for Nonresidential Buildings adopted hereby is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance or of said standards; the Board of Trustees hereby declares that it would have passed the ordinance and adopted such standards in each part, section, subsection, sentence, clause, or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentences, clauses or phrases be declared invalid.

Section 7. Repeal. Any or all ordinances or parts of ordinances of the Town of Marble, in conflict or inconsistent herewith, hereby are repealed; provided, however, that such repeal shall not affect any offense committed or act done, any penalty or forfeiture incurred or any contract, right of obligation established prior to the time of such repeal.

INTRODUCED, READ IN FULL, AND ORDERED PUBLISHED this 18th day of July, 1978:

(SEAL)

[Signature]
Mayor

ATTEST:

[Signature]
Clerk

STATE OF COLORADO)
COUNTY OF Gunnison) ss.

I, Lois Ann McCollum, Clerk of the Town of Marble, County of Gunnison, State of Colorado, hereby do certify that the above and foregoing is a true and correct copy of an ordinance introduced, read in full, passed on first reading, ordered published in the Roaring Fork Valley Journal, at a regular meeting of the Board of Trustees on the 18th day of July, 1978, and introduced and read a second time thereafter, finally passed and adopted on the 18th day of August, 1978.

[Signature]
Clerk
My Commission expires Sept. 20, 1980

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