



TOWN OF CAMDEN
AMENDMENT TO ORDINANCE #94
ADOPTION OF THE 2018 EDITION OF THE ICC
PERFORMANCE CODE FOR BUILDINGS AND
FACILITIES

WHEREAS, the Town Council finds that there is a need to create the “Adoption of the 2018 Edition of the ICC Performance Code for Buildings and Facilities”;

DESCRIPTION: An ordinance of the Town of Camden adopting the *2018 Edition of the ICC Performance Code for Buildings and Facilities*, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of building and/or fire protection systems in the Town of Camden, providing for the issuance of permits and collection of fees therefore; repealing all other Town of Camden Ordinances and parts of Ordinances in conflict therewith.

The Mayor and Council of the Town of Camden does ordain as follows:

Section 1

That certain documents, a copy of each, which are on file in the office of the Town Clerk of the Town of Camden, being marked and designated as the *2018 edition of the ICC Performance Code for Buildings and Facilities*, including any applicable Appendix Chapters published by the International Code Council, be and are hereby adopted as the Performance Code of the Town of Camden, in the State of Delaware for regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to use or maintenance of building and/or fire protection systems as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of

said Performance Code on file in the office of the Town of Camden are hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance.

Section 2

This Ordinance, Amendment to Ordinance #94 Adoption of the 2018 Edition of the Performance Code, shall apply except where it may conflict with the building ordinances, codes, statues, rules and regulations, set forth by the State of Delaware and/or Kent County and/or the Land Use Ordinance and/or Comprehensive Plan of the Town of Camden, in which case the ordinances, codes, statutes, rules and regulations of the State of Delaware and/or Kent County and/or the Land Use Ordinance and/or Comprehensive Plan of the Town of Camden shall apply, as applicable to the situation.

Section 3

That Ordinance No. 94 of the Town of Camden entitled 2006 Edition of the Int'l Performance Code for Buildings and Facilities, and all other ordinance or parts of ordinances in conflict herewith are hereby repealed.

Section 4

That if any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Council of the Town of Camden hereby declares that it would have passed this Ordinance, 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 unconstitutional.

Section 5

That nothing in this Ordinance or in the Performance 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 as cited in Section 3 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired, or affected by this Ordinance.

Section 6

That the Town Clerk and/or Town Manager of the Town of Camden is hereby ordered and directed to cause this Ordinance to be published. (An additional provision may be required to direct the number of times the ordinance is to be published and to specify that it is to be in a newspaper in general circulation. Posting may also be required.)

Section 7

That this Ordinance and the rules, regulations, provisions, requirements, orders, and matters established and adopted hereby shall take effect and be in full force and effect 180 days, from and after the date of its final passage and adoption, to allow for proper implementation, training, and transition to the applicable 2018 International Codes.

Section 8

The Town of Camden will utilize State of Delaware Unified Fire Code as the Primary Fire Code for Inspections and all Construction Projects. The International Fire Code 2018 shall be the document of reference.

HEREBY, BE IT SO ORDAINED, by the Mayor and the majority of the Council Members of the Town of Camden, present at a regular session of the Camden Town Council, to be effective upon adoption.

ENACTED AND ORDAINED THIS 7th DAY OF JUNE 2021.

APPROVED AS TO FORM:



Town Solicitor

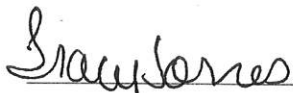
ATTEST:



Town Manager

1st reading May 3, 2021
2nd reading June 7, 2021
Public Hearing June 7, 2021
Adopted June 7, 2021

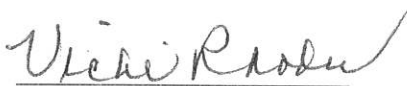
Authorizing Signatures




Mayor Tracy Torres



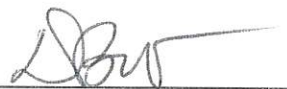
Vice Mayor Michael Schock



Councilwoman Vicki Rhodes



Councilman Mark Girty



Councilman Daniel Woodall