



FAIRBANKS CITY COUNCIL
AGENDA NO. 2021-08
REGULAR MEETING – APRIL 12, 2021
MEETING WILL BE HELD VIA ZOOM WEBINAR AND AT
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

It is the mission of the City of Fairbanks to provide quality essential services to all City residents to ensure Fairbanks is a vibrant place to live, work, thrive, and visit.

REGULAR MEETING
6:30 p.m.

1. ROLL CALL
2. INVOCATION
3. FLAG SALUTATION
4. CEREMONIAL MATTERS (Proclamations, Introductions, Recognitions, Awards)
5. CITIZENS' COMMENTS, oral communications to the City Council on any item not up for public hearing. Testimony is limited to three minutes, and the comment period will end no later than 7:30 p.m. Any person wishing to speak needs to complete the register located in the hallway. Respectful standards of decorum and courtesy should be observed by all speakers. Remarks should be directed to the City Council as a body rather than to any particular Council Member or member of the staff. In consideration of others, please silence all cell phones and electronic devices.

NOTE: Due to concerns over the COVID-19 pandemic, special procedures are being implemented for City Council Meetings. The Mayor, Council Members, and the public may participate remotely during this time. Citizens may have written comments read into the record if submitted to the City Clerk in advance, or citizens may provide testimony via Zoom webinar if registered to do so in advance of the meeting (the three-minute time limit applies to all forms of public testimony). To help achieve social distancing, the seating in Council Chambers is spread out and limited. No more than 30 individuals will be allowed in the Chambers at the same time. Citizens arriving after the maximum number has been reached will be directed to wait in another area until it is their turn to speak to the Council. Meeting attendees must wear a mask or face covering (masks will be provided to those who do not have one). We thank you for your understanding and cooperation during this time.

6. APPROVAL OF AGENDA AND CONSENT AGENDA

Approval of Consent Agenda passes all routine items indicated by an asterisk (*). Consent Agenda items are not considered separately unless a Council Member so requests. In the event of such a request, the item is returned to the General Agenda.

7. APPROVAL OF MINUTES OF PREVIOUS MEETINGS

- *a) Regular Meeting Minutes of March 8, 2021
- *b) Regular Meeting Minutes of March 22, 2021

8. SPECIAL ORDERS

- a) The Fairbanks City Council will hear interested citizens concerned with the following Liquor License Applications for Renewal. Public Testimony will be taken and limited to three minutes.

Lic. #	DBA	License Type	Licensee	Address
2258	Clarion Hotel & Suites	Beverage Dispensary Tourism	Pacific Rim Associates I, Inc.	95 10th Avenue
5262	Aha Oriental Kitchen	Restaurant/Eating Place	Moonstone, LLC	996 Blair Road
556	International Hotel & Bar	Beverage Dispensary	Dakota Ventures, Inc.	122 N. Turner Street, Suite 10
2512	2 Go Mart #114	Package Store	AK, Inc.	2110 Peger Road
4216	2 Go Mart #115	Package Store	AK, Inc.	99 College Road
4565	2 Go Mart #101	Package Store	AK, Inc.	3569 S. Cushman Street

- b) The Fairbanks City Council will hear interested citizens concerned with the following Marijuana License Application for Transfer of Ownership. Public testimony will be taken and limited to three minutes.

Type/License: Retail Marijuana Store/License #18187
 DBA: Chena Cannabis
 Applicant: Chena Cannabis MidTown, LLC
 188 Bentley Trust Road, Suite A, Fairbanks
 From Owner: The Fairbanks Cut, LLC

- c) The Fairbanks City Council will consider an appeal of a denied application for a New Chauffeur License for the following applicant:

Applicant: Richard Walsh-Nathaniel

- d) The Fairbanks City Council will consider the owner's contestation of the Council's actions regarding the abatement at 33 Timberland Drive.

Property Location: 33 Timberland Drive
Owner Name: Bernadette O'Driscoll

Summary: The property owner is contesting the City Council's February 22 vote to approve abatement costs in the amount of \$36,168 and to create a lien against the property in the same amount.

9. MAYOR'S COMMENTS AND REPORT

- a) Special Reports

10. COUNCIL MEMBERS' COMMENTS

11. UNFINISHED BUSINESS

- a) Ordinance No. 6150 – An Ordinance Amending Fairbanks General Code Section 46-80, Drinking in Public, to Make the Restriction Citywide. Introduced by Council Member Kun. SECOND READING AND PUBLIC HEARING.
- b) Ordinance No. 6151 – An Ordinance Amending Fairbanks General Code Section 14-213, Restrictions on Marijuana Establishments. Introduced by Council Member Kun. SECOND READING AND PUBLIC HEARING.
- c) Ordinance No. 6152 – An Ordinance to Amend FGC Chapter 10, Article III International Building Code, by Adopting the 2018 International Building Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- d) Ordinance No. 6153 – An Ordinance to Amend FGC Chapter 10, Article XIII International Residential Code, by Adopting the 2018 International Residential Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- e) Ordinance No. 6154 – An Ordinance to Amend FGC Chapter 10, Article IX National Electrical Code, by Adopting the 2020 National Electrical Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.

- f) Ordinance No. 6155 – An Ordinance to Amend FGC Chapter 10, Article IV International Mechanical Code, by Adopting the 2018 International Mechanical Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- g) Ordinance No. 6156 – An Ordinance to Amend FGC Chapter 10, Article V Uniform Plumbing Code, by Adopting the 2018 Uniform Plumbing Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- h) Ordinance No. 6157 – An Ordinance to Amend FGC Chapter 10, Article XIV International Fuel Gas Code, by Adopting the 2018 International Fuel Gas Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- i) Ordinance No. 6158 – An Ordinance to Amend FGC Chapter 30, Article II International Fire Code, by Adopting the 2018 International Fire Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- j) Ordinance No. 6159 – An Ordinance to Amend FGC Chapter 10, Article XVI International Energy Conservation Code, by Adopting the 2018 International Energy Conservation Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- k) Ordinance No. 6160 – An Ordinance to Amend FGC Chapter 10, Article XVII International Existing Building Code, by Adopting the 2018 International Existing Building Code with Local Amendments. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- l) Ordinance No. 6161 – An Ordinance to Amend Sections 902 and 905 of the 2015 City of Fairbanks Code for the Abatement of Dangerous Buildings Regarding City Council Hearings and Contest of the City Council’s Decision. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.
- m) Ordinance No. 6162 – An Ordinance to Amend FGC Chapter 10, Article II, by Adopting the 2020 City of Fairbanks Administrative Code. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.

12. NEW BUSINESS

- *a) Resolution No. 4962 – A Resolution to Apply for and Accept Funds from the Municipality of Anchorage for the Alaska Internet Crimes Against Children Task Force Program. Introduced by Mayor Matherly.

- *b) Resolution No. 4963 – A Resolution Opposing the Proposed Changes to Title 13 of the Alaska Administrative Code to Allow Use of ATVs and Snowmobiles on Public Roadways Until a Comprehensive Study is Done. Introduced by Mayor Matherly and Council Member Therrien.
- *c) Resolution No. 4964 – A Resolution Approving a Maintenance Agreement with the State of Alaska Department of Transportation and Public Facilities Related to the Cushman Street Bridge Rehabilitation Project. Introduced by Mayor Matherly.
- *d) Ordinance No. 6163 – An Ordinance Authorizing a Lease of Space in City Hall to the Interior Alaska Center Non-Violent Living to House the Fairbanks Reentry Coalition. Introduced by Mayor Matherly.
- *e) Ordinance No. 6164 – An Ordinance Authorizing Conveyance of an Easement Over a Portion of the Right-of-Way Bordering 410 Cushman Street. Introduced by Mayor Matherly.

13. DISCUSSION ITEMS (Information and Reports)

- a) Committee Reports

14. WRITTEN COMMUNICATIONS TO THE CITY COUNCIL

- *a) Appointment to the Clay Street Cemetery Commission

15. COUNCIL MEMBERS' COMMENTS

16. CITY CLERK'S REPORT

17. CITY ATTORNEY'S REPORT

18. EXECUTIVE SESSION

- a) Fairbanks Firefighters Union Labor Negotiation Strategy

19. ADJOURNMENT



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, MARCH 8, 2021
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 6:30 p.m. on the above date to conduct a Regular Meeting of the Fairbanks City Council via Zoom webinar and at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jim Matherly presiding and with the following Council Members in attendance:

Council Members Present: Shoshana Kun, Seat A
June Rogers, Seat B (remotely)
Valerie Therrien, Seat C
Aaron Gibson, Seat D
Lonny Marney, Seat E
Jim Clark, Seat F

Absent: None

Also Present: Margarita Bell, Chief Financial Officer (remotely)
Paul Ewers, City Attorney
D. Danyielle Snider, City Clerk
Mike Meeks, Chief of Staff
Kristi Merideth, FECC Manager
Angela Foster-Snow, HR Director
Tod Chambers, Fire Chief
Ron Dupee, Acting Police Chief
Richard Sweet, Acting Deputy Police Chief
Scott Adams, FPD
Shasta Pomeroy, FPD

City Clerk Danyielle Snider read aloud the Mission Statement of the City of Fairbanks.

INVOCATION

The Invocation was given by City Clerk Danyielle Snider.

FLAG SALUTATION

Mayor Matherly asked Ms. Kun to lead the Flag Salutation.

CEREMONIAL MATTERS

Mayor Matherly recognized Shasta Pomeroy for her promotion from Evidence Technician to Crime Scene Investigator (CSI); he stated that it is the first time there has been a CSI position at the Fairbanks Police Department (FPD). Acting Chief Dupee provided experience, education, and background information on CSI Pomeroy, adding that she had been serving with the FPD since 2016. Acting Deputy Chief Sweet pinned CSI Pomeroy's badge on her.

Mayor Matherly recognized Scott Adams for his promotion from Lieutenant to Captain. AC Dupee expressed his excitement for the new position and what it means to the department; he went on to outline Cpt. Adams' professional experience and education. He noted that Cpt. Adams has served for 24 years with the FPD and listed his areas of service. He emphasized the importance that Cpt. Adams has placed on his family and spoke to Cpt. Adams' appreciation of his wife's support. ADC Sweet and Ms. Adams pinned the Captain pins on Cpt. Adams.

Mayor Matherly recognized Doug Welborn for his promotion to Corporal. AC Dupee shared about the duties that Cpl. Welborn has been performing and how he will be better able to serve the FPD in his new position. He went on to share that Cpl. Welborn and his wife have resided in the Fairbanks area since the mid-1990s and have five children. AC Dupee provided insight into Cpl. Welborn's experience and education, stating that he had been serving the FPD in multiple capacities since 2003. ADC Sweet and Ms. Welborn pinned the Corporal pins on Cpl. Welborn.

CITIZENS' COMMENTS ON CONSENT AGENDA ITEMS

Jeff Hurben, Fairbanks – Mr. Hurben stated that he has been a resident and business owner in Fairbanks since 1987, and that he had been asked by Mayor Matherly to serve on the hiring committee for the Police Chief. He went on to share that the panel had interviewed 10 applicants over two days and had advanced five candidates to the public forum. Mr. Hurben shared that the hiring committee had been comprised of a very diverse group of people who worked very hard to be thorough during the interviews, the review of the written essays, and the review of the answers given during the public forum. He added that it was a nearly unanimous decision to recommend the final two candidates, the then-Acting Chief Rick Sweet and the then-Acting Deputy Chief Ron Dupee. Mr. Hurben stated that he felt he could have a truly unbiased opinion as he did not know any of the candidates personally. He added that anyone who has spent as much time in the department and has such an outstanding reputation within the community as AC Dupee is a good representative for a Police Chief. He stated that the community needs someone who knows not only what is going on in the FPD but in the community as well. Mr. Hurben noted that the last couple of Police Chiefs hired had been from outside the Fairbanks community, and it had not turned out very well. He concluded by giving his 100% support of Mayor Matherly's decision to appoint AC Dupee to Police Chief.

City Clerk Danyielle Snider stated that there were no more comments to be heard in person or over Zoom and proceeded to read the following written comment into record:

Steve Dutra, North Pole Police Department – Chief Dutra stated that he had listened to the previous City Council meeting and wanted to add his thoughts regarding the appointment of AC Dupee to the position of Police Chief. He added that he had worked with AC Dupee for over 20 years and had been his TAC officer at the academy in the early 2000s. Chief Dutra went on to state that AC Dupee's dedication and commitment to the citizens of Fairbanks is undisputed, listing the experience AC Dupee had within the FPD and his educational achievements. He clarified that passion, hard work, vision, and teamwork makes a good Police Chief – not degrees. He stated that AC Dupee possesses all those traits as well as a strong belief in the people who work with him. Chief Dutra went on to state that the process being torn apart has been far from subjective, adding that to most it has appeared as diverse, inclusive, and thorough as anyone could want. He spoke to the good reputations of the two subject matter experts and added that the Council should be thankful they were able to provide the insight used to help the City make the

right decision. He concluded by encouraging the Council to support the Mayor's appointment of AC Dupee to Police Chief for the City of Fairbanks.

Hearing no more requests for public comment, **Mayor Matherly** declared Public Testimony closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

Ms. Rogers, seconded by **Mr. Gibson**, moved to APPROVE the Agenda and Consent Agenda.

Mr. Gibson pulled Ordinance No. 6149 from the Consent Agenda.

Mayor Matherly called for objection to the APPROVAL of the Agenda, as Amended and, hearing none, so ORDERED.

City Clerk Snider read the Consent Agenda, as Amended, into the record.

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of February 8, 2021.

APPROVED on the CONSENT AGENDA.

SPECIAL ORDERS

a) The Fairbanks City Council heard interested citizens concerned with the following Liquor License Applications for Renewal:

Lic. #	DBA	License Type	Licensee	Address
4465	Roundup Steak House	Beverage Dispensary	The Last Roundup, LLC	2701 S. Cushman Street
145	Boatel Bar	Beverage Dispensary	ABIE Neubauer, Inc.	3368 Riverside Drive

Ms. Kun, seconded by **Mr. Marney**, moved to WAIVE PROTEST on the Liquor License Applications for Renewal.

Mayor Matherly called for testimony and, hearing none, declared Public Testimony closed.

AC Dupee stated that, based on the call records, he had no concerns about renewing the licenses.

Ms. Rogers stated that she had no comments regarding the renewals but thanked the FPD for taking time to provide input.

Ms. Kun asked for more information regarding the "shots fired" call at the Boatel Bar. AC Dupee stated that there had been an altercation between two individuals on the back deck of the bar, then the two individuals left the bar. He stated that a few moments later shots were fired;

however, no one witnessed the person firing the weapon or where the shots came from. He added that no one had been hurt, and the patrons of the bar seemed confused as to why FPD responded.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE LIQUOR LICENSE APPLICATIONS FOR RENEWAL AS FOLLOWS:

YEAS: Clark, Therrien, Kun, Marney, Gibson, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

- b) The Fairbanks City Council heard interested citizens concerned with the following Marijuana License Application for Transfer of Ownership:

Type/License: Retail Marijuana Store/License #17250
DBA: Pipe and Leaf: Premium Alaskan Cannabis
Applicant: Pipe and Leaf, LLC
3546 Airport Way, Fairbanks
From Owner: Haley Essig

Ms. Therrien, seconded by **Ms. Kun**, moved to WAIVE PROTEST on the Marijuana License Application for Transfer of Ownership.

Mayor Matherly called for testimony and, hearing none, declared Public Testimony closed.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE MARIJUANA LICENSE APPLICATION FOR TRANSFER OF OWNERSHIP AS FOLLOWS:

YEAS: Therrien, Rogers, Clark, Gibson, Kun, Marney

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

- a) Special Reports

Charity Gadapee, Director of Visitor Services at Explore Fairbanks – Ms. Gadapee stated that the Morris Thompson Cultural and Visitors Center (MTCVC) closed on March 22, 2020 due to the pandemic, and staff telecommuted until May 4, 2020. She added that the MTCVC reopened to the public on June 15, 2020 with shortened hours after receiving and following guidelines to do so safely. She shared that Explore Fairbanks also maintained a presence at the visitor's kiosk at Pioneer Park with shortened hours. She stated the MTCVC will be open 7 days per week starting in May of 2021. She added that nearly 36,000 visitors came through the MTCVC in 2020, which was down drastically from the previous year where they welcomed 163,000 visitors. She stated that currently the MTCVC is seeing about 1,500 visitors per month, with Fridays, Saturdays and Mondays being the busiest. Ms. Gadapee went on to share information on the newly developed Fort Wainwright Newcomers City Tour, a project shared by Explore Fairbanks, the Greater

Fairbanks Chamber of Commerce, and the U.S. Army Garrison at Fort Wainwright. She added that the tours happen on Fridays, and since July they have welcomed 690 soldiers through the program. She stated that in November the supporting organizations were presented with appreciation certificates for helping improve the lives of the transferring soldiers and their families. She concluded by thanking the Council for reinvesting in destination marketing.

Mayor Matherly thanked Ms. Kun and Ms. Therrien for sponsoring Resolution No. 4959 to recognize International Women's Day. He added that the City website currently features women who work at the City, including five from the Fairbanks Fire Department (FFD) and four at FPD. He went on to add that there are many positions historically filled by men that are now held by women, and he shared that women who work in traditionally male roles will be highlighted the following evening at the Fairbanks Diversity Council (FDC) meeting. **Mayor Matherly** thanked all the women who work for the City and recognized the women on the City Council as well. He spoke to the COVID-19 situation, thanking citizens and business owners for wearing masks and maintaining social distancing. He added that the current nationwide vaccination rate is at 9%, but it is still important to follow distancing guidelines and wear masks in public. He encouraged everyone to sign up for vaccinations when they can. **Mayor Matherly** thanked everyone for their efforts in making the best of things during the pandemic and for working together to keep everyone safe. He thanked the Council and the City staff for working to make sure the public is informed and able to participate. He shared that he had been asked to participate in the St. Baldrick's Foundation fundraiser with Mayor Ward, and they will shave their heads to support the fight against childhood cancer. **Mayor Matherly** concluded by reminding the Council of the communication sent to them regarding the appointment of Ron Dupee to Police Chief; he expressed hope that the Council would vote to confirm the appointment.

COUNCIL MEMBER COMMENTS

Ms. Rogers recognized the FPD staff that had been honored earlier in the evening. She added that she has been filling in at the MTCVC for the Mayor when he is unable to attend the Newcomer's Tour and stated that it has been a wonderful program to welcome military families.

Mr. Gibson stated he had no comments.

Mr. Marney shared his pleasure in having locals born and raised in the community serving the City.

Mr. Clark stated he had no comments.

Ms. Therrien passed her congratulations on to the promoted officers; she stated she enjoyed seeing the families and their joy in participating and that it is an important part of the meetings.

Ms. Kun stated she had no comments.

UNFINISHED BUSINESS

- a) The Fairbanks City Council considered following application for a New Marijuana Retail Store License. POSTPONED from the Regular Meeting of February 22, 2021; a public hearing was held at that time.

Type: Marijuana Retail Store, #26251
DBA: GoodSinse, LLC
Applicant: GoodSinse, LLC
Address: 29 College Road, Suite 8C, Fairbanks, Alaska

City Clerk Snider provided an update to the Council, stating that the last time the item was before the Council the Borough zoning permit was pending. She stated that the permit had since been approved and was provided with the agenda packet.

Ms. Kun, seconded by **Mr. Gibson**, moved to WAIVE PROTEST on the Application for a New Marijuana Retail Store License.

Ms. Rogers mentioned the potential issue with the signature on the application not matching the applicant; she stated one says Dan and the other Danielle. The City Attorney was asked to opine on the matter.

Dan Peters, Fairbanks – Mr. Peters stated that they are excited to open the new store, and they hope it is as successful as the first one. He added that he would investigate the paperwork issue raised by Ms. Rogers as he was not aware that there were any inaccuracies.

City Attorney Paul Ewers stated that the application in question is an Alcohol and Marijuana Control Office (AMCO) form and, being that AMCO has approved the application, that issue would not fall under the City's responsibility.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE APPLICATION FOR A NEW MARIJUANA RETAIL STORE LICENSE AS FOLLOWS:

YEAS: Gibson, Marney, Rogers, Kun, Therrien, Clark
NAYS: None

Mayor Matherly declared the MOTION CARRIED.

b) Appointment of Chief of Police – POSTPONED from the Regular Meeting of February 22, 2021.

Ms. Therrien, seconded by **Mr. Clark**, moved to CONFIRM the appointment of Police Chief.

Mr. Marney stated he had reviewed AC Dupee's packet multiple times that day. He added that he believed AC Dupee to be a good candidate and that he appears to fit in well with his staff. He expressed his belief that AC Dupee will be a great Police Chief.

Mr. Clark stated that he believes AC Dupee to be an outstanding person, and he has heard a lot of great things about him through mutual friends. He added that he regrets voting in favor of postponement of the appointment at the last meeting. He stated that his hesitation had been based on the negotiations with the FPD and the idea that the vacant positions would not be able to be filled, giving room to pay for the Corporal and Captain positions from salary savings. He asked AC Dupee if he was aware that the Council was told that those officer positions would not be filled. AC Dupee stated that he does not believe it is possible to fill all the vacancies within the

department in the current year as there is always turnover within the department. **Mr. Clark** asked AC Dupee to explain his perspective in working for the City versus working for the FPD. AC Dupee stated that working with the Union is taking care of the employees just as working as Chief of Police is taking care of the employees and that it is just a different perspective. He added that when he had served as the Public Safety Employees Association (PSEA) President his role was to look out for the best interests of the officers and union members by representing them in negotiations. He stated that his role as Chief of Police would be on the other side of the table, but he is prepared to fight just as hard for the City as he did as a union president.

Ms. Kun stated that through a Google search she found that AC Dupee had been involved in two incidents of use of deadly force – one in 2017 and another in 2019. She asked AC Dupee how he will handle the use of deadly force and eliminate it from the FPD. AC Dupee stated that in both of those incidents it was not his desire to use deadly force; he stated that he thinks about those people and those actions daily, and it is something he will have to deal with for the rest of his life. He stated that total elimination of deadly force is not likely, but it can be mitigated by increased training and officer support.

Mr. Gibson stated that the purchasing power of the FPD, given inflation, is essentially the same as it was 20 years ago. He asked AC Dupee if he realistically thought the City could afford the new Corporal and Captain positions while being fully staffed. AC Dupee stated that he served as the PSEA President for 8 years and negotiated several contracts during that time. He indicated that he is very aware of the City's financial position. He added that plans to work within the budget to keep the added positions through some restructuring, but he wants to make sure that things work out the way they should before bringing that forward in a more permanent capacity.

Ms. Therrien asked AC Dupee if there was a reason he did not finish his degree. AC Dupee shared that he had started working on his degree in 2016, the same year that Sgt. Allen Brandt had been killed. He explained that he had been promoted shortly after that incident and worked over 600 hours of overtime that year. He stated that he had to decide between continuing his education and spending time with his family, and, given the long hours he was working, he chose to spend what little free time he had with his family. **Ms. Therrien** asked AC Dupee how he planned to fill the positions that have been vacant for the past 5-10 years. AC Dupee stated that the current plan is working well, recruitment is top-notch, and FPD is streamlining its hiring process. He added that the department is looking at outsourcing background investigations to free up the detectives' time so they can better serve the City. He stated that the biggest obstacle is the ability to train new officers, and currently the City is limited to field training about four at a time. **Ms. Therrien** asked if AC Dupee had any comments in regard to the sensing session report. AC Dupee stated that since the sensing session, the department came up with a plan and has been working through it. He added that currently they have addressed nearly all of the issues that were brought to light from the session.

Ms. Rogers stated that throughout this very controversial process AC Dupee has held himself in very good stature. She expressed appreciation for his willingness to be available to speak to issues as they arose and his eagerness to do the best job he can. She concluded by thanking him for the way he has conducted himself; she stated has brought her a lot of hope and expectations.

Mr. Clark stated the Council recognizes that training is an issue for the FPD and asked if AC Dupee planned to use salary savings for at least part of that cost. AC Dupee stated that he did.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO CONFIRM THE APPOINTMENT OF POLICE CHIEF AS FOLLOWS:

YEAS: Rogers, Gibson, Therrien, Clark, Marney, Kun
NAYS: None
Mayor Matherly declared the MOTION CARRIED.

NEW BUSINESS

- a) Resolution No. 4957 – A Resolution Authorizing the City of Fairbanks to Accept the FFY2020 Community Development Block Grant (CDBG). Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Resolution No. 4958 – A Resolution Adopting the Multi-Jurisdictional Hazard Mitigation Plan as the Official Mitigation Plan of the City of Fairbanks, Pending FEMA Approval. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- c) Resolution No. 4959 – A Resolution Recognizing International Women’s Day. Introduced by Council Members Kun and Therrien.

PASSED and APPROVED on the CONSENT AGENDA.

- d) Ordinance No. 6149 – An Ordinance Amending the 2021 Operating and Capital Budgets for the First Time. Introduced by Mayor Matherly.

Ms. Rogers, seconded by **Ms. Kun**, moved to ADVANCE Ordinance No. 6149.

Mr. Gibson stated that he had spoken to Chief of Staff Mike Meeks regarding the Capital Fund expenditure of \$1,100,000 for the police station second floor balcony enclosure. He stated he understood that the intent after discussion at the Finance Committee was to fund the project in phases, the first phase being \$250,000.

Mr. Gibson, seconded by **Mr. Clark**, moved to AMEND Ordinance No. 6149 by reducing the Capital Fund expenditure for the police station remodel from \$1,100,000 to \$250,000.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO AMEND ORDINANCE NO. 6149 BY REDUCING THE CAPITAL FUND EXPENDITURE FOR THE POLICE STATION REMODEL FROM \$1,100,000 TO \$250,000 AS FOLLOWS:

YEAS: Marney, Clark, Rogers, Kun, Gibson, Therrien
NAYS: None
Mayor Matherly declared the MOTION CARRIED.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION ADVANCE ORDINANCE NO. 6149, AS AMENDED, AS FOLLOWS:

YEAS: Kun, Gibson, Therrien, Clark, Marney, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

COMMITTEE REPORTS AND COUNCIL MEMBERS' COMMENTS

Ms. Rogers stated that the legislative committee has had several meetings with City Lobbyist Yuri Morgan and that there are several more scheduled. She shared that she had been attending the reentry meetings which have been very successful with lots of involvement. She added that the Polaris Work Group meeting had been cancelled and would not be rescheduled until April. She mentioned that Sean Rice had invited the Council to attend the Midnight Sun Intertribal Powwow meeting the previous weekend. She reminded everyone of the FDC meeting to be held the following evening and thanked Ms. Therrien and Ms. Kun for remembering International Women's Day and for putting forth a resolution; she stated it is an important statement to make.

Ms. Kun shared that she had met with the Explore Fairbanks Board of Directors where they discussed what was coming ahead, that the projection for the summer was looking positive, and that they were hopeful to see an increase in hotel/motel revenue. She thanked the City Clerk for the work her office does and thanked Dispatch for keeping the City in contact. She gave a land acknowledgment and shared the HELP line for those who may be feeling blue or who need someone to talk to: 800-273-8255.

Ms. Therrien shared the worry expressed at the latest Alaska Municipal League (AML) Legislative meeting she attended, adding that there was concern about the lack of state revenues and the possibility of a sales tax that may hurt some communities. She stated there had been a presentation of the Eight Stars of Gold (the eight priorities the AML would like the legislature to focus on) including revenues, a spending cap, and PFD issues. She stated that the confirmation of the Chief of Police has not been without controversy, and she believes there is some healing needed within the community. She expressed hope that Chief Dupee would work to reach out to the community and mend some of those wounds.

Mr. Gibson stated he did not have any committee reports; however, he shared the good news that the Alaska Railroad Corporation (ARRC) had decided to rescind their revocation of the City's permit which would have made things difficult for the Chena Riverwalk project. He thanked Mr. Meeks for his work with the ARRC, and he asked if Ms. Therrien could send the Stars of Gold presentation to the Clerk for distribution to the Council.

Mr. Marney asked the City Clerk to forward the FDC Zoom meeting information to the Council. He thanked the Council for coming together on the Police Chief affirmation vote, noting that it was not necessarily an easy decision. He stated it is a good step in moving forward.

Mr. Clark stated that the legislative committee met with Yuri Morgan, and the State Legislature has finally organized although it is uncertain how things will turn out. He added that Mr. Morgan has been a very valuable asset in arranging meetings with representatives locally since there is not an opportunity to meet them in Juneau. He congratulated Chief Dupee and stated that there is

a lot of work ahead of him. He added his hope that Chief Dupee hears the Council's concerns and creates a good environment at FPD.

WRITTEN COMMUNICATIONS TO COUNCIL

*a) Clay Street Cemetery Commission Meeting Minutes of January 6, 2021

ACCEPTED on the CONSENT AGENDA

*b) Clay Street Cemetery Commission Meeting Minutes of February 3, 2021

ACCEPTED on the CONSENT AGENDA

Mr. Gibson, seconded by **Ms. Kun**, moved to ENTER Executive Session to discuss Fairbanks Firefighters Union (FFU) Labor Negotiation Strategy.

Mayor Matherly called for objection and, hearing none, so ORDERED.

Mayor Matherly called for a brief recess. The Council reconvened in Executive Session following the brief recess.

EXECUTIVE SESSION

a) Fairbanks Firefighter Union Labor Negotiation Strategy

The City Council met in Executive Session to discuss FFU Labor Negotiation Strategy. Direction was given to the negotiating team, and no action was taken.

ADJOURNMENT

Mr. Marney, seconded by **Mr. Clark**, moved to ADJOURN the meeting.

Mayor Matherly called for objection and, hearing none, so ORDERED.

Mayor Matherly declared the meeting adjourned at 8:41 p.m.

JIM MATHERLY, MAYOR

ATTEST:

D. DANYIELLE SNIDER, MMC, CITY CLERK

Transcribed by: RR



FAIRBANKS CITY COUNCIL
REGULAR MEETING MINUTES, MARCH 22, 2021
FAIRBANKS CITY COUNCIL CHAMBERS
800 CUSHMAN STREET, FAIRBANKS, ALASKA

The City Council convened at 6:30 p.m. on the above date to conduct a Regular Meeting of the Fairbanks City Council via Zoom webinar and at the City Council Chambers, 800 Cushman Street, Fairbanks, Alaska, with Mayor Jim Matherly presiding (remotely) and with the following Council Members in attendance:

Council Members Present: Shoshana Kun, Seat A
June Rogers, Seat B (remotely)
Valerie Therrien, Seat C (remotely)
Aaron Gibson, Seat D
Lonny Marney, Seat E
Jim Clark, Seat F

Absent: None

Also Present: Margarita Bell, Chief Financial Officer
Paul Ewers, City Attorney
D. Danyielle Snider, City Clerk
Jeff Jacobson, Public Works Director (remotely)
Mike Meeks, Chief of Staff
Kristi Merideth, FECC Manager (remotely)
Angela Foster-Snow, HR Director (remotely)
Bob Pristash, City Engineer
Bruce Carpenter, Impounds Coordinator
Tod Chambers, Fire Chief
Geoff Coon, Assistant Fire Chief
Ron Dupee, Police Chief
Scott Raygor, Platoon C Battalion Chief
Will Vogt, FFD Recruit
Kyle McCarty, FFD Recruit
Grant Calvin, FFD Recruit
Connor Dayton, FFD Recruit
Quinten Johnson, FFD Recruit
Fabian Munoz, FFD Recruit
Teal Soden, Communications Director

City Clerk Danyielle Snider read aloud the Mission Statement of the City of Fairbanks.

INVOCATION

The Invocation was given by City Clerk Danyielle Snider.

FLAG SALUTATION

Mayor Matherly led the Flag Salutation.

CEREMONIAL MATTERS

a) Oath of Office – Chief of Police

Mayor Matherly stated that it was his honor and pleasure to swear in Ron Dupee as Chief of Police and asked Chief Dupee and his family to come forward. He went on to give a summary of Chief Dupee's law enforcement history, including his start with FPD in 2005. He added information regarding Chief Dupee's ties with the Fairbanks community and asked Chief of Staff Mike Meeks to administer Chief Dupee's Oath of Office. Chief Dupee's children expressed their pride and admiration for their father's accomplishment. Ms. Dupee shared her pride in Chief Dupee's appointment and spoke about how much he cares for his family and the community. Chief Dupee stated that he was truly honored and humbled to be provided the opportunity; he stated that he would stand by his Oath to do the best he can to serve the City and the community. He concluded by thanking everyone who has stood by him and supported him.

Mayor Matherly shared that Bruce Carpenter would soon be retiring after serving the City for 14 years. He shared that Mr. Carpenter held a great deal of institutional knowledge and would be hard to replace. He added that Mr. Carpenter was also an Army Veteran with 20 years of service. **Mayor Matherly** offered his best wishes, and Chief of Staff Mike Meeks presented Mr. Carpenter with a City of Fairbanks gold pan to commemorate his service to the City.

Mayor Matherly recognized six new Fairbanks Fire Department (FFD) recruits who had graduated from the academy and had completed their probationary requirements to become firefighters. Fire Chief Tod Chambers pinned each recruit with their badges as the Mayor gave a brief introduction of each firefighter. Chief Chambers thanked the Council for the opportunity to recognize the six new firefighters. He added that there has been a lot of change at the FFD and that he was honored to welcome these new dedicated firefighters. Deputy Chief Geoff Coon administered the firefighters' oath.

CITIZENS' COMMENTS ON CONSENT AGENDA ITEMS

City Clerk Danyielle Snider stated that there were no comments to be heard in person, and the one citizen who signed up to testify over Zoom was not able to be heard. **Mayor Matherly** moved on to written comments, stating that he would come back to the citizen to be heard over Zoom. City Clerk Snider read the following written comment into record:

Christina Hommel, Fairbanks – Ms. Hommel quoted Maya Angelou by stating, "Do the best you can until you know better. Then when you know better, do better." She went on to explain that there had been some progress with the Borough; however, the changes would not specifically enforce any standards for rescues that would mitigate the complaints she has brought forth. Ms. Hommel went on to state that the rules only apply to animals that are of four months of age or older and do not address the issue of unsterilized pets being adopted by rescues outside of the Borough shelter. She gave statistics on how many kittens and puppies could be produced by one unfixed mother of each species and implied that there are rescues in the Borough that do not require animals to be sterilized prior to adoption. She added that keeping animals until they are old enough for sterilization also reduces the risk of disease and other contaminants from entering the community. Ms. Hommel stated that her desire is to see Title 22 standards applied to all rescues and adoption facilities, not just those managed by the Borough. She added that many

facilities already adhere to the standards as best ethical practices. She stated that she had been referred to the ACC, who has not met for over a year. Ms. Hommel concluded by thanking the Council for their support and stated that she would continue to update them on her progress.

Mayor Matherly asked the citizen who had signed up on Zoom to proceed with their testimony.

Victor Buberger, Fairbanks – Mr. Buberger expressed his discontent with the Zoom system. He stated that it has been nice seeing the Public Works employees working on the hard packed ice problem and added that it would have been better to have seen it more during the winter season. Mr. Buberger went on to complain about the condition of the roundabouts, stating that they are very dangerous and under-serviced. He criticized the Mayor for his use of Facebook and expressed his desire that the Mayor spend more time addressing City business rather than posting about personal things. Mr. Buberger wished the best for the new Police Chief and firefighters and suggested that the City consider using volunteer firefighters. He went on to state that the Mayor should stand up for the City and quit pandering to the unions. He concluded by asking that potholes be addressed before they create further issues for the City.

Hearing no more requests for public comment, **Mayor Matherly** declared Public Testimony closed.

APPROVAL OF AGENDA AND CONSENT AGENDA

Ms. Therrien, seconded by **Ms. Kun**, moved to APPROVE the Agenda and Consent Agenda.

Mayor Matherly called for objection and, hearing none, so ORDERED.

City Clerk Snider read the Consent Agenda into the record.

APPROVAL OF PREVIOUS MINUTES

a) Regular Meeting Minutes of February 22, 2021

APPROVED on the CONSENT AGENDA.

b) Special Meeting Minutes of March 1, 2021

APPROVED on the CONSENT AGENDA.

SPECIAL ORDERS

a) The Fairbanks City Council heard interested citizens concerned with the following Liquor License Applications for Renewal:

Lic. #	DBA	License Type	Licensee	Address
4547	McCoy's Underground	Beverage Dispensary	North Star Dining, LLC	636 28th Avenue, Suite 2
3020	American Legion Post #57	Club	American Legion Post #57	1634 Cushman Street

Mr. Gibson, seconded by **Mr. Marney**, moved to WAIVE PROTEST on the Liquor License Applications for Renewal.

Mayor Matherly called for Public Testimony and, hearing none, declared Public Testimony closed.

Chief Dupee stated that there were no concerns with the American Legion. He added that there were only a few calls to McCoy's Underground, which is actually Fenders. He stated that there were some burglaries reported at that location.

Ms. Rogers asked for more information regarding the burglaries and whether they were somehow related. Chief Dupee gave some details of each of the specific incidents, adding that the FPD is still waiting on some video footage. He stated that the incidents do not appear to be related in any way other than location. **Ms. Rogers** asked if there was a Neighborhood Watch program active in that area. Chief Dupee stated that he did not have an answer to that question.

Mayor Matherly interjected to state that he lives in that area and that there has been some discussion about establishing a Neighborhood Watch; however, it has not yet materialized. **Ms. Rogers** encouraged the Mayor do what he can to make sure that a Neighborhood Watch is started in that area.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO WAIVE PROTEST ON THE LIQUOR LICENSE APPLICATIONS FOR RENEWAL AS FOLLOWS:

YEAS: Kun, Gibson, Therrien, Clark, Marney, Rogers

NAYS: None

Mayor Matherly declared the MOTION CARRIED.

MAYOR'S COMMENTS AND REPORT

a) Special Reports

Bill Wright, Explore Fairbanks – Mr. Wright shared that the tourism videos produced by Explore Fairbanks over the past year have been doing exceptionally well on their YouTube channel. He added that YouTube has become the second most popular search engine and social media site and Explore Fairbanks will be working on improving their YouTube page where they have seen a 300% increase in views over the past year. Mr. Wright added that there has been an increase in the number of visitors to Fairbanks already, with many partners showing an increase from last year's business. He thanked the Council for their support of Explore Fairbanks.

Mr. Clark asked Mr. Wright about the number of YouTube subscribers Explore Fairbanks has. Mr. Wright stated that they were showing just under 1,000 subscribers to YouTube and 300,000 followers on Facebook. He added that the videos on their channel are receiving 300,000 to 350,000 views per month and that the organization will be focusing on strengthening their presence on YouTube now that they are more aware of how much influence it can have.

Mayor Matherly thanked the staff at Chief Andrew Isaac Health Center (CAIHC) where he received his vaccine the previous week. He added that all three approved vaccines are now available within Fairbanks and that Alaska is listed as number one in vaccinations per capita in the U.S. He stated that he has hopes for the local schools to be back to full in-person enrollment by the fall. **Mayor Matherly** emphasized the importance of everyone continuing to wear masks and practice social distancing until reaching a point of “herd immunity.” He thanked the local businesses that continue to implement safe practices to mitigate the spread of the virus. He went on to share that he and Mayor Ward had participated in the St. Baldrick’s Foundation fundraiser, where he beat Mayor Ward by raising about \$1,300. He added that the City raised over \$20,000 overall to help combat childhood cancer. **Mayor Matherly** concluded by thanking the Public Works department for their hard work clearing the streets in preparation of spring and congratulated all those who were recognized earlier in the evening.

COUNCIL MEMBERS’ COMMENTS

Ms. Therrien gave her best to Chief Dupee and his family. She congratulated Mr. Carpenter and wished him well in his retirement. She concluded by welcoming the new firefighters.

Ms. Rogers echoed the congratulations to those honored earlier in the meeting, adding that it is very nice to see the families present and participating. She stated she appreciated hearing Chief Dupee’s sons share their admiration for their father. She stated that the Council Chamber fills with wonder when ceremonies occur, and she very much looks forward to them.

Ms. Kun congratulated the six new firefighters and the new Chief of Police. She thanked Ms. Hommel for her update and thanked Mr. Buberger for his well wishes.

Mr. Clark shared his appreciation in seeing the new firefighters sworn in. He added that it was great to see Chief Dupee’s family present to support him and offered his congratulations.

Mr. Marney congratulated Chief Dupee and recognized his beautiful family. He added that it was great to see all the new firefighters. He lightheartedly stated he is thankful that it will not be dark outside when the meeting is over.

Mr. Gibson stated that he had been driving in the area described by Mr. Buberger, and he thought the roundabouts were in great condition. He expressed his admiration for Public Works in working hard to make sure the roads are sanded and safe. He added that the new loader that was just approved on the consent agenda will make their jobs easier. **Mr. Gibson** expressed his congratulations to Chief Dupee, stating that he looked forward to seeing what he had in store. He added that he had been disheartened to learn of the break-ins that occurred in the College/Old Steese area; he expressed hope those guilty would be found and held accountable.

UNFINISHED BUSINESS

- a) Ordinance No. 6149, as Amended – An Ordinance Amending the 2021 Operating and Capital Budgets for the First Time. Introduced by Mayor Matherly. SECOND READING AND PUBLIC HEARING.

Mr. Clark, seconded by **Mr. Marney**, moved to ADOPT Ordinance No. 6149, as Amended.

Ms. Kun, seconded by **Mr. Gibson**, moved to SUBSTITUTE the proposed version of Ordinance No. 6149, as Amended.

Mayor Matherly called for objection to the SUBSTITUTION and, hearing none, so ORDERED.

Mayor Matherly called for Public Testimony and, hearing none, declared Public Testimony closed.

Mr. Gibson asked if there needed to be clarification regarding the increase in the Mayor and Council's department. City Attorney Paul Ewers stated that if an increase is approved to the Fairbanks General Code employees, it will need to be stated that the Mayor is included. He added that the ordinance will indicate that the Mayor's increase will lag one year, and it will need to be included annually if that is the Council's intent.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO ADOPT ORDINANCE NO. 6149, AS AMENDED, AS FOLLOWS:

YEAS: Marney, Clark, Rogers, Kun, Gibson, Therrien

NAYS: None

Mayor Matherly declared the MOTION CARRIED and Ordinance No. 6149, as Amended, ADOPTED.

NEW BUSINESS

- a) Resolution No. 4960 – A Resolution Awarding a Contract to NC Machinery to Provide a Loader in the Amount of \$346,900. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- b) Resolution No. 4961 – A Resolution Encouraging Continued Work on the Chena Riverwalk Phase III Project and Consideration from the Alaska Railroad Corporation to Grant a Long-term Land Interest for the Project. Introduced by Mayor Matherly.

PASSED and APPROVED on the CONSENT AGENDA.

- c) Ordinance No. 6150 – An Ordinance Amending Fairbanks General Code Section 46-80, Drinking in Public, to Make the Restriction Citywide. Introduced by Council Member Kun.

ADVANCED on the CONSENT AGENDA.

- d) Ordinance No. 6151 – An Ordinance Amending Fairbanks General Code Section 14-213, Restrictions on Marijuana Establishments. Introduced by Council Member Kun.

ADVANCED on the CONSENT AGENDA.

- e) Ordinance No. 6152 – An Ordinance to Amend FGC Chapter 10, Article III International Building Code, by Adopting the 2018 International Building Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- f) Ordinance No. 6153 – An Ordinance to Amend FGC Chapter 10, Article XIII International Residential Code, by Adopting the 2018 International Residential Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- g) Ordinance No. 6154 – An Ordinance to Amend FGC Chapter 10, Article IX National Electrical Code, by Adopting the 2020 National Electrical Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- h) Ordinance No. 6155 – An Ordinance to Amend FGC Chapter 10, Article IV International Mechanical Code, by Adopting the 2018 International Mechanical Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- i) Ordinance No. 6156 – An Ordinance to Amend FGC Chapter 10, Article V Uniform Plumbing Code, by Adopting the 2018 Uniform Plumbing Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- j) Ordinance No. 6157 – An Ordinance to Amend FGC Chapter 10, Article XIV International Fuel Gas Code, by Adopting the 2018 International Fuel Gas Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- k) Ordinance No. 6158 – An Ordinance to Amend FGC Chapter 30, Article II International Fire Code, by Adopting the 2018 International Fire Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- l) Ordinance No. 6159 – An Ordinance to Amend FGC Chapter 10, Article XVI International Energy Conservation Code, by Adopting the 2018 International Energy Conservation Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- m) Ordinance No. 6160 – An Ordinance to Amend FGC Chapter 10, Article XVII International Existing Building Code, by Adopting the 2018 International Existing Building Code with Local Amendments. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- n) Ordinance No. 6161 – An Ordinance to Amend Sections 902 and 905 of the 2015 City of Fairbanks Code for the Abatement of Dangerous Buildings Regarding City Council Hearings and Contest of the City Council’s Decision. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

- o) Ordinance No. 6162 – An Ordinance to Amend FGC Chapter 10, Article II, by Adopting the 2020 City of Fairbanks Administrative Code. Introduced by Mayor Matherly.

ADVANCED on the CONSENT AGENDA.

COUNCIL MEMBERS’ COMMENTS AND COMMITTEE REPORTS

Mr. Gibson stated that he had no committee reports. He shared that the City has been exceptionally well-represented through its youth hockey leagues and tournaments over the past few weeks and thanked all the parents, coaches, volunteers, and officials that made it happen.

Mr. Marney stated that he had no committee reports or further comments. He wished everyone a great evening.

Mr. Clark stated that the Legislative Committee is still meeting one-on-one with State Legislators, adding that the passage of the Emergency Declaration seems to be up in the air. He added that the newest discussion had been in regard to the federal income from the Rescue America Act and how to spend it.

Ms. Kun thanked Dispatch for all their hard work as well as the City Clerk and her staff for the job they do every day. She expressed her thanks to the Data Management Team (DMT) Clerk at the FPD. **Ms. Kun** gave a land acknowledgment and reminded everyone that there is help available for those who may be suffering; she provided the suicide prevention hotline, 800 273 8255. She concluded by reminding everyone to be careful on the roads and to be mindful of the increase in pedestrians due to the spring weather.

Ms. Therrien shared that she attended the AML Board meeting where they discussed the Eight Stars of Gold in more detail. She added that the AML health insurance program has kicked off and may provide some help to smaller communities. **Ms. Therrien** added that she had also attended legislative meetings with Representatives LeBon and Thompson and stated that they seem to be on top of it. She stated they remember details about the Fairbanks community, and they asked legislators to be mindful of implementing too many restrictions on how municipalities can use federal funds. She stated that due to the federal influx of funds from the Recovery Act, it is unlikely that any new revenue measures will be passed at the State level. **Ms. Therrien** added that there was also discussion around the State prosecution of misdemeanors and pushback regarding the closure of DMV offices. She concluded by wishing everyone a happy Easter.

Ms. Rogers shared that she had spent the previous Friday welcoming military families with Explore Fairbanks and stated that the program is a great addition to the community. She expressed thanks to those individuals who have been instrumental and supportive of the diversity training being provided to City employees. She added that she and Mayor Matherly had testified before the Senate Finance Committee, adding that it has been nice to meet the new legislative staff and speak to those topics that are important to the City. **Ms. Rogers** recognized and echoed the formal statement provided by Senators Kawasaki and Jackson, speaking against violence towards Asian Americans. She stated that people need to continue working towards living together safely.

Mayor Matherly shared that he attended the FAST-planning meeting the prior week, and there were a lot of great projects coming up in the summer. He added that those updates should have been sent to the Council in an email.

ADJOURNMENT

Ms. Therrien, seconded by **Ms. Rogers**, moved to ADJOURN the meeting.

Mayor Matherly called for objection and, hearing none, so ORDERED.

Mayor Matherly declared the meeting adjourned at 7:38 p.m.

JIM MATHERLY, MAYOR

ATTEST:

D. DANYIELLE SNIDER, MMC, CITY CLERK

Transcribed by: RR




800 Cushman Street
Fairbanks, AK 99701

Telephone (907)459-6702
Fax (907)459-6710

MEMORANDUM

TO: Mayor Matherly and City Council Members

FROM: D. Danyielle Snider, MMC, City Clerk 

SUBJECT: Liquor License Renewals

DATE: April 6, 2021

Notice has been received from the State Alcohol & Marijuana Control Office (AMCO) for the following liquor license renewals:

Lic. #	DBA	License Type	Licensee	Address
2258	Clarion Hotel & Suites	Beverage Dispensary –	Pacific Rim Associates I, Inc.	95 10th Avenue
5262	Aha Oriental Kitchen	Restaurant/ Eating Place	Moonstone LLC	996 Blair Road
556	International Hotel & Bar	Beverage Dispensary	Dakota Ventures, Inc.	122 N. Turner Street, Suite 10
2512	2 Go Mart #114	Package Store	AK, Inc.	2110 Peger Road
4216	2 Go Mart #115	Package Store	AK, Inc.	99 College Road
4565	2 Go Mart #101	Package Store	AK, Inc.	3569 S. Cushman Street

Pursuant to FGC Sec. 14-178 the Council must determine whether to protest liquor license renewal applications after holding a public hearing.

Per the Council's request, the Police Department has included a call report for the locations listed. Check-marked items in the attached call reports indicate that the call was attributed to the business itself.

There are no department-recommended protests to the above-listed liquor license renewals.

CITY OF FAIRBANKS PUBLIC SAFETY

Clarion Hotel & Suites 95 10th Avenue

03/12/2020 - 03/11/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
✓	02/04/2021 04:08	TRESPASS/UNWANTE	95 TENTH AVE	O53	NRP	02/04/2021 04:16:55
✓	02/03/2021 00:35	TRESPASS/UNWANTE	95 TENTH AVE	O16	NRP	02/03/2021 00:54:54
	01/22/2021 06:52	ADMIN -	95 TENTH AVE	O15	NRP	01/22/2021 06:52:39
✓ 21000202	01/17/2021 02:31	SI - AOA	95 TENTH AVE	O53	RPT	01/17/2021 04:09:45
✓	01/06/2021 19:40	TRESPASS/UNWANTE	95 TENTH AVE	O60	NRP	01/06/2021 19:54:03
✓	12/15/2020 07:43	SUSPICIOUS	95 TENTH AVE	S3	NRP	12/15/2020 08:15:32
✓ 20004276	11/12/2020 07:11	THEFT FROM	95 TENTH AVE	DESK	RPT	11/12/2020 08:18:32
	11/08/2020 02:33	DUI - MOVING -	95 TENTH AVE	O53	NRP	11/08/2020 03:06:24
✓ 20003798	10/10/2020 14:03	PAST VEHICLE THEFT	95 TENTH AVE	S34	RPT	10/10/2020 19:34:16
✓	10/07/2020 02:14	DISTURBANCE	95 TENTH AVE	O21	NRP	10/07/2020 02:22:57
✓ 20003680	09/30/2020 19:40	PAST THEFT - BRAVO	95 TENTH AVE	O26	RPT	09/30/2020 20:55:28
✓ 20003479	09/17/2020 14:41	DAMAGE/VANDALISM	95 TENTH AVE	O7	RPT	09/17/2020 18:12:23
✓ 20003443	09/15/2020 10:15	SUSPICIOUS	95 TENTH AVE	DESK	RPT	09/15/2020 10:55:28
	09/14/2020 08:09	MINOR TRAF	95 TENTH AVE	S3	NRP	09/14/2020 12:01:11
✓ 20003245	09/03/2020 11:54	THEFT FROM	95 TENTH AVE	DESK	RPT	09/03/2020 12:12:42
✓ 20002919	08/12/2020 07:21	TRESPASS/UNWANTE	95 TENTH AVE	O7	RPT	08/12/2020 08:46:06
✓	07/29/2020 23:00	TRESPASS/UNWANTE	95 TENTH AVE	O53	NRP	07/30/2020 00:13:37
✓	07/29/2020 18:40	SUSP	95 TENTH AVE	O41	NRP	07/29/2020 19:15:20
✓	07/29/2020 11:15	DISTURBANCE	95 TENTH AVE	O50	NRP	07/29/2020 11:28:58
	05/17/2020 02:25	OFFICER ADVICE	95 TENTH AVE	S3	NRP	05/17/2020 04:25:08
✓	03/31/2020 03:50	INCAPACITATED	95 TENTH AVE	S11	NRP	03/31/2020 04:13:04
✓ 20000833	03/12/2020 13:14	WANTED PERSON -	95 TENTH AVE	I46	RPT	03/12/2020 13:24:48

Total Number of Events Listed: **22**

Incident / Event (Search) ✖

Link Event ID Call recv 03/12/2020 00:00:00 AVL Print Report

Event Info Notes Times R/E Log Other Log Entry Ani/Al Patients Employee Names Vehicles

Rpt# Source PU EMS Fire Law Resc Othr

Loc 996 BLAIR RD FAIR

X-ST Jur Service Agency FPD

Stat/Beat District RA

Busi AHA ORIENTAL KITCHEN Pri# () - Call group

Nature QA

Caller

Address

Veh #

ONESolution CAD ✖

No match found.

Include delayed events Include cancelled events

Prev Next Add Duplicate Delete Search View Exit Srch

CITY OF FAIRBANKS PUBLIC SAFETY

International Hotel & Bar 122 N. Turner Street

03/12/2020 - 03/11/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time	
	03/11/2021 03:56	SUSPICIOUS	122 N TURNER ST	O42	NRP	03/11/2021 05:08:02	
	02/26/2021 23:35	SUSP	122 N TURNER ST	S3	NRP	02/26/2021 23:57:46	
✓ 21000704	02/26/2021 12:38	SI - FOLLOW-UP	122 N TURNER ST	O7	RPT	02/26/2021 12:45:17	
✓ 21000704	02/24/2021 11:45	ASSAULT - BRAVO	122 N TURNER ST	O7	RPT	02/24/2021 14:58:28	
✓	02/21/2021 02:37	911 HANG-UP -	122 N TURNER ST	O13	NRP	02/21/2021 03:29:59	
	02/15/2021 03:19	SUSP	122 N TURNER ST	O21	NRP	02/15/2021 03:34:41	
✓	01/30/2021 00:39	SI - BAR CHECK	122 N TURNER ST	O16	NRP	01/30/2021 00:44:26	
	01/24/2021 03:35	SUSPICIOUS VEHICLE	122 N TURNER ST	O50	NRP	01/24/2021 04:03:46	
✓	01/24/2021 02:17	DISTURBANCE	122 N TURNER ST	O53	NRP	01/24/2021 02:53:36	
	01/24/2021 00:59	MENTAL DISORDERS-	122 N TURNER ST	S11	NRP	01/24/2021 01:46:38	
✓	01/01/2021 03:53	ALARM BURGLARY -	122 N TURNER ST	S34	FAB	01/01/2021 04:15:19	
✓	12/31/2020 03:40	ALARM BURGLARY -	122 N TURNER ST	O19	FAB	12/31/2020 03:49:24	
✓	12/19/2020 04:00	ALARM BURGLARY -	122 N TURNER ST	O19	FAB	12/19/2020 04:22:00	
✓	11/23/2020 06:46	SUSP	122 N TURNER ST	O58	NRP	11/23/2020 07:03:38	
✓ 20004281	11/12/2020 14:00	THEFT FROM	122 N TURNER ST	O50	RPT	11/12/2020 15:44:02	
✓ 20003897	10/17/2020 12:26	FOUND PROPERTY -	122 N TURNER ST	S3	RPT	10/17/2020 13:21:57	
✓	10/14/2020 23:35	DUI - PARKED -	122 N TURNER ST	O58	NRP	10/14/2020 23:47:05	
✓ 20003815	10/12/2020 08:24	SUSPICIOUS	122 N TURNER ST	O15	RPT	10/12/2020 09:28:15	
	09/05/2020 18:45	DISTURBANCE	122 N TURNER ST	O19	NRP	09/05/2020 19:32:55	
✓	09/04/2020 23:25	NUISANCE - BRAVO	122 N TURNER ST	O58	NRP	09/05/2020 00:32:08	
	08/30/2020 00:02	10-36	122 N TURNER ST	O57	WAR	08/30/2020 00:07:19	
✓	08/29/2020 20:03	NUISANCE - BRAVO	122 N TURNER ST	S3	NRP	08/30/2020 02:00:24	
✓	08/13/2020 16:11	TRESPASS/UNWANTE	122 N TURNER ST	O9	NRP	08/13/2020 16:19:50	
✓	08/01/2020 23:16	PAST DISTURBANCE -	122 N TURNER ST	O19	NRP	08/02/2020 02:18:11	
✓	08/01/2020 21:06	OTHER NOISE -	122 N TURNER ST	O53	NRP	08/01/2020 21:51:09	
✓	08/01/2020 15:41	HARASSMENT -	122 N TURNER ST	O55	NRP	08/01/2020 16:07:21	
	07/12/2020 21:38	MINOR TRAF	122 N TURNER ST	O2	SUBL	07/12/2020 23:20:20	
✓	06/28/2020 19:44	LOST PROPERTY -	122 N TURNER ST	DESK	NRP	06/28/2020 19:46:16	
✓	06/28/2020 01:07	DISTURBANCE	122 N TURNER ST	O53	NRP	06/28/2020 01:27:20	
	06/25/2020 00:30	DUI - MOVING -	122 N TURNER ST	L1	NRP	06/25/2020 01:07:37	
✓ 20001843	06/03/2020 12:22	COMMERCIAL	122 N TURNER ST	O54	RPT	06/03/2020 14:15:26	
	06/02/2020 05:00	INDECEN/LEWDNESS	122 N TURNER ST	O34	NRP	06/02/2020 05:19:53	
	04/13/2020 05:29	10-36	122 N TURNER ST	O52	WAR	04/13/2020 05:40:40	
✓ 20000862	03/17/2020 21:41	SI - FOLLOW-UP	122 N TURNER ST	O2	RPT	03/17/2020 21:47:14	
	03/15/2020 20:27	911 HANG-UP -	122 N TURNER ST	O4	NRP	03/15/2020 20:41:01	
	20000861	03/14/2020 23:49	SI - FOLLOW-UP	122 N TURNER ST	O52	RPT	03/15/2020 00:25:00
✓ 20000862	03/14/2020 04:48	PAST DOMESTIC	122 N TURNER ST	O52	RPT	03/14/2020 08:00:51	

Total Number of Events Listed: 37

CITY OF FAIRBANKS PUBLIC SAFETY

2 Go Mart #114 2110 Peger Road

03/12/2020 - 03/11/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
✓ 21000858	03/07/2021 23:09	URGENT WELFARE	2110 PEGER RD	O42	RPT	03/08/2021 01:46:00
✓	11/12/2020 22:01	DISTURBANCE	2110 PEGER RD	O9	NRP	11/12/2020 22:18:41
✓ 20004003	10/24/2020 12:49	PAST VEHICLE THEFT	2110 PEGER RD	O26	RPT	10/24/2020 13:52:24
✓	07/30/2020 16:19	MVC - NO INJURIES -	2110 PEGER RD	O7	NRP	07/30/2020 17:55:35
	07/22/2020 23:09	SUSP	2110 PEGER RD	O56	NRP	07/23/2020 00:43:40
✓ 20002428	07/10/2020 04:53	URGENT WELFARE	2110 PEGER RD	O41	RPT	07/10/2020 07:02:21
✓	06/30/2020 21:07	TRESPASS/UNWANTE	2110 PEGER RD	L1	NRP	06/30/2020 21:33:16
✓	06/30/2020 16:27	SI - FIELD CONTACT	2110 PEGER RD	O21	NRP	06/30/2020 16:34:04
✓ 20002134	06/20/2020 19:25	SI - FOLLOW-UP	2110 PEGER RD	O41	RPT	06/21/2020 06:56:22
✓ 20002134	06/20/2020 03:48	PAST DOMESTIC	2110 PEGER RD	O41	RPT	06/20/2020 05:15:50
✓	05/29/2020 16:24	URGENT WELFARE	2110 PEGER RD	O7	NRP	05/29/2020 16:49:02
✓	05/07/2020 23:49	SI - SECURITY CHECK	2110 PEGER RD	O26	NRP	05/07/2020 23:53:03
✓ 20001117	04/07/2020 23:04	THEFT - DELTA	2110 PEGER RD	O34	RPT	04/07/2020 23:32:53
✓	04/05/2020 02:17	MVC - NO INJURIES -	2110 PEGER RD	O16	NRP	04/05/2020 02:41:14
✓	03/20/2020 16:55	TRESPASS/UNWANTE	2110 PEGER RD	O54	NRP	03/20/2020 17:29:52
✓ 20000876	03/15/2020 02:00	WEAPONS INCIDENT	2110 PEGER RD	O52	RPT	03/15/2020 04:36:53

Total Number of Events Listed: **16**

CITY OF FAIRBANKS PUBLIC SAFETY

2 Go Mart #115 99 College Road

03/12/2020 - 03/11/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
✓	03/07/2021 20:41	AOA - NON URGENT -	99 COLLEGE RD	O17	NRP	03/07/2021 20:49:47
✓ 21000839	03/06/2021 13:30	THEFT OR VEH	99 COLLEGE RD	O2	RPT	03/06/2021 14:48:21
✓ 21000808	03/04/2021 09:03	THEFT - DELTA	99 COLLEGE RD	O7	RPT	03/04/2021 10:05:29
	03/03/2021 20:22	DRUGS - SALE -	99 COLLEGE RD	O9	NRP	03/03/2021 20:54:11
✓	02/27/2021 00:00	SI - SECURITY CHECK	99 COLLEGE RD	S3	NRP	02/27/2021 00:03:37
✓ 21000501	02/08/2021 06:22	FRAUD/FORGERY -	99 COLLEGE RD	O7	RPT	02/08/2021 09:08:11
✓	02/05/2021 18:26	DISTURBANCE	99 COLLEGE RD	O54	NRP	02/05/2021 18:44:19
✓	02/04/2021 21:29	TRESPASS/UNWANTE	99 COLLEGE RD	O9	NRP	02/04/2021 21:41:53
✓	01/14/2021 19:37	TRESPASS/UNWANTE	99 COLLEGE RD	O13	NRP	01/14/2021 20:29:55
	01/09/2021 01:22	10-36	99 COLLEGE RD	O50	WAR	01/09/2021 01:35:06
✓	12/22/2020 22:07	TRESPASS/UNWANTE	99 COLLEGE RD	O13	NRP	12/22/2020 22:25:32
✓	12/21/2020 17:55	TRESPASS/UNWANTE	99 COLLEGE RD	O50	NRP	12/21/2020 18:05:44
	12/20/2020 09:39	10-36	99 COLLEGE RD	O56	NRP	12/20/2020 09:42:44
	11/24/2020 03:13	SUSPICIOUS	99 COLLEGE RD	S3	NRP	11/24/2020 04:35:43
✓	10/26/2020 06:09	TRESPASS/UNWANTE	99 COLLEGE RD	O21	NRP	10/26/2020 06:53:29
	10/21/2020 20:22	FRAUD/FORGERY	99 COLLEGE RD	O54	NRP	10/21/2020 20:38:43
	10/14/2020 23:16	REDDI	99 COLLEGE RD	O41	NRP	10/14/2020 23:41:42
✓ 20003509	09/19/2020 14:31	DUI - MOVING -	99 COLLEGE RD	O53	RPT	09/19/2020 18:16:45
✓ 20003393	09/13/2020 03:21	THEFT - DELTA	99 COLLEGE RD	O58	RPT	09/13/2020 04:49:09
✓	09/10/2020 01:30	SUSPICIOUS VEHICLE	99 COLLEGE RD	O41	UTC	09/10/2020 02:06:39
✓ 20003304	09/08/2020 16:19	SUPPLEMENTAL-	99 COLLEGE RD	S5	RPT	09/08/2020 17:32:31
✓ 20003304	09/07/2020 15:40	THEFT OR VEH	99 COLLEGE RD	O54	RPT	09/07/2020 18:44:54
✓	09/04/2020 04:02	TRESPASS/UNWANTE	99 COLLEGE RD	O56	NRP	09/04/2020 04:31:09
	09/04/2020 00:38	TRESPASS/UNWANTE	99 COLLEGE RD	O7	NRP	09/04/2020 01:34:50
✓ 20003216	09/02/2020 01:29	URGENT WELFARE	99 COLLEGE RD	O21	RPT	09/02/2020 03:39:37
	08/29/2020 06:28	SUSPICIOUS VEHICLE	99 COLLEGE RD	O57	RPT	08/29/2020 06:46:30
✓ 20003115	08/26/2020 00:39	PAST THEFT - BRAVO	99 COLLEGE RD	O9	RPT	08/26/2020 08:13:17
	08/25/2020 04:19	REDDI	99 COLLEGE RD	S11	NRP	08/25/2020 04:35:35
✓	08/25/2020 03:44	DISTURBANCE	99 COLLEGE RD	O34	NRP	08/25/2020 04:06:24
✓ 20003069	08/23/2020 05:50	THEFT OR VEH	99 COLLEGE RD	O53	RPT	08/23/2020 06:26:11
✓	08/22/2020 02:20	SUSPICIOUS VEHICLE	99 COLLEGE RD	O55	NRP	08/22/2020 02:30:54
✓	08/19/2020 01:04	SUSPICIOUS VEHICLE	99 COLLEGE RD	O56	NRP	08/19/2020 01:10:50
✓ 20003006	08/18/2020 09:08	SI - FOLLOW-UP	99 COLLEGE RD	O5	RPT	08/18/2020 21:44:13
✓	08/18/2020 01:08	DUI - PARKED -	99 COLLEGE RD	O56	NRP	08/18/2020 01:23:02
	08/17/2020 23:58	URINATING/DEFECAT	99 COLLEGE RD	O5	RPT	08/18/2020 00:39:36
✓ 20003000	08/17/2020 14:21	DUI - MOVING -	99 COLLEGE RD	O13	RPT	08/17/2020 18:17:32
✓ 20002983	08/15/2020 22:20	TRESPASS/UNWANTE	99 COLLEGE RD	O19	RPT	08/16/2020 02:36:34
	07/27/2020 23:20	DUI - PARKED -	99 COLLEGE RD	O2	RPT	07/28/2020 01:38:28
	07/25/2020 01:43	ASSAULT - BRAVO	99 COLLEGE RD	O19	RPT	07/25/2020 04:44:24
	07/25/2020 00:47	TRESPASS/UNWANTE	99 COLLEGE RD	O41	NRP	07/25/2020 01:12:27
✓ 20002619	07/22/2020 15:32	THEFT - DELTA	99 COLLEGE RD	O15	RPT	07/23/2020 17:07:43

Report Generated: 03/12/2021 14:22:36 | User ID: 1225

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Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
✓	07/22/2020 13:11	AOA - NON URGENT -	99 COLLEGE RD	O21	NRP	07/22/2020 15:13:29
✓	07/19/2020 14:08	DUI - MOVING -	99 COLLEGE RD	O39	NRP	07/19/2020 14:48:25
✓	07/18/2020 06:28	SUSPICIOUS VEHICLE	99 COLLEGE RD	O53	NRP	07/18/2020 07:06:38
✓20002541	07/18/2020 02:49	WEAPONS INCIDENT	99 COLLEGE RD	O53	RPT	07/18/2020 04:43:22
✓	07/17/2020 12:47	TRESPASS/UNWANTE	99 COLLEGE RD	O34	NRP	07/17/2020 13:09:11
	07/16/2020 15:24	SI - FOLLOW-UP	99 COLLEGE RD	O58	NRP	07/16/2020 15:53:37
✓20002046	07/14/2020 22:28	SUPPLEMENTAL-	99 COLLEGE RD	O2	RPT	07/20/2020 03:28:52
	07/02/2020 23:46	VERBAL DOMESTIC	99 COLLEGE RD	O19	NRP	07/03/2020 00:12:00
✓20002046	06/16/2020 08:04	SUPPLEMENTAL-	99 COLLEGE RD	O21	RPT	06/16/2020 09:02:03
✓20002046	06/14/2020 23:17	SI - FOLLOW-UP	99 COLLEGE RD	O21	RPT	06/16/2020 12:16:58
✓20002046	06/14/2020 22:58	THEFT - DELTA	99 COLLEGE RD	O2	RPT	06/14/2020 23:19:52
	06/12/2020 10:46	SI - FOLLOW-UP	99 COLLEGE RD	O54	NRP	06/12/2020 10:59:27
✓20001971	06/11/2020 11:14	DUI - MOVING -	99 COLLEGE RD	O54	RPT	06/11/2020 17:30:00
✓20001968	06/11/2020 09:11	THEFT - DELTA	99 COLLEGE RD	O54	RPT	06/11/2020 09:37:08
✓20001778	06/02/2020 13:39	SUPPLEMENTAL-	99 COLLEGE RD	O13	RPT	06/02/2020 19:29:42
	06/01/2020 22:56	ANIMAL	99 COLLEGE RD	O56	NRP	06/01/2020 23:38:00
✓20001778	05/30/2020 07:52	SUPP-	99 COLLEGE RD	O13	RPT	06/02/2020 13:32:27
✓20001778	05/30/2020 01:13	PAST THEFT - BRAVO	99 COLLEGE RD	O58	RPT	05/30/2020 01:42:55
20001677	05/23/2020 23:31	DISTURBANCE	99 COLLEGE RD	O53	RPT	05/23/2020 23:59:09
✓20001535	05/14/2020 12:32	SUPP-	99 COLLEGE RD	O54	RPT	05/14/2020 13:48:08
	05/13/2020 23:29	AOA - NON URGENT -	99 COLLEGE RD	O57	NRP	05/13/2020 23:47:35
✓20001535	05/13/2020 20:42	DISTURBANCE	99 COLLEGE RD	O57	RPT	05/13/2020 21:55:31
✓20001471	05/08/2020 09:32	THEFT - DELTA	99 COLLEGE RD	O50	RPT	05/08/2020 12:16:11
✓20001448	05/06/2020 15:35	THEFT - DELTA	99 COLLEGE RD	O9	RPT	05/06/2020 16:10:18
✓20001438	05/05/2020 16:04	THEFT OR VEH	99 COLLEGE RD	O21	RPT	05/05/2020 17:36:08
✓20001414	05/03/2020 21:09	TRESPASS/UNWANTE	99 COLLEGE RD	O5	RPT	05/03/2020 21:32:30
	04/24/2020 09:31	SI - FOLLOW-UP	99 COLLEGE RD	O7	NRP	04/24/2020 10:34:57
✓20001151	04/10/2020 12:02	THEFT - DELTA	99 COLLEGE RD	O7	RPT	04/10/2020 16:32:47
✓	04/06/2020 03:57	SUSPICIOUS VEHICLE	99 COLLEGE RD	O4	NRP	04/06/2020 04:12:32
✓	03/27/2020 22:46	DUI - PARKED -	99 COLLEGE RD	O50	NRP	03/27/2020 23:04:04
✓	03/27/2020 11:06	SUPPLEMENTAL-	99 COLLEGE RD	O7	NRP	03/27/2020 16:41:51
✓20000885	03/15/2020 13:31	AOA - NON URGENT -	99 COLLEGE RD	O39	RPT	03/15/2020 18:53:49

Total Number of Events Listed: 73

CITY OF FAIRBANKS PUBLIC SAFETY

2 Go Mart #101 3569 S. Cushman Street

03/12/2020 - 03/11/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
✓	03/06/2021 18:22	DUI - BRAVO	3569 S CUSHMAN ST	O54	NRP	03/06/2021 18:34:21
	03/05/2021 23:40	SI - SECURITY CHECK	3569 S CUSHMAN ST	O12	NRP	03/05/2021 23:45:12
✓	02/26/2021 04:06	INCAPACITATED	3569 S CUSHMAN ST	O19	NRP	02/26/2021 04:31:31
	02/20/2021 01:18	10-36	3569 S CUSHMAN ST	S11	WAR	02/20/2021 01:25:44
✓ 21000434	02/01/2021 17:41	FRAUD/FORGERY -	3569 S CUSHMAN ST	L2	RPT	02/01/2021 18:46:19
21000178	01/15/2021 18:01	SUPP-	3569 S CUSHMAN ST	O58	RPT	01/15/2021 18:17:04
✓	11/23/2020 19:08	SUSP	3569 S CUSHMAN ST	S4	NRP	11/23/2020 19:24:43
✓	10/23/2020 19:22	TRESPASS/UNWANTE	3569 S CUSHMAN ST	O9	NRP	10/23/2020 19:49:45
✓	10/22/2020 09:45	URGENT WELFARE	3569 S CUSHMAN ST	O26	NRP	10/22/2020 10:20:19
✓	10/16/2020 04:08	SUSPICIOUS VEHICLE	3569 S CUSHMAN ST	O19	NRP	10/16/2020 04:46:50
✓	10/11/2020 06:31	TRESPASS/UNWANTE	3569 S CUSHMAN ST	O58	NRP	10/11/2020 06:43:50
✓	10/03/2020 04:45	SUSPICIOUS VEHICLE	3569 S CUSHMAN ST	O55	NRP	10/03/2020 06:33:41
✓	09/21/2020 05:11	SUSPICIOUS VEHICLE	3569 S CUSHMAN ST	S11	NRP	09/21/2020 05:29:47
✓	09/03/2020 07:34	FOUND PROPERTY -	3569 S CUSHMAN ST	O50	NRP	09/03/2020 11:40:09
✓	08/24/2020 12:47	REDDI	3569 S CUSHMAN ST	DESK	NRP	08/24/2020 13:17:52
✓	08/22/2020 06:49	REDDI	3569 S CUSHMAN ST	DESK	NRP	08/22/2020 07:20:37
✓ 20002579	07/20/2020 22:02	SUPPLEMENTAL-	3569 S CUSHMAN ST	O50	RPT	07/24/2020 10:48:59
✓ 20002579	07/20/2020 21:16	URGENT WELFARE	3569 S CUSHMAN ST	O34	RPT	07/20/2020 22:44:49
✓	07/02/2020 18:42	DISTURBANCE	3569 S CUSHMAN ST	O58	NRP	07/02/2020 19:04:25
	06/28/2020 21:49	10-36	3569 S CUSHMAN ST	O34	WAR	06/28/2020 22:01:45
	06/24/2020 15:59	SI - AOA	3569 S CUSHMAN ST	O58	NRP	06/24/2020 16:03:40
✓ 20002153	06/20/2020 23:59	PAST THEFT - BRAVO	3569 S CUSHMAN ST	O56	RPT	06/21/2020 09:48:53
✓ 20001725 *	05/26/2020 18:40	THEFT OR VEH	3569 S CUSHMAN ST	S11	RPT	05/26/2020 22:24:38
	05/23/2020 11:35	SI - FIELD CONTACT	3569 S CUSHMAN ST	O54	NRP	05/23/2020 11:39:45
✓	05/22/2020 22:17	DISTURBANCE	3569 S CUSHMAN ST	O26	NRP	05/22/2020 23:16:19
	05/03/2020 15:41	SUSPICIOUS VEHICLE	3569 S CUSHMAN ST	O4	NRP	05/03/2020 15:54:47
✓ 20000981	04/22/2020 16:58	SI - FIELD CONTACT	3569 S CUSHMAN ST	O54	NRP	04/22/2020 17:04:53
✓ 20000989	03/26/2020 00:56	SI - FIELD CONTACT	3569 S CUSHMAN ST	S5	RPT	03/26/2020 01:24:45
✓ 20000883	03/15/2020 08:57	WEAPONS INCIDENT	3569 S CUSHMAN ST	O7	RPT	03/15/2020 12:26:50

Total Number of Events Listed: **29**




800 Cushman Street
Fairbanks, AK 99701

Telephone (907)459-6702
Fax (907)459-6710

MEMORANDUM

TO: Mayor Matherly and City Council Members

FROM: D. Danyielle Snider, MMC, City Clerk 

SUBJECT: Application for Marijuana License Transfer of Ownership and Name Change

DATE: April 7, 2021

An application has been received by the State Alcohol and Marijuana Control Office (AMCO) for transfer of ownership for the following marijuana license:

License Type: Retail Marijuana Store, License #**18187**
 DBA: **Chena Cannabis**
 Licensee/Applicant: Chena Cannabis MidTown, LLC
 Physical Location: 188 Bentley Trust Road, Suite A, Fairbanks AK

Corp/LLC Agent:	Address	Phone	Date/State of Incorporation	Good standing?
Chena Cannabis MidTown, LLC Lily Bosshart	PO Box 90138 Anchorage, AK 99509	907-444-3656	12/15/20 – AK	Yes

Member/Officer/Director:	Address	Phone	Title/Shares (%)
Craig Aglietti	8310 Dagan Street Anchorage, AK 99502	907-441-0378	Member / 40%
Lily Bosshart	4621 E 115th Avenue Anchorage, AK 99516	907-444-3656	Member / 40%
Sherry Gilbert	PO Box 58663 North Pole, AK 99705	907-488-0489	Member / 10%
Brandon Gilbert	PO Box 58663 North Pole, AK 99705	907-987-4899	Member / 10%

If **transfer** application, current license information:

Current D.B.A.: The Fairbanks Cut, LLC
 Current Licensee: The Fairbanks Cut, LLC
 Current Location: 188 Bentley Trust Road, Suite A, Fairbanks, AK

Pursuant to FGC Sec. 14-215(a), the Council must determine whether to protest the marijuana license action after holding a public hearing. The City Clerk has complied with the advertising requirement set forth in FGC Sec. 14-214(c)(1).

The Fairbanks Police Department has included a call-out report for the location at 188 Bentley Trust Road, Suite A; calls marked with a checkmark were directly related to the business.

There are no **department-recommended protests** to the transfer of the license.

CITY OF FAIRBANKS PUBLIC SAFETY

Chena Cannabis 188 Bentley Trust Rd Suite A

03/24/2020 - 03/22/2021

Report #	Call Time	Nature	Location	Prime Unit	Disp.	Close Time
	✓ 01/01/2021 03:23	ALARM BURGLARY -	188-A BENTLEY TRUST	S34	FAB	01/01/2021 04:06:45
	✓ 11/27/2020 06:12	ALARM BURGLARY -	188-A BENTLEY TRUST	O19	FAB	11/27/2020 06:27:47
20003427	✓ 09/14/2020 11:46	PAST THEFT - BRAVO	188-A BENTLEY TRUST	O13	RPT	09/14/2020 15:21:13
	09/09/2020 21:53	10-36	188-BLK BENTLEY TRUST	O58	WAR	09/09/2020 22:18:28
	✓ 06/14/2020 18:03	ALARM OTHER -	188-A BENTLEY TRUST	S1	FAB	06/14/2020 18:24:24
	✓ 03/29/2020 19:43	ALARM OTHER -	188-A BENTLEY TRUST	S1	FAB	03/29/2020 20:17:07

Total Number of Events Listed: **6**



Alaska Marijuana Control Board
Marijuana Establishment
Form MJ-17c: License Transfer Application

What is this form?

This form must be used to initiate a transfer of ownership of a marijuana establishment license under 3 AAC 306.045. This transfer application must be completed and submitted to AMCO's main office, along with all necessary supplemental documents and fees listed in **Form MJ-17b: License Transfer Application Checklist**, before a transfer of ownership, including a change that affects the controlling interest of an entity, will be considered by the Marijuana Control Board.

Please note that licensees seeking to change controlling interest of an entity that owns multiple licenses must submit a separate completed copy of this form and the required supplemental documents and fees for each license.

Section 1 - Transferor Information

Enter information for the *current* licensee and licensed establishment.

Licensee:	The Fairbanks Cut, LLC	License Number:	18187
License Type:	Retail Marijuana Store		
Doing Business As:	The Fairbanks Cut, LLC		
Premises Address:	188 Bentley Trust Rd. Suite A		
City:	Fairbanks	State:	Alaska
		ZIP:	99701
Email:	bosshart@dankorage.com		
Local Government:	City of Fairbanks		

- Regular ownership transfer Transfer of controlling interest in the licensed entity

Section 2 - Transferee Information

Enter information for the *new* applicant seeking to be licensed. The business license # should be issued for the DBA listed below, and held by the transferee.

Licensee:	Chena Cannabis Midtown, LLC	Alaska Entity #	10150066
Mailing Address:	P.O. Box 90138		
City:	Anchorage	State:	AK
		ZIP:	99509
Doing Business As:	Chena Cannabis		
Business License #:	2125559	Business Phone:	907-371-1688
Designated Licensee:	Lily Bosshart		
Contact Email:	bosshart@dankorage.com	Phone #	907-444-3656



Form MJ-17c: License Transfer Application

Section 3 - Entity Ownership Information

This section must be completed by any entity, including a corporation, limited liability company (LLC), partnership, or limited partnership, that is applying for a license. Sole proprietors should skip to Section 4. If any entity official is another entity, you must include the AK Entity # of that entity in the Entity Official Name field, attach a separate completed copy of this page that breaks down the ownership information for that entity, and submit the supplemental documents and fingerprint fees listed on Form MJ-17b required for each individual entity official. Entity documents must be submitted for each entity listed on this form.

If more space is needed, please attach additional completed copies of this page.

- If the applicant is a corporation, list each *officer or director, and owner of any of the corporation's stock*.
- If the applicant is a limited liability company, list each *member holding any ownership interest and each manager*.
- If the applicant is a partnership or limited partnership, list each *partner holding any interest and each general partner*.

Entity Official Name:	Craig Aglietti			
Title(s):	Member	Phone:	907-441-0378	% Owned: 40
Email:	craglietti@sssalaska.com			
Mailing Address:	8318 Dagan St.			
City:	Anchorage	State:	AK	ZIP: 99502
Entity Official Name:	Lily Bosshart			
Title(s):	Member	Phone:	907-444-3656	% Owned: 40
Email:	lbosshart@dankorage.com			
Mailing Address:	4621 E 115 th Ave			
City:	Anchorage	State:	AK	ZIP: 99516
Entity Official Name:	Sherry Gilbert			
Title(s):	Member	Phone:	907-488-0489	% Owned: 10
Email:	sgilbert@gci.net			
Mailing Address:	PO Box 58663			
City:	North Pole	State:	AK	ZIP: 99705
Entity Official Name:	Brandon Gilbert			
Title(s):	Member	Phone:	907-987-4899	% Owned: 10
Email:	bg.arcticgreenery@gmail.com			
Mailing Address:	PO Box 58663			
City:	North Pole	State:	AK	ZIP: 99705
Entity Official Name:				
Title(s):		Phone:		% Owned:
Email:				
Mailing Address:				
City:		State:		ZIP:



Form MJ-17c: License Transfer Application

Section 4 - Other Licenses

Ownership and financial interest in other marijuana establishments: Yes No

Does any representative or owner named as a transferee in this application have any direct or indirect financial interest in any other marijuana establishment that is licensed in Alaska?

If "Yes", disclose which individual(s) has the financial interest, which license number(s), and license type(s):
Lily Bosshart - 50% #10306 Sherry Gilbert, 51%, #11000 & 51% #10286
Craig Aglietti - 50% #10306 Brandon Gilbert 49%, #11000 & 49% #10286

Section 5 - Authorization

Communication with AMCO staff: Yes No

Does any person other than a licensee named in this application have authority to discuss this license with AMCO staff?

If "Yes", disclose the name of the individual and the reason for this authorization:

Section 6 - Transferee Certifications

Read the line below, and then sign your initials in the box to the right of the statement: Initials

- I certify that all proposed licensees (as defined in 3 AAC 306.020) have been listed on this application.
- Completed copies of all required documents and fees listed on Form MJ-17b are attached to this form.
- I certify that I understand that providing a false statement on this form or any other form provided by AMCO is grounds for rejection or denial of this application or revocation of any license issued.
- I agree to provide all information required by the Marijuana Control Board in support of this application.

As an applicant for a marijuana establishment license, I declare under penalty of unsworn falsification that I have read and am familiar with AS 17.38 and 3 AAC 306, and that this form, including all accompanying schedules and statements, is true, correct, and complete.

Signature of transferee
Lily Bosshart
Printed name of transferee

DARIEN LOPEZ
Notary Public
State of Alaska
My Commission Expires Jan 18, 2022

Notary Public in and for the State of Alaska.
My commission expires: 01-18-22

Subscribed and sworn to before me this 10th day of Feb, 2021.



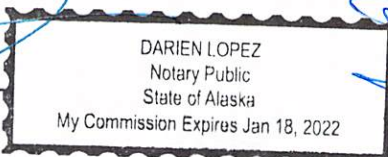
Form MJ-17c: License Transfer Application

Section 7 – Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

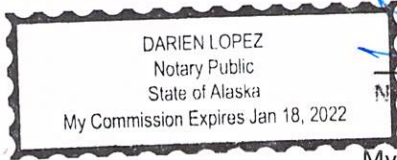
I declare under penalty of unsworn falsification that the undersigned represents a **controlling interest** of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) approve of the transfer of this license, and that the information on this form is true, correct, and complete.

[Signature]
 Signature of transferor
Craig Aglietti
 Printed name of transferor



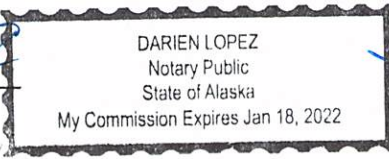
[Signature]
 Notary Public in and for the State of Alaska.
 My commission expires: 01.18.22
 Subscribed and sworn to before me this 10th day of Feb, 2021.

[Signature]
 Signature of transferor
Lily Bosshart
 Printed name of transferor



[Signature]
 Notary Public in and for the State of Alaska.
 My commission expires: 01.18.22
 Subscribed and sworn to before me this 10th day of Feb, 2021.

[Signature]
 Signature of transferor
Brad Bosshart
 Printed name of transferor



[Signature]
 Notary Public in and for the State of Alaska.
 My commission expires: 01.18.22
 Subscribed and sworn to before me this 10th day of Feb, 2021.

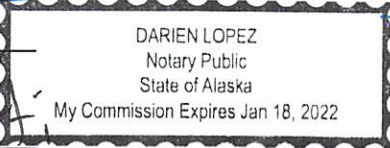


Section 7 - Transferor Certifications

Additional copies of this page may be attached, as needed, for the controlling interest of the current licensee to be represented.

I declare under penalty of unsworn falsification that the undersigned represents a controlling interest of the current licensee. I additionally certify that I, as the current licensee (either the sole proprietor or the controlling interest of the currently licensed entity) approve of the transfer of this license, and that the information on this form is true, correct, and complete.

Signature of transferor: [Handwritten Signature]
Printed name of transferor: Stephanie Aglietti



Signature of Notary: [Handwritten Signature]
Notary Public in and for the State of Alaska.
My commission expires: 01.18.22
Subscribed and sworn to before me this 10th day of Feb, 2021.

Signature of transferor
Printed name of transferor

Notary Public in and for the State of Alaska.
My commission expires:

Subscribed and sworn to before me this ___ day of ___, 20__.

Signature of transferor
Printed name of transferor

Notary Public in and for the State of Alaska.
My commission expires:

Subscribed and sworn to before me this ___ day of ___, 20__.


MEMORANDUM

City Clerk's Office

D. Danyielle Snider, City Clerk

Date: March 23, 2021

To: Mayor Matherly and City Council Members

From: D. Danyielle Snider, MMC, City Clerk 

Re: Denial of Application for New City of Fairbanks Chauffeur License – Richard Walsh-Nathaniel

Attached is a copy of **Richard Walsh-Nathaniel's** application for a new City of Fairbanks Chauffeur License. The Clerk's Office has denied this request for licensure pursuant to FGC Section 86-77(a)(7), attached. Please refer to page two of the application for licensure where Mr. Walsh-Nathaniel responded affirmatively to the question regarding burglary, felony theft, fraud, or embezzlement convictions within the past 4 years (for misdemeanors) or 8 years (for felonies). Please also see the criminal charge history report which indicates that on December 3, 2019, Mr. Walsh-Nathaniel was convicted of Theft 2 – Value \$750-\$24,999 (a Class C Felony).

Also attached is FGC Section 86-95 outlining the appeal process for denied Chauffeur applicants. When Mr. Walsh-Nathaniel was informed of the option to appeal the decision of the City Clerk to the City Council, he requested to be placed on this agenda for your consideration.

If you have any questions, please contact me at 459-6774.

Attachments: Request for Appeal Form
Chauffeur Application Packet
Court View Criminal History
FGC Sec. 86-77
FGC Sec. 86-95

Visit us on the web at www.fairbanksalaska.us



City of Fairbanks

Office of the City Clerk

800 Cushman Street

Fairbanks, AK 99701

(907)459-6715

Fax (907)459-6710

REQUEST FOR APPEAL FORM

DATE: MARCH 18, 2021

TO: D. Danyielle Snider, CMC, City Clerk

FROM: Richard Walsh-Nathaniel
(Please Print)

RE: Request for Appeal Hearing

Please consider this document a request for an APPEAL HEARING before the Fairbanks City Council in regard to the denial of my occupational license application. I can be present at the City Council Meeting scheduled for:

Monday, April 12th, 2021 at 6:30 p.m.

(Meetings are held in the Council Chambers located at 800 Cushman Street, 2nd Floor)

By signing below, I understand that the information and supporting documentation contained in my application will be copied and provided to the Fairbanks City Council. I understand that there will be a hearing, on the above date, at which time the Council will discuss my appeal. I understand that the hearing may be reproduced electronically, digitally, and/or transmitted over the air waves. I understand that I have no right to expect privacy of the records or information contained in my application, or of any discussions that may occur during the public hearing.

Richard Walsh-Nathaniel

Acknowledgement by Applicant

RECEIVED

Official Use Only: Clerk's Initials: CS

Date Received: MAR 18 2021

Visit us on the web at www.fairbanksalaska.us

City Clerks Office



CITY OF FAIRBANKS

666102

(DATE STAMP)

CHAUFFEUR LICENSE APPLICATION

800 Cushman Street, Fairbanks, AK 99701
(907) 459-6702 | cityclerk@fairbanks.us

TYPE OF LICENSE: NEW RENEWAL

FEES DUE/COLLECTED: no income

Name: <u>Richard Walsh-Nathaniel</u>	Other Name(s) Used:	Year(s) of Name Change:
Physical Address: [REDACTED]	Home Phone: [REDACTED]	
City, State, Zip: <u>Fairbank, AK, 99701</u>	Work/Cell Phone: <u>↓</u>	
Mailing Address: [REDACTED]	AK Driver's License No: [REDACTED]	
City, State, Zip: <u>Fairbanks, AK, 99701</u>	E-mail Address: [REDACTED]	
Date of Birth: [REDACTED]	SSN: [REDACTED]	Place of Birth: [REDACTED]

Application Requirements

\$75.00 Non-Refundable Application Fee for New Applications and Renewals
\$100.00 Biennial License Fee for New Applications and Renewals
Complete Application, Including Authorization to Obtain Criminal History/Driving Records
Copy of Current State of Alaska Driver's License

Length of Residency

Length of Alaska Residency in Consecutive Years 24 Length of FNSB Residency in Consecutive Years 29

If you are not a FNSB resident, where do you currently hold residency? _____ How long? _____

Previous Address(es)

Previous City and State of residence, other than Fairbanks, for the past 8 years:

<u>NA</u>	From: _____	To: _____
<u>N/A</u>	From: _____	To: _____
<u>N/A</u>	From: _____	To: _____

Employment

Cab Company Applying To or Employed By: Alaska Cab

Address: _____

Date Employment Began or Will Begin: 3/19/21 Phone: 458 2222

Record of Conviction(s)		
PLEASE ANSWER YES OR NO TO THE FOLLOWING QUESTIONS		
Within the past 24 months, have you had a conviction for any of the following?	YES	NO
<input type="checkbox"/> Any offense which resulted in the suspension or revocation of your driver's license?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Reckless or negligent driving?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Driving while license is canceled, suspended, revoked or in violation of a limitation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Within the past 5 years (or within the past 8 years if a felony conviction), have you received a conviction for either of the following?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Driving a vehicle while intoxicated?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Refusing to submit to a chemical test as defined in AS 28.35.032?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Within the past 8 years have you had a felony conviction or within 4 years a misdemeanor conviction for any of the following?		
<input type="checkbox"/> Prostitution or promotion of prostitution?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Any offense involving a controlled substance under AS Title 11, Chapter 71 or the laws of another jurisdiction having substantially similar elements?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Assault?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/> Burglary, felony theft, fraud or embezzlement?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> Any sexual offense?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Any homicide or assault involving operation of a motor vehicle?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<input type="checkbox"/> Two separate felony convictions of any type?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Are you subject to the registration requirement of AS 12.63 (sex offender or kidnapper)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Do you have any delinquent City criminal or traffic fines or fees?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
<p>An Answer of YES to any of the above questions regarding your criminal history and/or driving record is grounds for denial of a Chauffeur License. Please explain on a separate sheet of paper any convictions that meet the look-back criteria as noted above; including charges, places, dates, and sentences imposed. An Applicant may have the right to appeal a denial by the City Clerk after submission of a completed application and payment of the application fee. An Appeal Form can be obtained at the City Clerk's Office. See FGC Section 86-95 to determine if you are eligible for an appeal.</p>		
Citizenship Status		
<p>Are you a citizen of the United States? <u>Yes</u> Can you be lawfully employed in the United States? <u>Yes</u></p> <p style="text-align: center;">**Employment Eligibility Verification Documents are required at the time of application**</p>		

The Fairbanks General Code (FGC) is attached to this application for your convenience, but is the responsibility of the applicant to understand and comply with the requirements. By signing the Oath below, the applicant acknowledges having read and understood FGC Secs. 86-76 through 86-96. Questions regarding the responsibilities of the applicant should be asked prior to issuance of the license.

Please make all necessary copies for your records before submission of your application to the City Clerk's Office. There will be a per page charge for any copying requested in accordance with FGC Sec. 2-775. Thank you in advance for your cooperation.

The City Clerk's Office may require 24 hours to process applications and does not accept licensing applications after 4:00 PM. Hours of operation are Monday through Friday, 8:00 AM to 5:00 PM. The City of Fairbanks observes national and state holidays.

**Applicant's Statement for Chauffeur License and Authorization
Statement for Criminal History and Driving Record Check**

I, Richard Walsh-Nathaniel, being first duly sworn, depose and state that I am the individual making application for licensure and that the answers to the foregoing questions and other statements contained herein are true and complete to the best of my knowledge. I understand that any materially false information provided on or with this application may be grounds for revocation, suspension or denial of a license.

I **certify** that I am at least 21 years of age or older; that I can read, write, and speak the English language; that I am not addicted to the use of intoxicants or narcotics; that I have been a resident within the Fairbanks area for a minimum of 30 days immediately prior to this application, that I am not subject to the registration requirements of AS 12.63 (sex offender or kidnapper); that I have read and understand FGC Sections 86-76 through 86-96; and that I understand the requirements for licensure.

Further, I hereby authorize the City of Fairbanks to verify the information contained herein, including information pertaining to any charges and/or convictions I may have had for violation of municipal, county, state or federal laws. This information may include, but may not be limited to, allegations regarding and convictions for crimes committed upon minors. I understand that this information will be gathered from any law enforcement agency of this state or any state or federal government, or from third-party providers of information originally obtained from law enforcement or court records.


As an applicant for a chauffeur license, I hereby attest to the truthfulness of the representations I have made. Except as I have disclosed, I have not been found guilty of, or entered a plea of nolo contendere or guilty to any offense.

I understand that I must be truthful and, if any statement I have made is found to be false, I will be denied the license for which I am making application.

Richard Walsh-Nathaniel 3/18/21
Signature of Applicant Richard Walsh-Nathaniel Date

Sworn to before me this 16 day of March, 2021.

[Signature]
Notary Public for the State of Alaska
My Commission Expires: with my office

STATE OF ALASKA
NOTARY PUBLIC
Rochelle L. Rodak 
My Commission Ends with My Office

Administrative Use Only

Approved By:	Date:
Denied By: <u>Rochelle Rodak</u>	Date: <u>3/18/21</u>
Reason for Denial: <u>Felony theft 2019</u>	

For additional information and/or forms, please visit the City of Fairbanks website at www.fairbanksalaska.us.

Party Charge Information

Walsh-Nathaniel, Richard Rion - Defendant

Charge # 1: FGC4681 - Violation (Non-Criminal) FGC46-81: Curfew For Minors-1st Offense

Original Charge
FGC4681 FGC46-81: Curfew For Minors-1st Offense (Violation (Non-Criminal))
Indicted Charge
Amended Charge
DV Related?
Modifiers
Stage Date 11/08/2013

Ticket # FAIZP00310629
Tracking #
Offense Location
Date of Offense 08/10/2013

Party Charge Disposition
Disposition Date Disposition
11/12/2013 Default Judgment (ELC Process Only)

Party Charge Information

Walsh, Richard - Defendant

Charge # 1: AS2822019-V1 - Minor Off per Bail or Fine Schedule (Non-Criminal) AS28.22.019: Proof Of Insurance To Be Carried And

Original Charge
AS2822019-V1 AS28.22.019: Proof Of Insurance To Be Carried And (Minor Off per Bail or Fine Schedule (Non-Criminal))
Indicted Charge
Amended Charge
DV Related?
Modifiers
Stage Date 10/21/2015

Ticket # ANFEE00001410319
Tracking #
Offense Location
Date of Offense 08/22/2015

Party Charge Disposition
Disposition Date Disposition
01/04/2016 Default Judgment (ELC Process Only)

Party Charge Information

Walsh-Nathaniel, Richard Rion - Defendant

Charge # 1: AS1146360A1 - Class A Misdemeanor AS11.46.360(a)(1): Vehicle Theft 1-Take Veh, Air Or Wtrcrt

Original Charge
AS1146360A1 AS11.46.360(a)(1): Vehicle Theft 1-Take Veh, Air Or Wtrcrt (Class C Felony)
Indicted Charge
Amended Charge
AS1146360A1 AS11.46.360(a)(1): Vehicle Theft 1-Take Veh, Air Or Wtrcrt (Class A Misdemeanor)
DV Related? No
Modifiers Attempt
Stage Date 01/26/2018

ATN # 109866688
Tracking # 001
Offense Location Fairbanks
Date of Offense 08/22/2017

Party Charge Disposition
Disposition Date Disposition
01/26/2018 Guilty Conviction After Guilty Plea

Party Charge Information

Walsh-Nathaniel, Richard Rion - Defendant

Charge # 1: AS1146130A1-V3 - Class C Felony AS11.46.130(a)(1): Theft 2-Value \$750-\$24,999

Original Charge
AS1146130A1-V3 AS11.46.130(a)(1): Theft 2-Value \$750-\$24,999 (Class C Felony)
Indicted Charge
AS1146130A1-V3 AS11.46.130(a)(1): Theft 2-Value \$750-\$24,999 (Class C Felony)
Amended Charge
DV Related? No
Modifiers None
Stage Date 03/28/2018

ATN # 115089633
Tracking # 001
Offense Location Fairbanks
Date of Offense 11/16/2017

Party Charge Disposition
Disposition Date Disposition
12/03/2019 Guilty Conviction After Guilty Plea

Walsh-Nathaniel, Richard Rion - Defendant

Charge # 2: AS1146285B2-V5 - Class C Felony AS11.46.285(b)(2): Fraud use Access Device-\$750-\$24,999

Original Charge
AS1146285B2-V5 AS11.46.285(b)(2): Fraud use Access Device-\$750-\$2 (Class C Felony)
Indicted Charge
AS1146285B2-V5 AS11.46.285(b)(2): Fraud use Access Device-\$750-\$24,999 (Class C Felony)
Amended Charge
DV Related? No
Modifiers None
Stage Date 03/28/2018

ATN # 115089633
Tracking # 002
Offense Location Fairbanks
Date of Offense 11/16/2017

Party Charge Disposition
Disposition Date Disposition
12/03/2019 Dismissed by Prosecution (CrR43(a)(1))

Walsh-Nathaniel, Richard Rion - Defendant

Charge # 3: AS1146505a1 - Class C Felony AS11.46.505(a)(1): Forgery 2-Legal Documents

Original Charge
AS1146505a1 AS11.46.505(a)(1): Forgery 2-Legal Documents (Class C Felony)
Indicted Charge
AS1146505a1 AS11.46.505(a)(1): Forgery 2-Legal Documents (Class C Felony)
Amended Charge
DV Related? No
Modifiers None
Stage Date 03/28/2018

ATN # 115089633
Tracking # 003
Offense Location Fairbanks
Date of Offense 11/16/2017

Party Charge Disposition
Disposition Date Disposition
12/03/2019 Dismissed by Prosecution (CrR43(a)(1))

Sec. 86-77. - Application for chauffeur's license.

- (a) All applications for issuance or renewal of a chauffeur's license must be made upon forms provided by the city clerk and submitted to the city clerk for review. All applicants must meet the following requirements:
- (1) Must be 21 years of age or older and furnish proof if requested.
 - (2) Must be able to read, write and speak the English language.
 - (3) Must have a current Alaska State Driver's License.
 - (4) Must not have any delinquent city criminal or traffic fines or fees.
 - (5) Must not have had their driver's license suspended or revoked within two years of the date of application.
 - (6) Must not have had a conviction within 24 months of:
 - a. Reckless or negligent driving;
 - b. Driving while license is canceled, suspended, revoked, or in violation of a limitation.
 - (7) Except as otherwise provided in this subsection, the applicant must not have had a felony conviction within eight years or a misdemeanor conviction within four years of:
 - a. Prostitution or promotion of prostitution;
 - b. Any offense involving a controlled substance under AS Title 11, Chapter 71 or the laws of another jurisdiction having substantially similar elements;
 - c. Any felony or misdemeanor assault;
 - d. Burglary, felony theft, fraud or embezzlement;
 - e. Any sexual offense;
 - f. Any homicide or assault involving operation of a motor vehicle;
 - g. Two separate felony convictions of any type;
 - h. Driving a vehicle while intoxicated within five years or within eight years for a felony conviction;
 - i. Refusal to submit to a chemical test as defined in AS 28.35.032 within five years or within eight years for a felony conviction.
 - (8) The applicant must not be addicted to the use of intoxicants or narcotics.
 - (9) The applicant must not be a sex offender or kidnapper subject to the registration requirements of AS Title 12, Chapter 63.
 - (10) The applicant must be a citizen of the United States or prove they can be lawfully employed in the United States.
- (b) The city clerk's office will procure an online criminal history report for each applicant, the cost of which will be included in the chauffeur license application fee in the city schedule of fees and charges for services.

Sec. 86-95. - Appeals.


- (a) An individual whose application for a chauffeur's license has been denied or whose chauffeur's license has been suspended or revoked may appeal such denial, suspension, or revocation.
- (b) Appeals involving factual or clerical errors must first be appealed to the city clerk who will review the matter and, if appropriate, reverse the license denial, suspension, or revocation.
- (c) The city council may consider appeals of an individual whose chauffeur's license application has been denied or whose chauffeur's license has been suspended or revoked. The city council may, for good cause, waive compliance with the requirements of this chapter, except that the city council will not consider an appeal if the reason is for a conviction for a sexual offense, a felony drug offense, driving while intoxicated or refusal, or if the applicant has more than one conviction for offenses listed in section 86-77(a)(7)(a)—(i) within the time indicated.
- (d) In considering whether to grant an appeal, the council may consider whether the applicant:
 - (1) Has made significant efforts at rehabilitation, including successful completion of any court-ordered treatment program; applicant must provide a copy of a certificate showing completion of the recommended program. If the denial was based upon conviction for a crime involving domestic violence, as defined under Alaska Law, the applicant must provide a certificate of completion of a program for rehabilitation of perpetrators of domestic violence that is approved by the State of Alaska Department of Corrections.
 - (2) Has successfully completed any period of probation.
 - (3) Has made positive contributions to society in general.



MEMORANDUM

City Clerk's Office

D. Danyielle Snider, City Clerk

TO: Mayor Matherly and City Council Members
FROM: D. Danyielle Snider, MMC, City Clerk 
SUBJECT: Appeal of Abatement Costs, 33 Timberland Drive
DATE: April 6, 2021

Attached is a copy of a letter from Ms. Bernadette O'Driscoll, owner of the property located at 33 Timberland Drive. Ms. O'Driscoll indicated in the letter that she is not satisfied with the Council's decision to place a lien against her property and that she does not accept the charges.

The 2015 City of Fairbanks Abatement Code, Section 906 – Contest, states that “Any action to contest the council's action under Sections 904 or 905 must be commenced within 30 days.” The date of the Council's action to approve the charges and create a lien against the property was February 22. Ms. O'Driscoll's letter of contest, dated March 3 and received March 12, is within the 30-day period.

In the March 3 letter from Ms. O'Driscoll, she also requested that the City disclose costs for the abatement of similar properties. I responded to the inquiry by providing her with the following list of abatements and the approved costs for each one the Council has considered within the past six years. In each case, the Council authorized a lien against the property in the full amount.

- 2015 – 2022 Rickert Street in the amount of \$34,947.15
- 2016 – 833 23rd Avenue in the amount of \$7,369.80
- 2018 – 124 2nd Avenue in the amount of \$18,387.84
- 2018 – 252 Minnie Street in the amount of \$33,723.00

Ms. O'Driscoll also inquired in her March 3 letter as to why she was not offered the option of a controlled burn of the property by the City for training purposes. I reached out to Fire Chief Chambers, and he stated that the Fire Department has not conducted an acquired structure training burn in over 15 years (to his knowledge) because of the difficulty in obtaining the required DEC permits. He stated that the requirements for the property owner to abate the hazards of lead paint, asbestos, and any product that produces black smoke can be costly and overwhelming. This information was also included in my response to Ms. O'Driscoll on March 16.

On March 8, a lien in the amount of \$36,168 was filed by the City of Fairbanks against the property located at 33 Timberland Drive. The existing Abatement Code does not set forth a process for contestation. Ms. O'Driscoll has been notified via email and certified mail of the date of the hearing of her appeal in a letter from the City Clerk dated March 16. She has been advised that if the outcome of her appeal to the Council is unsatisfactory, she may further appeal to the State of Alaska Superior Court.

If the Council wishes to grant the appeal by changing or negating its prior actions concerning the property abatement, a motion is required to do so.



CITY OF FAIRBANKS

Office of the City Clerk
800 CUSHMAN STREET
FAIRBANKS, ALASKA 99701-4615
OFFICE: 907-459-6702
FAX: 907-459-6710
dsnider@fairbanks.us

February 25, 2021

Bernadette O'Driscoll
Curraduff Camp
Tralee, County Kerry
Ireland

Re: 33 Timberland Drive
Tax Lot 6, Block 1, Timberland Subdivision
Notice of City Council Action, Abatement Costs and Method of Recovery

Dear Ms. O'Driscoll:

On Monday, February 22, 2021, the Fairbanks City Council voted to approve the cost report for the abatement at 33 Timberland Drive in the amount of \$36,168. The Council then voted to create a lien against the property in the amount of \$36,168.

Per Section 906 of the City of Fairbanks Abatement Code, any action to contest the Council's decision in regard to this abatement and recovery of costs must be commenced within 30 days. A copy of Chapters 8 and 9 of the City of Fairbanks Abatement Code is attached for your reference.

Sincerely,

A handwritten signature in blue ink, appearing to read "D. Danyielle Snider".

D. Danyielle Snider
Fairbanks City Clerk

Cc: Jim Matherly, City Mayor
Clem Clooten, Building Official
Jeff Jacobson, Public Works Director
Paul Ewers, City Attorney
Abatement file

Encl: City of Fairbanks Abatement Code Chapters 8 and 9

CURRADUFF, CAMP,
TRALEE, Co. Kerry.
Mar. 3 '21.

CITY OF FAIRBANKS
To Whom It May Concern:

Re: letter of Feb. 25, '21. (7, Timberland)

I am astounded at the cost you're levying against me for removal of my beloved home at 7, Timberland DR. A witness told me ye were all done in half a day. How can ye justify charge of \$36,000?? (or \$9,000 per hr)

* More importantly, when I received your letter about Council meeting, it did not mention demo.

I then called my contact in Fairbanks to learn my home was already levelled - I was in shock, as I did my best to save my beloved home (or remains of it), & had in place somebody who would demolish it (when I was forced to do so), at a cost of \$10,000 ~~\$12,000~~.

Your charges are totally unreasonable to everyone in this business I've spoken to. I, also, do not accept these charges.

* In this Lockdown (Covid) post persons sign for your mail & don't notify us.

I was disappointed, totally, to see a tie in decision to penalize me (Council meeting),

then Mahealy breaking the tie in the City's favour ??

Also, Therrien (whom I supported all the way to office) voted against me?? I've always felt there was something personal w/my dealings with one particular member of City.

I've had problems for several years with street people (my house was Robbed on 3 occasions), trespassing, threatening my dogs, thrashing my property w/ needles & human waste, alcohol bottles. In all this, I got no help from the City, & am very unhappy with their solution: demolish my home & levy an exorbitant fee against me.

I now request a disclosure of similar properties (who was charged, what cost, & who was not). I am also aware you do controlled burying of properties (for training purposes), why was I not offered this option??

I'm very unhappy with your ruling against me, & now request JUSTICE in all of this. Trusting you will do the right thing by me.

Sincerely,
Bernadette P. O'Riordan

How is this fair??

On cleaning out my home & property in 2016, I found 9 or 10 photo I.D.'s in house. I feel it would have been FAIR to TAKE their P.O.D.'s & put monies towards the DAMAGE those people caused my property. (I GAVE these to Police).

Finally, I have no savings & live from month to month on pension, so see no way of paying the exorbitant amount of \$36,000 + added interest of 20%, no less!! This prospect is now affecting my health, & I have been prescribed medication for anxiety.

It seems to me the City has wanted my property for many years now (don't know why), but they have been threatening me for a long time, even when I lived there. They did nothing to rid my corner of vagrants.

I am hoping (& praying) that you will see the injustice of your decision on this matter, & reverse it. (I was counting on paying old bills with the proceeds of this property).

Sincerely,

(BERNADETTE P. O'DRISCOLL) Bernadette P. O'Driscoll



CITY OF FAIRBANKS

Office of the City Clerk
800 CUSHMAN STREET
FAIRBANKS, ALASKA 99701-4615
OFFICE: 907-459-6702
FAX: 907-459-6710
dsnider@fairbanks.us

March 16, 2021

Bernadette O'Driscoll
Curraduff Camp
Tralee, County Kerry
Ireland

Certified Letter No. 7013 2250 0000 8607 5732

Re: 33 Timberland Drive
Tax Lot 6, Block 1, Timberland Subdivision
Receipt of Contestation and Response to Inquiries by Property Owner

Dear Ms. O'Driscoll:

In your letter sent via email on March 12, 2021, you requested that the City disclose costs for the abatement of similar properties. Besides the abatement at 33 Timberland Drive, below is a list of all abatements and recovery of costs for those abatements the City Council has considered within the past six years. In each case, the City Council authorized a lien against the property in the full amount.

- 2015 – 2022 Rickert Street in the amount of \$34,947.15
- 2016 – 833 23rd Avenue in the amount of \$7,369.80
- 2018 – 124 2nd Avenue in the amount of \$18,387.84
- 2018 – 252 Minnie Street in the amount of \$33,723.00

As to your inquiry regarding the City's controlled burning of properties for training purposes, I reached out to the City Fire Chief Tod Chambers to get more information. Here is Chief Chambers' response:

The department has not conducted an acquired structure training burn in over 15 years to our best recollection. It is difficult to get the required DEC permits, especially with our air quality restrictions. The requirements for the property owner to abate the hazards from lead paint, asbestos, and any product that produces black smoke can be costly and overwhelming. The time sent chasing all the details usually isn't worth the effort. We rely on our training facility and burn prop for training, and will keep to that plan for future training as well.

It appears from your correspondence received by the City on March 12 that you wish to contest the Council's decision per City of Fairbanks Abatement Code Section 906 (attached) which states, "Any action to contest the council's action under Sections 904 or 905 must be commenced within 30 days."

I will forward your March 12 correspondence to the City Council, and the Council will hear your appeal at its Regular Meeting on Monday, April 12, 2021 starting at 6:30 p.m. Alaska time. Due to the COVID-19 pandemic, remote participation by citizens at City Council Meetings is permitted. If you wish to participate remotely via Zoom, visit <https://www.fairbanksalaska.us/citycouncil/page/stay-connected-city-council> to learn more about how to do so.

If the outcome of that appeal is unsatisfactory to you, you may further appeal to the State of Alaska Superior Court. Such an appeal would have to be filed within 30 days from the date of the Council's decision.

If you have any questions regarding this notice or anything further to add to the contestation of the Council's decision, please contact me at (907) 459-6774 or at dsnider@fairbanks.us.

Sincerely,



D. Danyielle Snider
Fairbanks City Clerk

Cc: Jim Matherly, City Mayor
Clem Clouten, Building Official
Jeff Jacobson, Public Works Director
Paul Ewers, City Attorney
Abatement file

ORDINANCE NO. 6150

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
SECTION 46-80, DRINKING IN PUBLIC, TO MAKE THE
RESTRICTION CITYWIDE**

WHEREAS, Fairbanks General Code Sec. 46-80 has not been updated in over 20 years, and subsections (a)(1) and (a)(2) contain repetitive language; and

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. That Fairbanks General Code Section 46-80. Drinking in public, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

Sec. 46-80. Drinking in public.

~~—(a) A person commits the offense of drinking in public if, within the downtown area, he~~ **they**

~~(1) — Drinks any alcoholic beverage on the public streets, sidewalks, alleys, parks, or other public places in the downtown area; or~~

~~(2) — Drinks any alcoholic beverage on or in any public place which is not covered by a license issued under the provisions of AS Title 4, which permits the sale and consumption of alcoholic beverages on the premises.~~

~~(b) As used in this section, “downtown area” means the area of the city bounded by Cowles Street from Frist Avenue south to Airport Way, Airport Way east to the Steese Expressway, the Steese Expressway north to Third Street, Third Street west to Minnie Street, Minnie Street west to Illinois Street, Illinois Street south to Phillips Field Road, Phillips Field Road west to Pioneer Road, then south on a line extended from the intersection of Pioneer Road and Phillips Field Road across the Chena River to First Avenue, and then east on First Avenue to Cowles Street.~~

Section 2. That the effective date of this Ordinance shall be the ____ day of April 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

ORDINANCE NO. 6151

**AN ORDINANCE AMENDING FAIRBANKS GENERAL CODE
SECTION 14-213, RESTRICTIONS ON MARIJUANA
ESTABLISHMENTS**

WHEREAS, the State of Alaska Marijuana Control Board has adopted regulations to allow an onsite consumption endorsement for retail marijuana stores; and

WHEREAS, State regulation 3 AAC 306.060 specifies that a local government may protest an application for a new onsite consumption endorsement or the renewal of an onsite consumption endorsement in the same manner as other marijuana establishment licenses; and

WHEREAS, modifying the language in Fairbanks General Code Sec. 14-213(a) will make it clearer that onsite consumption is allowed in the City if authorized and regulated by the State of Alaska.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. That subsection (a) of Fairbanks General Code Section 14-213. Restrictions on marijuana establishments, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~strikethrough~~ font]:

Sec. 14-213. Restriction on marijuana establishments.

(a) ~~No~~ **Onsite** consumption of marijuana at any marijuana establishment is allowed in the city; **only as** ~~unless~~ authorized by state law and regulated by the alcohol and marijuana control office.

Section 2. That the effective date of this Ordinance shall be the ____ day of April 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

ORDINANCE NO. 6152

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE III
INTERNATIONAL BUILDING CODE, BY ADOPTING THE 2018
INTERNATIONAL BUILDING CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Building Code and the local amendments thereto and recommends adoption of the 2018 International Building Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission,

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article III is hereby repealed and re-enacted as follows:

ARTICLE III. INTERNATIONAL BUILDING CODE

Sec. 10-66. Adoption.

The International Building Code 2018 Edition as published by the International Code Council is hereby adopted by the City of Fairbanks.

Sec. 10-67. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Building Code is hereby adopted. Copies of the Local Amendments to the 2018 International Building Code will be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. The effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Building Code

(Adopted by Ordinance No. 6152)

The 2018 International Building Code is amended as follows:

Chapter 1 Scope and Administration. Delete this chapter, except for Sections 101.2 and 101.2.1, and replace with the City of Fairbanks Administrative Code.

Section 101.2.1 Appendices. Amend this section to read as follows: Appendices E and H are hereby adopted.

Section 202 Definitions. Create the following new definitions:

Adaptable. The ability of certain building spaces and elements, such as kitchen counters, sinks, and grab bars, to be added or altered so as to accommodate the needs of either disabled or non-disabled persons, or to accommodate the needs of persons with different types or degrees of disability.

Conventional Industry Tolerances. Plus or minus ½ inch up to 36 inches and plus or minus 1 percent over 36 inches. Slopes may be plus or minus 1 percent.

Family Child Care Home. A licensed facility that is located within a single-dwelling unit dwelling in which personal care services are provided by the owner or tenant that normally occupies the residence on a twenty-four hour basis.

Water Dispenser. A plumbing fixture that is connected to the potable water distribution system of the premises and manually controlled by the user for the purpose of dispensing potable drinking water into a receptacle such as a cup, glass, or bottle. Or, a freestanding apparatus that is manually controlled by the user for the purpose of dispensing potable water into a receptacle which is not connected to the potable water distribution system and supplied with potable water from a container, bottle, or reservoir.

Section 202 Definitions. Delete the following definitions and replace as follows:

Foster Care Facilities. Facilities that provide care on a 24-hour basis to more than five children 2 ½ years of age or less, including children related to the staff, shall be classified as Group I-2.

Nursing homes. Facilities that provide care, including both intermediate care facilities and skilled nursing facilities, serving more than two persons and any of the persons are incapable of self-preservation.

Townhouse. A single-family dwelling unit constructed in a group of two or more attached units in which each unit extends from foundation to roof and with a yard or public way on at least two sides. Each townhouse shall be considered a separate building as recognized by a recorded lot line between such units. Each townhouse unit shall be provided with separate water, sewer, heating, and electrical services.

Section 305.2 Group E, day care facilities. Revise this section as follows:

This group includes buildings and structures or portions thereof occupied by more than five children older than 2½ years of age, including children related to the staff, who receive educational, supervision, or personal care services for fewer than 24 hours per day.

Section 305.2.3 Delete this section and replace as follows:

Section 305.2.3 Family child care homes.

Family child care homes operating between the hours of 6:00 am and 10:00 p.m. may accommodate a total of twelve children, provided that no more than 5 children are under the age of 2 ½ years. Family child care homes as defined are classified as an (R3) occupancy and shall comply with section 907.2.10 (smoke alarms), section 915 (carbon monoxide detection) and section 1030 (emergency escape and rescue openings) for napping and sleeping rooms. Fire extinguishers shall be provided in accordance with the International Fire Code.

Section 305.3 Day Care Hours of Operation. Create a new section title to read as follows:

Day care hours of operation. A Day Care that operates between the hours of 10:00 p.m. and 6:00 a.m. shall be equipped with an approved automatic sprinkler system throughout, designed and installed in accordance with NFPA Standard 13 or equivalent system as approved by the Fire Chief. An approved emergency escape or rescue window meeting the requirements of IBC Section 1030 shall be provided in each sleeping or napping room. Smoke alarms and carbon monoxide detection shall be installed in accordance with sections 907.2.10 and 915. Fire extinguishers shall be provided in accordance with the International Fire Code. A Family Child Care Home that operates between the hours of 10:00 p.m. and 6:00 a.m. shall be equipped with an approved automatic sprinkler system throughout, designed and installed in accordance with NFPA Standard 13D or equivalent system as approved by the Fire Chief.

Section 308.2 Institutional Group I-1. Delete sections 308.2.3 and 308.2.4 and replace with the following:

Section 308.2.3 Three to 16 persons receiving custodial care. A facility housing more than 2 persons and no more than 16 persons receiving custodial care shall be classified as a Group R-4.

Section 308.2.4 Fewer than 3 persons receiving custodial care. A facility with fewer than 3 persons receiving custodial care shall be classified as a Group R-3 or shall comply with the International Residential Code, as amended by the City of Fairbanks.

Section 308.3 Institutional Group I-2. Revise the first sentence of this section to read as follows:

Institutional Group I-2 occupancy shall include buildings and structures used for medical care on a 24-hour basis for more than two persons who are incapable of self-preservation.

Section 308.3 Institutional Group I-2. Delete section 308.3.2 and replace with the following:

Section 308.3.2 Fewer than 3 persons receiving medical care. A facility with fewer than 3 persons receiving medical care shall be classified as a Group R-3 or shall comply with the International Residential Code, as amended by the City of Fairbanks.

308.5 Institutional Group I-4, day care facilities. Revise the first sentence of this paragraph to read as follows:

Institutional Group I-4 shall include buildings and structures, or portions thereof occupied by more than five persons of any age, including persons related to the staff, receiving custodial care for fewer than 24 hours per day.

Section 310.4 Residential Group R-3. Delete the following in this section.

Care facilities that provide accommodations for five or fewer persons receiving care.

Section 310.4.1 Care facilities within a dwelling. Delete this section in its entirety.

Section 310.5 Residential Group R-4. Delete this paragraph in its entirety and replace as follows:

Residential group R-4 occupancy shall include buildings, structures, or portions thereof for more than two but not more than 16 persons, excluding staff, who reside on a 24-hour basis in a supervised residential environment and receive custodial care. Occupancies which include Individuals who are not capable of responding to an emergency situation or incapable of self-preservation shall be classified as an I occupancy. Group R-4 shall be classified as either, Condition 1, as specified in 310.5.1, and sprinklered throughout as required by 903.3.1.3, or Condition 2, as specified in 310.5.2, and sprinklered throughout as required by section 903.3.1.2. This group shall include, but not be limited to, the following:

Section 406.3.2 Separation. Delete sections 406.3.2.1-406.3.2.2 and replace as follows.

406.3.2.1 Dwelling Unit Separation. The private garage shall be separated from all dwelling units by a one-hour fire-resistive wall assembly. The fire-resistive wall may terminate at the ceiling provided: a) the ceiling framing construction is protected by a layer of 5/8 inch thick type X gypsum board and the area above the ceiling is a non-habitable attic space. Garages located beneath habitable rooms or dwelling units shall be separated by an approved one-hour fire-resistive horizontal floor ceiling assembly and one-hour fire-resistive vertical wall assemblies. Penetrations of the fire-resistive assemblies shall be fire stopped with materials approved for the hourly rating. Door openings between a private garage and a dwelling shall be provided with a minimum rating of 45 minutes and be equipped with self-closing and self-latching doors. In addition these doors shall be provided with gasket seals on the top and sides including installation of a tight fitting threshold. Openings from a private garage directly into a room used for sleeping purposes shall not be permitted.

406.3.2.2 Ducts. Ducts in a private garage and ducts penetrating the walls or ceilings separating the dwelling unit from the garage shall be constructed of a minimum 0.019-inch (0.48mm) sheet steel (28 gauge galvanized steel) and shall have no openings into the garage. The duct shall be firestopped with materials approved for a one-hour fire-resistive assembly.

Section 506.3 Frontage increase. Add the following sentence to the paragraph.

For the purposes of allowable area limitations, required yards shall be permanently maintained.

Table 509 Incidental Uses. Amend table by adding footnote (a) to the first two rows to read as follows:

footnote (a). Regardless of the Btu rating, psi rating or horsepower rating a one-hour separation or automatic fire-extinguishing system is required for

furnace or boiler rooms providing heat for group E, R-1, R-2, I, and R-4 Occupancies

Table 601 Fire-resistance rating requirements for building elements. Add footnote (g) to Columns IIA, IIIA, and VA.

g. In group E Occupancies, an automatic sprinkler system may be substituted for 1-hour fire-resistance-rated-construction provided the system is designed in accordance with section 903.3.1.1. The 1-hour substitution for the fire resistance of exterior walls shall not be permitted.

Section 603.1 Allowable Materials. Add the following item to allowable materials.

1.5 Furring for exterior bearing and nonbearing wall construction provided the building is sprinklered throughout and the required fire rating of the wall is 2 hours or less.

Section 708.4.2 Fireblocks and draftstops in combustible construction.

Delete exception 2 in its entirety.

Revise exception 4 to read as follows:

In R-2 occupancies that do not exceed four stories in height, the attic space shall be subdivided into areas not exceeding 3,000 square feet.

Section 718.4 Draftstopping in attics. Revise the second sentence as follows:

Draftstopping in attic spaces shall be installed to subdivide combustible attic spaces and combustible concealed roof spaces such that any horizontal area does not exceed 3,000 square feet, and the greatest horizontal dimension does not exceed 60 feet.

Section 808.1.1.1 Suspended acoustical ceilings. Delete this section in its entirety and replace as follows:

Suspended acoustical ceiling systems shall be installed in accordance with the provisions of ASTM C635 and ASTM C636 and the following installation standards.

1. A heavy duty-rated grid system shall be used in all occupancies. The perimeter wall angle shall be deemed to provide structural support for the perimeter cross-tee and main runner intersections and the edge support for the ceiling tiles provided it is secured.

Exception: Intermediate duty rated systems may be used in R-3 Occupancies.

2. Changes in the ceiling plane elevation shall be provided with structural support or additional wires capable of maintaining a positive bracing system.
3. Cable trays and electrical conduits shall be independently supported and braced independently of the ceiling.
4. Compression posts are not required if the distance from the plane of the suspended ceiling and the lowest structural framing elements are 24 inches or less.
5. Cross-tees, which are 8 inches or less in length and located at the perimeter of any room, do not require additional vertical 12 gauge support wires.
6. A 90 degree cross tee return system may be used to support the cross-tee to the perimeter wall angle. Rivets, zip-it wall anchors and/or screws may be used to positively attach the cross tee to the perimeter wall angle or wall substrate in lieu of additional perimeter wires. The installation shall be in accordance with this suspended ceiling policy.
7. Lighting fixtures seismically supported in accordance with CISCA 3-4 are not required to be positively attached to the suspended grid members.
8. Recessed can or bullet type lighting fixtures weighing less than 20 pounds shall be supported to the grid system and shall be positively attached to the structure above with a minimum of one 12 gauge wire or safety chain. Fixtures weighing more than twenty pounds shall be supported with a minimum of two 12 gauge wires or two safety chains attached to the fixture and secured to the structure above. These wires may be slack.
9. Suspended acoustical ceiling systems may not be used to provide lateral support for non-bearing partitions unless: a) designed by an engineer or b) installed in accordance with an approved evaluation report recognized by the International Building Code.
10. Ceiling mounted air terminals weighing less than 20 pounds shall be positively attached to the ceiling suspension main runners or cross tees having the same carrying capacity as the main runners. Air terminals weighing more than twenty pounds shall be provided with a minimum of two 12-gauge wires, connected from the terminal to the structure above and shall be positively attached to the grid system.
11. Corridors which are 6 feet in width or less may have the seismic splay wires installed in the direction of the long axis of the corridor. These splay wires shall be spaced 12 feet on center and splayed at a 45 degree angle. Splay wires are not required in the short axis of the corridor.
12. When all ceiling tiles are replaced in an existing non-complying suspended ceiling, the lights and mechanical air terminals shall be upgraded and seismically braced prior to the new tile installation.

13. When lighting fixtures are replaced or relocated in an existing suspended ceiling, the new lights or relocated lights shall be seismically-braced in accordance with CISCA 3-4 and this section.

14. When mechanical ductwork or air terminals are altered or relocated in an existing suspended ceiling, those mechanical devices shall comply with the seismic requirements with CISCA and this section.

15. When 50% or more of the grid system is replaced or altered, the entire grid system shall be upgraded to meet the current seismic standards in accordance with CISCA 3-4.

16. Two inch wide perimeter angles are not required.

Section 903.2.3 Group E. Delete this section in its entirety and replace as follows:

An automatic sprinkler system shall be provided throughout all Group E occupancies. An automatic sprinkler system shall also be provided for every portion of educational buildings below the level of exit discharge. Day care uses that are licensed to care for more than 5 persons between the hours of 10 p.m. and 6 a.m. shall be equipped with an automatic sprinkler system designed and installed in accordance with Section 903.3.1.3, or an approved equivalent system. The use of a firewall or fire barrier does not establish a separate building or fire area for the purpose of this section.

Exceptions:

1. Buildings with E occupancies having an occupant load of 49 or less.
2. Day care uses not otherwise required to have automatic sprinkler system by other provisions of the code.

Section 903.2.8 Group R. Add the following Exception.

Exception: Group R Buildings and Dwellings with fewer than four dwelling units.

Section 903.2.8.4 Care facilities. Delete this section in its entirety.

Section 903.2.11.7. Pit Sprinklers. Add a new subsection and title to read as follows:

Pit Sprinklers. Sprinklers shall be installed in the bottom of all new and existing elevator pits below the lowest projection of the elevator car but no higher than 24 inches from the bottom of the pit.

Section 903.3.1.1 NFPA 13 sprinkler systems is revised by adding a new Subsection 903.3.1.1.3 to read as follows:

Elevator Hoist ways and Machine Rooms. Where the provisions of this code require the installation of automatic sprinkler systems, such installation in Elevator hoist ways and machine rooms shall be in accordance with NFPA [13, Section 8.15.5] 13-2016 and ASME A17.1 Safety Code for Elevators and Escalators, 2016 edition.

Exception:

Sprinklers may be deleted in an elevator machine room when such room is:
(1) Separated from the remainder of the building in accordance with Section 3005.4.
(2) Smoke detection is provided in accordance with NFPA 72
(3) Notification of alarm activation is received at a constantly monitored location.

Section 903.4.2 Alarms. Amend this section by adding the following sentence to the paragraph:

Buildings equipped with a sprinkler system without an alarm system shall have at least one notification device (horn/strobe) located inside the building in a commonly occupied area to alert occupants of a sprinkler activation.

Section 907.2.3 Group E. Revise this section by adding a second paragraph to read as follows:

Rooms used for sleeping or napping purposes within a day care use for a Group E occupancy shall be provided with smoke alarms that comply with section 907.2.10 and carbon monoxide detection as specified in section 915.

Section 915.1 General. Revise the last sentence of this paragraph to read as follows.

Carbon monoxide detection shall be installed in existing buildings in accordance with Chapter 11 of the International Fire Code and this section.

Section 915.1.7 Vehicle parking. Add this subsection and the following.

Carbon monoxide detection shall be provided where there is located any vehicle parking within 25 feet of any direct air intake openings.

Section 915.3 Carbon Monoxide Detection. Add a sentence to this section to read as follows.

In new construction, all carbon monoxide detectors and alarms located within a single dwelling unit shall be interconnected in such a manner that actuation of one alarm shall activate all of the alarms within the individual dwelling unit.

Table 1006.3.3(1) Stories With One Exit or Access to One Exit for R-2 Occupancies. Remove the word Basement from the first row.

Table 1006.3.3(2) Stories With One Exit or Access to Other Occupancies. Revise the first row to read as follows:

First story above grade plane.

Section 1006.3.3.2 Exits from basements. Create a new subsection and title to read as follows:

Exits from basements.

Basements in all occupancies except Group R-3, shall be provided with a minimum of at least two independent exits.

Exceptions:

1. Basements used exclusively for the service of the building.
2. Basements used exclusively for storage purposes and limited to 750 square feet.
3. Basements used for private offices, maintenance rooms or laundry rooms and similar uses limited to an aggregate floor area of 500 square feet, provided a hard wired smoke detector is installed in the basement and interconnected to a smoke detector located on the level of discharge as approved by the City Fire Chief or designee.
4. Basements used for private offices, maintenance rooms or laundry rooms and similar uses which are provided with a direct exterior exit to grade shall be limited to an aggregate floor area of 750 square feet, provided a hard wired smoke detector is installed in the basement and interconnected to a smoke detector on the level of exit discharge as approved by the City Fire Chief or designee.
5. Buildings which are sprinklered throughout and contain a basement may have one exit provided:
 - 5.1 Basements are used exclusively for storage purposes and limited to 1500 square feet.
 - 5.2 Basements are used for private offices, maintenance rooms, or laundry rooms and similar uses limited to an aggregate floor area of 1000 square feet.
 - 5.3 Basements are used for private offices, maintenance rooms or laundry rooms and similar uses and are provided with a direct exterior exit to grade shall be limited to an aggregate floor area of 1500 square feet.

Section 1010.1.9.4 Locks or Latches. Add condition 7 as follows:

7. In Groups B, F, M and S occupancies, a single thumb turn may be used in exit doors, where the occupant load is 100 or less, in conjunction with an approved lock set when the thumb turn requires no more than one-half turn to unlock. Hardware height shall comply with Section 1010.1.9.2. This exception does not apply when panic hardware is required or installed.

Section 1010.1.9.4.1 Manual security bar for limited use. Create a new subsection and title to read as follows:

Manual security bar for limited use. Assembly occupancies such as restaurants, taverns and lounges and B,F,M,S occupancies with an occupant load of less than 100 may utilize a manual security bar for the second required exit when the building is not occupied by the public. The security bar shall be pre-approved by the fire marshal before installation. The bar must be easily removed and shall not be provided with padlocks, chains or other locking devices requiring special tools or knowledge. The bar shall be identified by a contrasting color. The exit door shall be provided with a sign stating, "This door to remain unlocked during business hours." The use of this provision may be revoked by the fire marshal for non-compliance.

Assembly occupancies with an occupant load of 300 or less which are provided with an approved sprinkler system throughout may install a security bar on the second required exit as specified above. The conditions and approval of the security bar installation shall be kept on file with the fire marshal. The use of this provision may be revoked by the fire marshal for noncompliance.

Section 1011.5.2 Riser height and tread depth. Amend section by adding an exception #6 to read as follows:

Stairs or ladders used only to attend equipment are exempt from the requirements of Section 1011.

Section 1030.1 General. Revise the first sentence of the paragraph to read as follows:

In addition to the means of egress required by this chapter, provisions shall be made for emergency escape and rescue in Group R, I-1, and day care occupancies where napping or sleeping rooms are provided and in the following occupancies.

Section 1030.1 Delete exception 1 & 4

Section 1030.2 Minimum size. Delete the exception.

1102.1 Design. Add the following sentence:

The design and construction of buildings or portions of buildings to meet the requirements of the Americans with Disabilities Act and Fair Housing Act is the exclusive responsibility of the owner of the structure.

1103.1 Where required. Add the following sentence to this section:

Subject to the approval of the Building Official, areas where work cannot reasonably be performed by persons having a severe impairment (mobility, sight or hearing) need not have specific features which provide accessibility to such persons.

1103.2.3 Detached dwellings. Delete this paragraph as replace as follows:

Detached one- and two-family dwellings and three-unit dwellings, including accessory structures and their associated sites and facilities, are not required to be Accessible.

1108.2.7 Assistive listening systems. Add the following sentence to this section:

Assistive listening systems shall be required in groups B, E, and M occupancies which contain rooms of assembly.

1111.1 Signs. Delete the Exception to Item 1.

1111.3 Other signs. Add the following item to this section:

8. Building directories are required for the following occupancies as defined by the building code: Groups A, B, E, I, & M greater than 6000 sq. ft. or more than one story. Regardless of building size, directories shall be provided for governmental office buildings, medical care facilities, shopping malls, public transportation facilities, senior citizen housing and hotels. Directories shall be provided within or immediately adjacent to the main entrances as approved by the Building Official. Directory signage shall comply with ICC A117.1.

Section 1202.2 Roof Ventilation. Delete this section in its entirety and replace with the following:

Enclosed attics and enclosed rafter spaces formed where ceilings are applied direct to the underside of the roof rafters or trusses shall have cross ventilation for each separate space by ventilating openings protected

against the entrance of snow and rain. The net free ventilation area for each space shall be not less than 1/150 of that area of the space ventilated. One-half of this required ventilating area shall be provided in the upper one-third portion of the space to be ventilated and the remaining required ventilating area shall be evenly distributed at eave vents. A minimum continuous opening of 1.5 inches in width shall be provided at the eave vents. The openings shall be covered with corrosion-resistant metal mesh covering.

Section 1202.4.1 Ventilation openings. Delete sections 1202.4.1 through 1202.4.4 in their entirety and replace with the following:

Each under-floor space shall be ventilated by an approved mechanical means or by openings in exterior foundation walls. Such openings shall have a net area of not less than 0.1 square foot for each 150 square feet of under-floor area. There shall be two openings located as close to corners as practical on opposite sides to provide cross ventilation. The openings shall be covered with corrosion resistant wire mesh approximately 1/4" in size. All structures with a crawl space shall have a minimum 6 mil ground vapor retarder to prevent the flow of water vapor from soils into the heated building interior.

Section 1204.2 Natural light. Delete the paragraph in its entirety and replace as follows:

Guest rooms and habitable rooms within a dwelling unit or congregate residence shall be provided with natural light by means of exterior glazed openings with any area not less than one twentieth of the floor area of such rooms with a minimum of 5 square feet, except that minimum egress requirements shall govern.

1208.2 Attic Spaces. Add a sentence as follows:

Attic access shall not be located in a room containing bathing facilities.

1209.2.1 Floors and wall bases. Delete this paragraph and replace with the following:

In other than dwelling units, toilet and bathing room floors shall have a smooth, nonporous, non-absorbent surface such as non-cushioned sheet vinyl, sealed concrete or ceramic tile with sealed joints or other approved materials. Base shall be of similar materials, shall extend up the wall 4 inches (127 mm) minimum, and shall be sealed to the flooring and wall surface and allowing differential movement without water penetration.

1209.2.2 Walls and partitions. Revise this section by renaming the section and delete the first paragraph to read as follows:

Walls and partitions wainscot.

Walls and partitions within 2 feet (610 mm) of the front and sides of urinals, water closets, and lavatories shall have a smooth, non-porous, hard, non-absorbent surface such as non-cushioned sheet vinyl, sealed concrete, ceramic tile with sealed joints, approved plastic panels, or other approved materials, installed to a minimum height of 4 feet above the finished floor and except for structural elements, the materials in such walls shall be of a type that is not adversely affected by moisture.

Delete exception 1 and 2 and replace as follows:

Exception.

1. Dwelling Units

1209.2.2.1 Walls and partitions moisture resistive gypsum board application.

Create a new subsection and title to read as follows:

In addition to the wainscot provisions as required by section 1210.2.2, moisture resistive gypsum board, cement board, or other approved material shall be applied to walls within two feet from the front and sides of urinals, water closets, tub, shower, lavatories, and service sinks. Moisture resistive gypsum board shall be applied on walls in the spaces as stated above in all occupancies up to a height of 4 feet. Walls immediately adjacent to tub and shower areas shall be provided with moisture resistive gypsum board to a height of 7 feet above the drain inlet.

1209.3.3 Single-user Toilet Rooms, Urinal Rooms, and Bathing Rooms. Add this subsection and the following.

Single-user water closets, urinals, and bathing fixtures provided according to sections 2902.1.1 exception 2, 2902.1.2, and 2902.2 exception 6, shall occupy a separate room and include the following:

1. floor-to-ceiling walls,
2. door equipped with stops, privacy lock from inside, and occupancy indicator outside.
3. separate exhaust and lighting.

Chapter 13 ENERGY EFFICIENCY. Delete this chapter in its entirety and refer to the International Energy Conservation Code as amended.

Section 1503.6 Protection from falling snow and ice. Add a new section.

Where the accumulation of snow and/or ice on a structure creates a hazardous condition, the areas below the accumulation shall be protected from falling snow and/or ice. These areas shall include (but not be limited to) building entrances and exits, pedestrian, driveways, public right-of-way, and utility locations for gas meters, fire department connections, and electrical meters, services, and disconnects.

Section 1507.1.2 Ice barrier. Delete this section in its entirety and replace as follows:

Where a non-energy heel truss design is utilized, an approved self-adhering polymer modified bitumen sheet shall be installed on the roof deck extending from the eave up the roof to 36 inches inside the exterior wall line of the building.

Exception: Detached accessory structures that contain no conditioned floor area.

Table 1507.1.1(2) Underlayment application. For Section 1507.2 In the first sentence, change “two units vertical” to “three units vertical”.

Section 1507.2.2 Slope. Delete this paragraph and replace as follows:

Asphalt shingles shall be used only on roof slopes of two units vertical in 12 units horizontal or greater. Required underlayment shall be provided as follows: A roof slope of 2:12 shall be provided with an approved self-adhering polymer modified bitumen on the entire roof surface. A roof slope of 3:12 shall be provided with double underlayment in accordance with section 1507.2.8. Roof slopes of 4:12 or greater shall be provided with a single layer of underlayment in accordance with section 1507.2.8.

Section 1507.2.5 Fasteners. Add an exception to read:

Staples may be substituted for nails on new work only. They must be galvanized or stainless steel with a 1-inch crown and of sufficient length to completely penetrate the shingle and roof sheathing. Staples must be straight and flush with the shingle surface.

Section 1608.4 Roof snow loads. Add a new section to read as follows:

In no case shall the roof design snow load be less than 50 psf. There is no snow load duration increase allowed for wood framed or wood trussed roofs. A minimum ground snow load (P_g) of 60 pounds per square foot shall be used in the determination of drift loads.

Section 1608.5 Sliding snow. Create a new subsection and title to read as follows:

Metal roofs with a slope greater than 1:12 shall have barriers installed to resist the sliding action and subsequent dumping of ice and snow on persons and property. These barriers shall be constructed to specifically protect required public parking areas, public walkways, entrances, and required exit discharge.

Section 1803.1 General. Add the following sentence to the paragraph.

The effects of soil densification and differential settlement shall also be considered in the investigation, reporting, and determination of potential soil strength loss when conditions warrant, also reference Sections 1803.5.11 and 1803.5.12.

Section 1803.5.2 Questionable soil. Add the following sentence to the paragraph.

In the event permafrost conditions are suspected, a soils investigation may be required.

Section 1804.4 Site grading. Add the following sentence to the last paragraph.

It shall be the responsibility of the building owner to assure that discharge of roof and surface runoffs disposed of without affecting adjacent property.

Section 1804.6 Compacted fill material. Delete the first sentence and replace with the following:

Where footings will bear on compacted fill material, the compacted fill shall, when required by the Building Official, comply with the provisions of an approved report, which shall contain the following:

Fill material used to support building foundations and/or floor slabs shall consist of not more than five percent by weight of particles passing the No. 200 sieve and shall be compacted to a minimum of 95 percent of maximum density. The Building Official may require that verification of compaction be submitted in the event a site inspection reveals questionable soil conditions.

Section 1805.4.2 Foundation drain. Delete this section in its entirety.

Section 1806.2 Presumptive load-bearing values. Add a third paragraph to the section to read as follows:

Footings shall bear upon in-situ, coarse-grained soils as defined in ASTM 2487 with the exception of groups SM and SC. Soils grouped in the SM and SC classifications shall be acceptable provided the footings are at a depth as required above and placed upon a minimum of 1'-6" of compacted, clean gravel fill.

Section 1807.1.3 Rubble Stone Foundation Walls. Delete this section and referenced tables in its entirety.

Section 1807.1.6.2.1 Seismic requirements. Replace with:

Plain concrete foundation walls are prohibited in Seismic Design Category D.

Section 1807.1.6.3.1 Masonry foundation walls. Replace 1. with:

Table 1807.1.6.3(2), 1807.1.6.3(3), or 1807.1.6.3(4) for masonry walls with reinforcement. Plain masonry foundation walls are prohibited in seismic design category D.

Table 1807.1.6.3(1) Plain masonry foundation walls. Delete this section in its entirety.

Section 1807.1.6.3.1 Alternative foundation wall reinforcement. Delete this section in its entirety and replace as follows:

In lieu of the reinforcement provisions for masonry foundation walls in table 1807.1.6.3(2), 1807.1.6.3(3), or 1807.1.6.3(4), alternative reinforcing bar sizes and spacing having an equivalent cross-sectional area of reinforcement per linear foot of wall shall be permitted to be used, provided the spacing of reinforcement does not exceed 48 inches and reinforcing bar sizes do not exceed No.11.

Section 1809.1 General. Delete this section and replace as follows:

Shallow foundations shall be designed by a registered engineer licensed by the State of Alaska. Such design shall comply with sections 1809.2 through 1809.13.

Section 1809.2. Supporting soils. Add the following sentence to the paragraph.

Shallow footings and foundations shall be built on unfrozen, undisturbed, non-frost susceptible soil, compacted unfrozen NSF fill, or controlled low-strength material (CLSM). Compacted fill material shall be placed in accordance with Section 1804.5. CLSM shall be placed in accordance with Section 1804.6.

Section 1809.4 Depth and width of footings. Delete this section in its entirety and replace as follows:

The minimum depth of footings below the undisturbed ground surface shall be 3'-6" unless substantiated by a design prepared by a registered engineer licensed in

the State of Alaska. The minimum width of footings shall be in accordance with a design prepared by a registered engineer licensed in the State of Alaska.

Section 1809.5 Frost protection. Delete item 1 and replace with the following:

1. The minimum depth of footings shall be 3'-6" below the ground surface.

Delete item 2 under the exceptions and replace with the following:

2. Area of 400 square feet (56 m²) or less for light-framed construction.

Delete the last sentence of the paragraph and replace with the following:

Footings shall not bear on frozen soil.

Section 1809.7 Prescriptive footings for light frame construction. Delete this section in its entirety including table 1809.7 and replace as follows:

Where a specific design is not provided, concrete footings supporting walls of light-frame single family–duplex residential construction are permitted to be constructed in accordance with the City of Fairbanks Standard Foundation Details SFD1-SFD8. Commercial foundation designs shall be prepared by a registered engineer licensed by the State of Alaska.

Section 1809.8 Plain concrete footings. Delete this section in its entirety.

Section 1809.9 Masonry-unit footings. Delete this section and the exception in its entirety and replace as follows:

Masonry-unit footings shall be reinforced and shall be designed by a registered engineer licensed by the State of Alaska.

Section 1809.12 Timber footings. Add the following sentence to the end of the paragraph.

Timber footings shall be designed by a registered engineer licensed by the State of Alaska.

Section 1905.1.7 ACI 318, Section 14.1.4. Amend this section by revising paragraph 14.1.4 to read as follows:

14.1.4.1 - Structures assigned to seismic design category D, E or F shall not have elements of structural plain concrete.

Section 1905.1.7 ACI 318, Section 14.1.4. Amend this section by further deleting sub paragraphs (a), (b) and (c).

Section 2304.8.2 Structural Roof Sheathing. Add a new paragraph to read as follows:

Roof sheathing installed on structural supports spaced 2 feet on center shall have a minimum 32/16 span rating with panel edge clips placed midway between such supports. Roof sheathing with a minimum 40/20 span rating may be applied to framing supports spaced at 2 feet on center without panel edge clips.

Section 2304.8.2.1 Spaced lumber sheathing. Add a new subsection and exception to read as follows:

Spaced lumber sheathing installed on roofs located in seismic design category D shall be designed by a licensed engineer registered in the State of Alaska. Drawings and supporting calculations shall be submitted for review and approval. Truss design shall consider effects of spaced sheathing.

Exception:

Detached residential garages, storage sheds green houses, and other non-habitable accessory structures. A shop building or warehouse does not qualify for the exception unless designed by an Engineer licensed by the State of Alaska. Truss design shall consider effects of spaced sheathing.

Section 2305.4. Framing connections. Create a new section and title to read as follows:

Framing connections. Framing connections shall be installed at each exterior bearing end of each truss or rafter and shall have a minimum lateral load capacity of not less than 400 pounds unless otherwise substantiated by design calculations provided by an engineer licensed in the State of Alaska.

Table 2306.2.(1) Allowable Shear. Add the following sentence to footnote (c.)

Where necessitated by sheathing fastener spacing, two 2-inch nominal members fastened together in accordance with section 2306.1 to transfer design shear value between the framing members is permitted.

Table 2306.2.(2) Allowable Shear. Add the following sentence to footnote (e).

Where necessitated by sheathing fastener spacing, two 2-inch nominal members fastened together in accordance with section 2306.1 to transfer design shear value between the framing members is permitted.

Section 2306.3 Wood-frame shear walls Amend this section by adding a last sentence of the paragraph to read as follows:

Shear walls sheathed with Portland cement plaster, gypsum lath, gypsum sheathing, or gypsum board shall not be used to resist seismic forces in structures assigned to seismic design category D, E or F.

Table 2306.3(1) Allowable Shear. Add the following sentence to footnote d.

Where necessitated by sheathing fastener spacing, two 2-inch nominal members fastened together in accordance with section 2306.1 to transfer design shear value between the framing members is permitted.

Section 2308.2.3 Allowable loads. Amend this section by revising item 3 to read as follows:

Ground snow loads shall not exceed 60 psf.

Section 2308.3.1. Foundation plates or sills. Amend this section by adding the following sentence to the end of the paragraph to read as follows:

A minimum washer of 2 inch X 2 inch by 3/16 inch is required for each sill plate bolted connection unless an alternate design is provided by a registered engineer licensed by the State of Alaska.

Section 2509.3 Limitations. Delete item 1 in its entirety.

Chapter 27 ELECTRICAL. Delete this chapter in its entirety and replace with the National Electric Code as adopted and amended by the City of Fairbanks.

Section 2901.1 Scope. Revise this section by deleting the reference to the International Plumbing Code and International Private Sewage Disposal Code.

Add the following note to the beginning of this paragraph:

Where reference to any Plumbing Code is made in this Code it shall be taken to mean the *Uniform Plumbing Code* as adopted and amended by the City of Fairbanks.

Table 2902.1 Minimum Number of Required Plumbing Fixtures. Revise the fourth column heading as follows: Water Closets

Table 2902.1 Minimum Number of Required Plumbing Fixtures. Revise the seventh column heading as follows: Drinking Fountains

Table 2902.1 Minimum Number of Required Plumbing Fixtures. Delete the footnotes to the table and replace as follows:

Add footnotes (f) and (h) in the “*water closet*” column heading; add footnote (h) in the “*other*” column heading. Add footnote (g) at row 4 under the Factory and Industrial heading and under the Bathtubs and Showers column.

- a. The fixtures shown are based on one fixture being the minimum required for the number of persons indicated or any fraction of the number of persons indicated. The number of occupants shall be determined by the *International Building Code*.
- b. Toilet facilities for employees shall be separate from facilities for inmates or care recipients.
- c. A single-occupant toilet room with one water closet and one lavatory serving not more than two adjacent patient rooms shall be permitted where such room is provided with direct access from each patient room and with provisions for privacy.
- d. The occupant load for seasonal outdoor seating and entertainment areas shall be included when determining the minimum number of facilities required.
- e. For business and mercantile occupancies with an occupant load of 15 or fewer, service sinks shall not be required.
- f. In each bathroom or toilet room, urinals shall not be substituted for more than 67percent of the required water closets in assembly and educational occupancies. Urinals shall not be substituted for more than 50 percent of the required water closets in all other occupancies.
- g. Emergency showers and eyewash stations shall conform to ISEA Z358.1.
- h. Floor drains shall be installed in Toilet rooms containing two or more water closets or a combination of at least one water closet and one urinal, except in a dwelling unit. Floor drains shall also be installed in commercial kitchens, laundry rooms in commercial buildings, and common laundry facilities in multi-family dwelling buildings.

2902.1.1 Fixture calculations. Number the Exception and add two exceptions as follows.

Exceptions:

1. The total occupant load shall not be required to be divided in half where approved statistical data indicates a distribution of the sexes of other than 50 percent of each sex.
2. Where multiple-user facilities are designed to serve all genders, the minimum fixture count shall be calculated 100 percent, based on total occupant load. In such multiple-user facilities, each fixture type shall be in accordance with ICC A117.1 and each toilet, urinal, bath, and shower that is provided shall be located in a separate room in accordance with 1209.3.3.
3. Distribution of the sexes is not required where single-user water closets and bathing room fixtures are provided in accordance with Section 2902.1.2.

2902.1.2 Single-user toilet and bathing room fixtures. Delete this section and replace with the following.

2902.1.2 Single-user toilet and bathing room fixtures.

The plumbing fixtures in single-user toilet and bathing rooms, including family or assisted-use toilet and bathing rooms that are required by Section 1110.2.1, shall

contribute toward the total number of required plumbing fixtures for a building or tenant space. Single-user toilet and bathing rooms, and family or assisted-use toilet rooms and bathing rooms shall be identified as being available for use by all persons regardless of their sex.

The total number of fixtures shall be permitted to be based on the required number of separate facilities or based on the aggregate of any combination of single-user or separate facilities.

2902.2 Separate facilities. Add the following exceptions.

5. Separate facilities shall not be required to be designated by sex where single-user toilet rooms are provided in accordance with Section 2902.1.2.
6. Separate facilities shall not be required where rooms having both water closets, urinals, and lavatory fixtures are designed for use by both sexes and privacy for water closets and urinals are installed in accordance with Section 1209.3.3 as amended.

Section 2902.5 Drinking fountains. Delete sections 2902.5 and 2902.6 and replace with the following.

2902.5 Drinking fountains. Drinking fountains shall be provided according to Table 2902.1 and this section.

2902.5.1 Location. Drinking fountains shall not be required to be located in individual tenant spaces provided that public drinking fountains are located within a travel distance of 500 feet from the most remote location in the tenant space and not more than one story above or below the tenant space. Where the tenant space is in a covered or open mall, such distance shall not exceed 300 feet. Drinking fountains shall be located on an accessible route.

2902.5.2 Prohibited location. Drinking fountains, water coolers, and water dispensers shall not be installed in public restrooms.

2902.5.3 Small occupancies. Drinking fountains shall not be required for an occupant load of 15 or fewer.

2902.5.4 Provide high and low drinking fountains. Where drinking fountains are required, not fewer than two drinking fountains shall be provided. One drinking fountain shall comply with the requirements for people who use a wheelchair and one drinking fountain shall comply with the requirements for standing persons.

Exception: A single drinking fountain with two separate spouts that complies with the requirements for people who use a wheelchair and standing persons shall be permitted to be substituted for two separate drinking fountains.

2902.5.5 Substitution. Where restaurants provide drinking water and container free of charge, drinking fountains shall not be required in those restaurants. In other occupancies, excluding A and E occupancies, water dispensers shall be permitted to be substituted for not more than 50 percent of the required drinking fountains. In B occupancies with fewer than 75 occupants, water dispensers or sinks shall be permitted to be substituted for the required drinking fountains.

Section 3002.1 Hoistway Enclosure Protection. Add the following:

Elevator hoistway shaft enclosure walls not required to have a fire resistive rating may be constructed with glass. Such glass shall be laminated glass that passes the requirements of ANSI A17.1.

Chapter 35 Referenced Standards. Revise the following Standard reference, and add the code section to those listed under ICC section.

ICC A117.117: Accessible and Usable Buildings and Facilities

2902.1.1

ORDINANCE NO. 6153

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE XIII
INTERNATIONAL RESIDENTIAL CODE, BY ADOPTING THE 2018
INTERNATIONAL RESIDENTIAL CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Residential Code and the amendments thereto and recommends adoption of the 2018 International Residential Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article XIII, is repealed and re-enacted as follows:

ARTICLE XIII. INTERNATIONAL RESIDENTIAL CODE

Sec. 10-401. Adopted.

The 2018 International Residential Code is hereby adopted.

Sec. 10-402. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Residential Code is hereby adopted. Copies of the Local Amendments to the 2018 International Residential Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Residential Code

(Adopted by Ordinance No. 6153)

The 2018 International Residential Code is amended as follows:

Chapter 1 Scope and Administration

Section R101.2 Scope. Delete Exception 5 and Revise Exceptions 3 and 4 as follows:

3. A facility with fewer than 3 persons receiving custodial care within a dwelling unit.
4. A facility with fewer than 3 persons receiving medical care within a dwelling unit.

Delete the following sections: R103 and R104.10.1, and refer to the City of Fairbanks Administrative Code.

Section R105.2 Work exempt from permit. Amend this section by deleting items 1, 2, and 10 and replace as follows: Further amend this section by adding the following item #11.

1. One story detached structures used as garages, tool and storage sheds, playhouses, and similar uses, provided the floor area does not exceed 200 square feet. Separate permits are required for any electrical, plumbing, or mechanical work.
2. Fences.
10. Uncovered Decks which are constructed not more than 30 inches above grade at any point.
11. Replacement of exterior siding, doors, and windows; excluding required egress windows and enlarged openings.

Section R105.3.1.1 Determination of substantially improved or substantially damaged existing buildings in flood hazard areas. Delete this section in its entirety and refer to Title 15 Fairbanks North Star Borough Flood Plain Management Regulations.

Section R106.1.4 Information for construction in flood hazard areas. Delete this section in its entirety and refer to Title 15 Fairbanks North Star Borough Flood Plain Management Regulations.

Section R107.1 General. Revise this section by amending the second sentence to read as follows:

Such permits shall be limited as to time of service but shall not be permitted for more than 360 days.

Section R108 Fees. Delete this section in its entirety and replace with the City of Fairbanks Administrative Code.

Section R109 Inspections. Delete this section in its entirety and replace with the City of Fairbanks Administrative Code.

Chapter 2 Definitions

Amend section R202 Definitions by adding the following definition:

Duplex Dwelling: Buildings which contain not more than two dwelling units which are not otherwise distinguished or separated by a recorded lot line.

Amend Section R202 Definitions Townhouse by the deleting the definition and replace as follows:

Townhouse: A single-family dwelling unit constructed in a group of two or more attached units in which each unit extends from foundation to roof and with a yard or public way on at least two sides. Each townhouse shall be considered a separate building as recognized by a recorded lot line between such units. Each townhouse unit shall be provided with separate water, sewer, heating, fuel gas, and electrical services.

Table R301.2(1) Climatic and Geographic Design Criteria. Amend this table to read as follows:

Table R301.2(1) Climatic and Geographic Design Criteria:

Roof Snow load:	50 psf
Wind speed:	90 mph
Seismic Design Category:	D1
Weathering:	Severe
Frost line depth:	42" below finished grade
Termite:	None to slight
Decay:	None to slight
Winter Design Temp.	- 47°

Flood Hazards:

Refer to FNSB Title 15

Section R301.2.2.1.1 Alternate determination of seismic design category.

Add the following sentence to the end of the paragraph to read as follows:

The seismic design category for the City Of Fairbanks shall be D1.

Section R301.2.4 Floodplain Construction. Delete this section in its entirety.

Table R301.5 Minimum Uniformly Distributed Live Loads. Amend this table by deleting the live load value of 30 psf live load for sleeping rooms and replace with 40 psf.

Section R302.2.2 Common walls. Revise Items 1 and 2 to read as follows:

1. Where an approved fire sprinkler system is provided, the common wall shall be not less than a 1-hour fire-resistance-rated wall assembly tested in accordance with ASTM E119, UL 263, or Section 703.3 of the International Building Code.
2. Where an approved fire sprinkler system is not provided, the common wall shall be not less than a 2-hour fire-resistance-rated wall assembly tested in accordance with ASTM E119, UL 263, or Section 703.3 of the International Building Code.

Section R302.3 Two – family dwellings. Revise the last of exception #2 to read as follows:

The structural framing supporting the ceiling shall be protected by not less than 5/8 inch thick type X gypsum board or equivalent.

Section R302.5.1 Opening protection. Add the following sentences to this section:

Doors between the garage and residence shall be self-closing and latching. Doors shall be equipped with tight fitting smoke gasket seals installed along the top and sides of doors. A tight-fitting threshold seal shall also be installed.

Table R302.6 Dwelling/Garage Separation. Amend this table as follows:

Revise all references in the table to ½ inch gypsum board and replace with 5/8 inch thick type X gypsum board.

Revise line two of the Material column to read as follows:

Not less than one layer 5/8 inch Type X gypsum board for nominal dimensional lumber or two layers of gypsum board as required by ICC report ESR 1336 or as

required by other proprietary research reports for specific engineered I Joists which achieve a one hour rated assembly.

Section R303.1 Habitable Rooms (Light and Ventilation). Replace this section and the exceptions with the following:

All habitable rooms shall be provided with natural light by means of exterior glazed openings with an area of not less than 5 percent of the floor area of such rooms with a minimum area of 5 square feet, except that minimum egress requirements shall govern. Natural ventilation shall be provided by openings to the exterior of not less than 4 percent of the floor area of habitable rooms. Such openings shall be openable and readily controllable by the building occupants. In lieu of required exterior openings for natural ventilation, a mechanical ventilating system may be provided. Such system shall be capable of providing air changes in accordance with the 2018 IECC as adopted and amended.

Section R303.3 Bathrooms. Delete this section in its entirety, rename and replace with the following:

Section R303.3 Bathrooms and Kitchens. Bathrooms, water closet compartments, and similar rooms shall have a mechanical ventilating system connected directly to the outside capable of providing five air changes per hour. Moisture exhaust ducts shall be smooth and rigid. All moisture exhaust ducts located in an unconditioned space shall be insulated with a minimum R-11 and installed so as not to create low points where condensation may collect. All exhaust ducts shall be equipped with a back-draft damper.

Kitchens shall have mechanical exhaust ventilation provided directly above or immediately adjacent to the primary cooking appliance. All vents shall be connected directly to the exterior. A total exhaust ventilation rate for the structure shall be a minimum of 80 cfm per 1000 square feet of habitable floor space. All exhaust ducts shall be equipped with a back draft damper.

Structures of unusually tight construction containing fuel-burning appliances, including fireplaces and mechanically exhausted range-top cooking appliances shall be provided with supplemental supply air in accordance with the Mechanical Code. A draft activated damper allowing air to flow into the structure when depressurization exceeds 10 pascals may be installed within a supply air duct.

Section R309.3 Flood hazard areas. Delete this section and refer to Title 15 Fairbanks North Star Borough Flood Management Regulations

Section R310.1 Emergency escape and rescue opening required. Delete Exception 2 in its entirety.

Section R310.2.1 Minimum opening area. Delete the exception.

Section R313 Automatic Fire Sprinkler Systems. Delete this section in its entirety.

Section R318 Protection against subterranean termites. Delete this section in its entirety.

Section R322. Flood – Resistant Construction. Delete this section in its entirety and refer to Title 15 Fairbanks North Star Borough Flood Plain Management Regulations

Section R323 Storm Shelters. Delete this section in its entirety.

Section R328 Moisture Vapor Retarders. Create a new section and title to read as follows:

Section R328.1 Moisture control.

The building design shall not create conditions of accelerated deterioration from moisture condensation. All exterior wall, ceiling, roof, and floor assemblies which enclose heated spaces and which are exposed to outdoor ambient temperatures shall be protected against water vapor transmission. Assemblies not otherwise of impermeable construction shall have installed, on the heated side of the insulation or air spaces, vapor retarders having a perm rating of 0.06 minimum (equivalent to 6 mils polyethylene sheeting) or other material approved by the Building Official. All seams shall be lapped a minimum of one stud or joist bay or sealed with an approved tape or sealant. All voids between joists and studs shall be insulated and sealed in an approved manner.

Exceptions:

1. In construction where moisture or its freezing will not damage materials.
2. A maximum of one-third of the total installed insulation may be installed on the warm side of approved vapor retarders.

Section R3278.2 Crawl space moisture protection. Create a new sub section and title to read as follows:

Crawl space moisture protection.

Exposed earth in crawl space foundations shall be covered with a continuous vapor retarder. All joints of the vapor retarder shall be overlapped by 6 inches or shall be sealed or taped in approved manner. The edges of the vapor retarder shall extend to the concrete footing and be secured in an approved manner.

Section R401.3 Drainage. Delete the section and the exception and replace with the following:

Surface drainage shall be diverted to a storm sewer conveyance or other approved point of collection so as to not create a hazard. Lots shall be graded to drain surface water away from foundation walls. The grade shall be sloped a minimum of 2% within the first 10 feet. It shall be the responsibility of the owner or contractor to assure that discharge of roof and surface runoff is disposed of without affecting the adjacent property. Surface drainage across lot lines is prohibited.

Section R403.1 General. Delete the reference to “wood foundations” in the first sentence and add the following sentence to the end of the section to read as follows:

Wood footings shall be designed and stamped by a registered engineer licensed in the State of Alaska.

Section R 403.1.1 Minimum size. Delete this section in its entirety and replace as follows:

The footing width shall be based on the load-bearing value of the soil in accordance with Table R401.4.1. All footing and foundation systems shall comply with standard foundations details (SFD1-SFD9). In no case shall the minimum size for concrete and masonry footings be less than 1’4”. The size of footings supporting piers and columns shall be based on the tributary load and allowable soil pressure in accordance with table R401.4.1.

Table R403.1 Minimum width of concrete or masonry footings. Delete the table in its entirety and reference standard foundation details (SFD1-SFD9).

Section R403.1.2 Continuous footing in Seismic Design Categories D₀, D₁, and D₂ Delete this section in its entirety and replace as follows:

Seismic reinforcing shall be provided in accordance with standard foundation details SFD1 through SFD9 unless reinforcing is specifically designed by a registered engineer licensed by the State of Alaska. Bottom reinforcement shall be located a minimum of 3 inches clear from the bottom of the footing.

Section R403.1.3 Footing and Stem wall reinforcing in Seismic Design Categories D₀, D₁, and D₂ Delete this section in its entirety and replace as follows:

Foundations with stem walls shall have installed a minimum of two #4 bars within 6 inches of the top of the wall and one #4 bar located 3 inches to 4 inches above the top of the footing unless otherwise noted on SFD. All reinforcing steel shall comply with standard foundation details SFD1, 2, 4, 5, 7, 8 unless specifically designed and stamped by a registered engineer licensed by the State of Alaska.

Section R403.1.3.3 Slabs-on-ground with turned-down footings. Delete this section and the exception in its entirety and replace as follows:

Slabs-on-ground with turned-down footings shall be designed in accordance with standard foundation detail SFD9 or stamped by a registered engineer licensed by the State of Alaska. Insulation for such slabs and footings shall be in accordance with section 403.3, figure 403.3(1), and table R403.3(1).

Section R403.1.4 Minimum depth. Delete this section in its entirety and replace as follows:

All exterior footings shall be placed at least 42 inches below finished grade unless the foundation system is designed by a registered engineer licensed by the State of Alaska. Where applicable the depth of footings shall also conform to sections R403.1.4.1 through R403.1.4.2.

Exception:

1. Non habitable detached single story accessory structures less than 480 square feet.

Section R403.1.4.1 Frost protection. Amend this section by deleting the exceptions and replace as follows:

Exceptions:

1. Protection of non-habitable freestanding accessory single story structures with an area of 480 square feet or less shall not be required.
2. Decks not covered with a roof and decks which are not more than 30 inches above grade at any point need not be provided with footings that extend below the frost line.

Section R403.2 Footings for wood foundations. Delete this section in its entirety including references to figures R403.1(2) and R403.1(3) and replace as follows:

Wood foundations shall comply with standard foundation details SFD3 and SFD6 or the wood foundation system shall be specifically designed and stamped by a registered engineer licensed by the State of Alaska.

Section R403.3 Frost protected shallow foundations. Delete the first sentence and replace with the following:

Frost protected shallow foundations shall be designed in accordance with standard foundation detail SFD9 or stamped by a registered engineer licensed in the State of Alaska. The design must be in constructed in accordance with

Sections R403.3.1 thru R403.3.3, including Figures R403.3(1), R403.3(3), or R403.3(4) and Table R403.3 (1).

Section R403.3.3 Drainage. Delete this section in its entirety and replace with the following:

Final site drainage shall be in accordance with Section R401.3

Section R403.3.4 Termite damage. Delete this section in its entirety.

Section R403.4.1 Crushed stone footings. Delete this section in its entirety.

Table R403-4 Minimum Depth of Crushed Stone footings. Delete this table in its entirety.

Section R404.1.2 Design of Masonry foundation walls. Delete this section in its entirety and all references to tables R404.1.1(1), R404.1.1(2), R404.1.1(3), R404.1.1(4) and replace as follows:

The minimum design for masonry foundation walls shall comply with The City of Fairbanks Standard Foundation Details (SFD) #1, #4 or #7 unless an alternate foundation design has been prepared and stamped by a registered engineer licensed by the State of Alaska.

Section R404.1.3 Concrete foundation walls. Add the following sentence to the end of the paragraph.

The minimum design for concrete foundation walls shall comply with The City of Fairbanks Standard Foundation Details (SFD) #2, #5 or #8 unless an alternate foundation design has been prepared and stamped by a registered engineer licensed by the State of Alaska.

Table R404.1.2(1). Delete the table in its entirety and replace as follows:

Two horizontal #4 bars are required to be installed within the top 6 inches of the wall and one #4 bar shall be provided near mid-height of the wall story where the maximum unsupported height of the basement wall is greater than 4 feet and less than or equal to 8 feet. When the maximum unsupported height of the basement wall is greater than 8 feet the required reinforcing shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(2). Delete this table in its entirety and replace as follows:

Minimum vertical reinforcement shall be installed in accordance with Standard foundation Details SFD1, 2, 4, 5, 7, 8 or shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(3). Delete this table in its entirety and replace as follows:

Minimum vertical reinforcement shall be installed in accordance with Standard foundation Details SFD1, 2, 4, 5, 7, 8 or shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(4). Delete this table in its entirety and replace as follows:

Minimum vertical reinforcement shall be installed in accordance with Standard foundation Details SFD1, 2, 4, 5, 7, 8 or shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(5). Delete this table in its entirety and replace as follows:

Vertical wall reinforcement shall be installed in accordance with the manufacturer's installation instructions or a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(6). Delete this table in its entirety and replace as follows:

Minimum vertical reinforcement shall be installed in accordance with the manufacturer's installation instructions or shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Table R404.1.2(7). Delete this table in its entirety

Table R404.1.2(8). Delete this table in its entirety and replace as follows:

Minimum vertical reinforcement shall be installed in accordance with Standard foundation Details SFD1, 2, 4, 5, 7, 8 or shall be installed in accordance with a design provided by a registered engineer licensed by the State of Alaska.

Section R404.1.3.2 Reinforcement for foundation walls. Delete this section in its entirety and replace as follows:

Concrete foundation walls shall be laterally supported at the top and bottom. Horizontal reinforcement shall be provided in accordance with table R404.1.2(1) as amended. Vertical reinforcement shall be provided in accordance with Standard foundation Details SFD1, 2, 4, 5, 7, 8. In buildings assigned to Seismic Design Category D1, concrete foundation walls shall also comply with Section R404.1.4.2.

Section R404.1.4.1 Masonry foundation walls. Delete this section in its entirety and replace as follows:

Foundation walls in buildings assigned to seismic Design Category D1 as established in Table R301.2(1), supporting more than 4 feet of unbalanced backfill or exceeding 8 feet in height shall be constructed in accordance with SFD 1, 2, 4, 5, 7, 8 or a design shall be provided by a registered engineer licensed by the State of Alaska. Masonry foundation walls shall have two horizontal #4 bars located in the upper 6 inches of the wall.

Section R404.1.4.2 Concrete foundation walls. Delete this section in its entirety and replace as follows:

In buildings assigned to Seismic Design Category D1 as established in table R301.2(1), concrete foundation walls that support light-frame walls shall comply with this section and concrete foundation walls that support above-grade concrete walls shall comply with ACI 318, ACI 332 or PCA 100 (see section R404.1.2). In addition to the horizontal reinforcement by table R404.1.2(1) as amended concrete foundation walls shall comply with standard foundation details SFD1, 2, 4, 5, 7, 8.

Section R404.2 Wood foundations. Delete this section in its entirety and replace as follows:

Wood foundation walls shall be constructed in accordance with the provisions of sections R404.2.1 through R404.2.6 and standard foundation details SFD 3 & 6 as adopted by the City of Fairbanks. An alternate design may be submitted for review and approval if the design is prepared and stamped by a registered engineer licensed by the State of Alaska.

Section R404.2.5 Drainage and Dampproofing. Delete this section in its entirety and replace as follows:

Wood foundation basements shall be drained and dampproofed in accordance with Standard Foundation Details SFD3 and SFD6.

Section R405.1 Concrete or masonry foundations. Delete this section in its entirety and replace as follows:

Concrete and masonry foundations shall be installed in compliance with Standard foundation details SFD1, 2, 4, 5, 7, 8. A drainage system is not required when the foundation is installed on well-drained ground or sand gravel mixture soils according to the Unified Soil Classification System, Group I soil, as detailed in Table R405.1.

Section R405.2 Wood foundations. Delete this section in its entirety and replace as follows:

Wood foundations shall comply with Standard foundation details SFD 3 & 6.

Section R405.2.1 Base. Delete this section in its entirety.

Section R405.2.3 Drainage system. Delete this section in its entirety.

Section R406.1 Concrete and Masonry Foundation Dampproofing. Amend this section by revising the first sentence to read as follows:

Except where required by section R406.2 to be water proofed, foundation walls that retain earth and enclose interior spaces and floors below grade shall be dampproofed from the top of the footing to 6 inches above finished grade.

Section R406.1. Amend this section by adding exception #2 to read as follows:

2. Crawl space foundation walls or walls backfilled on both sides, such as those used in conjunction with a “slab on grade”, do not require damp-proofing.

Section R406.3 Dampproofing for wood foundations. Amend this section by adding the following sentence to the end of the paragraph.

Foundation foundations shall comply with Standard foundation details SFD 3 & 6.

Section R406.3.2 Below-grade moisture barrier. Delete the first sentence and replace with the following:

A double layer of 6-mil polyethylene film shall be applied over the below-grade portion of the exterior foundation walls prior to backfilling. A single layer of self-adhering polymer modified bitumen sheet material may be used in lieu of the polyethylene film.

Section R406.3.2 Below- grade moisture barrier. Delete the last sentence of the paragraph and replace with the following:

The moisture barrier shall overlap onto the footing.

Section R408.1 Ventilation. Delete this section in its entirety and replace with the following:

Each under-floor space shall be ventilated by an approved mechanical means or by openings in exterior foundation walls. Such openings shall have a net area of not less than 0.1 square foot for each 150 square feet of under-floor area. There shall be two openings located as close to corners

as practical on opposite sides to provide cross ventilation. The openings shall be covered with corrosion resistant wire mesh approximately 1/4" in size. All structures with a crawl space shall have a minimum 6 mil ground vapor retarder to prevent the flow of water vapor from soils into the heated building interior.

Section R502.1.1 Sawn Lumber. Add the following exception:

Exception: Rough sawn, ungraded, dimensional lumber may be used for framing materials in floors, walls and roofs of detached garages, utility buildings and other unheated accessory building and other applications where approved by the Building Official.

Section R601.3 Vapor retarders. Add new section

Continuous vapor retarders are required to be installed on the exterior envelope. The vapor retarder shall be installed such that not less than 2/3 of the total wall R-value is placed on the cold side of the vapor retarder.

Exception: Construction where moisture or its freezing will not damage the materials.

Section R602.11.1 Wall anchorage. In the second sentence, replace "3 inch by 3 inch" with the following:

2 inch by 2 inch.

Section R703.2 Water-resistive barrier. Delete this section in its entirety.

Section R802.10.2 Design. Add the following sentence to end of paragraph:

A 15% load duration increase shall not be utilized for wood trusses where the live load considered is snow.

Section 806.2 Minimum area. Amend this section by deleting the exception and replace as follows:

As an alternative, the net free cross-ventilation area may be reduced to 1/300 when a class I vapor barrier is installed on the warm-in-winter side of the ceiling.

Section 806.5 Unvented attic and unvented enclosed rafter assemblies. Delete this section in its entirety.

Section R807.1 Attic access. Add the following sentence to the end of the 2nd paragraph:

Attic access shall not be located in a room containing bathing facilities. Access may be located in closets with minimum depth of 23 inches and minimum width of 48 inches.

Exception:

Attic access may be provided from the exterior gable vent in accordance with size and opening requirements of this section. The gable vent must be readily accessible.

Section R903.1 General. Add the following sentence to the end of section:

1. All valleys shall have a modified bitumen ice barrier lapped eighteen inches minimum each side of valley centerline. No penetrations shall be located in required valley ice barrier.

Section R903.4 Roof drainage. Add the following to the end of the paragraph:

Roof drainage shall be diverted to a storm sewer conveyance or other approved point of collection so as to not create a hazard. Lots shall be graded to drain surface water away from foundation walls. The grade shall be sloped a minimum of 2% within the first 10 feet. It shall be the responsibility of the owner or contractor to assure that discharge of roof and surface runoff is disposed of without affecting the adjacent property. Water drainage which migrates across property lines is strictly prohibited.

Table 905.1.1(2) Underlayment Application. Amend the Asphalt shingles section by deleting the first sentence up to the “:” and replace as follows:

A roof slope of 2:12 shall be provided with an approved self-adhering polymer modified bitumen on the entire roof surface. A roof slope of 3:12 shall be provided with double underlayment in the following manner.

Section R905.1.2 Ice Barriers. Delete this section in its entirety and replace with the following:

Where a non-energy heel truss design is utilized, an approved self-adhering polymer modified bitumen sheet shall be installed on the roof deck extending from the eave up the roof to 36 inches inside the exterior wall line of the building.

Exception: Detached accessory structures that contain no conditioned floor area.

Section R905.2.2 Slope. Delete the section and replace with the following:

Asphalt shingles shall be used only on roof slopes of two units vertical in 12 units horizontal or greater. Required underlayment shall be provided as follows: A roof slope of 2:12 shall be provided with an approved self-adhering polymer modified bitumen on the entire roof surface. A roof slope of 3:12 shall be provided with double underlayment in accordance with section R905.2.7. Roof slopes of 4:12 or greater shall be provided with a single layer of underlayment in accordance with section R905.2.7.

Section R905.2.5 Fasteners. Add an exception to read as follows:

Staples may be substituted for nails on new work only. They must be galvanized or stainless steel with a 1 inch crown and of sufficient length to completely penetrate the shingle and the roof sheathing. Staples must be straight and flush with the shingle surface.

Section R905.14 Sprayed polyurethane foam roofing. Delete this section in its entirety.

Chapter 11 Energy Efficiency. Delete this chapter in its entirety and reference the International Energy Conservation Code as currently adopted and amended.

MECHANICAL

Chapters 12-23. Delete these chapters and reference the Mechanical Code as currently adopted and amended by the City of Fairbanks.

FUEL GAS

Chapter 24. Delete this chapter and reference the Fuel Gas Code as currently adopted and amended by the City of Fairbanks.

PLUMBING

Chapters 25-31~~33~~. Delete these chapters and reference the Plumbing Code as currently adopted and amended by the City of Fairbanks.

APPENDICES

Appendix K Sound Transmission. Adopt Appendix K Sound Transmission and revise section AK 102 AIR-BORNE Sound and section AK 103 Structural-Borne Sound to read as follows:

Section AK 102 AIRBORNE SOUND

Airborne sound insulation for a wall and floor-ceiling assemblies shall meet a Sound Transmission Class (STC) rating of 50 when tested in accordance with ASTM E90. Penetrations or openings in construction assemblies for piping, electrical devices, recessed cabinets, bathtubs soffits or heating ventilating or exhaust ducts shall be sealed, lined, insulated, or otherwise treated to maintain the required ratings. Dwelling unit entrance doors, which share a common space shall be tight fitting to the frame and sill and shall be provided with gasket seals at the top and sides of such doors.

Section AK 103 Structural-Borne Sound

Floor/ceiling assemblies between a dwelling unit and public space or service area within the structure shall have an impact insulation class (IIC) rating of not less than 50 when tested in accordance with ASTM E 492.

ORDINANCE NO. 6154

AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE IX NATIONAL ELECTRICAL CODE, BY ADOPTING THE 2020 NATIONAL ELECTRICAL CODE WITH LOCAL AMENDMENTS

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2020 edition of the National Electrical Code and the amendments thereto and recommends adoption of the 2020 National Electrical Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article IX, is hereby repealed and re-enacted as follows:

ARTICLE IX. NATIONAL ELECTRICAL CODE

Sec. 10-276. Adoption.

The National Electrical Code, 2020 Edition, as published by the National Fire Protection Association, is hereby adopted by the City of Fairbanks.

Sec. 10-277. Amendments.

The City of Fairbanks Local Amendments to the 2020 National Electrical Code is hereby adopted. Copies of the Local Amendments to the 2020 National Electrical Code will be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. The effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2020 National Electrical Code

(Adopted by Ordinance No. 6154)

The National Electrical Code, 2020 Edition, is hereby amended as follows:

Article 210.8 Ground-Fault Circuit-Interrupter Protection for Personnel. Add subsection (G) to read as follows:

(G) Day Care Facilities.

In all day care facilities as defined by the current building codes adopted by the City of Fairbanks, all 125-volt, single phase, 15- and 20- ampere receptacles installed where accessible to children shall have ground-fault circuit-interrupter (GFCI) protection.

Article 210.52 Dwelling Unit Receptacle Outlets. Add subsection (J) to read as follows:

(J) Parking spaces.

For each dwelling unit and mobile home, there shall be at least one exterior weatherproof duplex receptacle on a separate 20-ampere circuit adjacent to on-site parking locations.

Article 220.52 Change title to read as the following:

Article 220.52 Small-Appliance, Laundry, and Car Head bolt Heater Loads - Dwelling Unit.

Add subsections (C) and (D) to read as follows:

(C) Car Head bolt Heater Loads.

A feeder load of not less than 1500 volt-amperes shall be included for each individual 20 ampere branch circuit required by Article 210.52(e). This requirement also applies to Article 220.30, 220.31, 220.32, 220.33.

(D) Commercial Parking Areas.

The minimum calculated load for each car head bolt heater receptacle is 1200 volt-amperes. If the service, feeder, and branch circuit overcurrent protective devices are located outside then 1200

volt-amperes for the first 30 spaces, 1000 volt-amperes for the next 30 spaces, and 800 volt-amperes for each space over 60 will be allowed.

Article 230.9(A) Clearances. Amend as follows:

Service conductors installed as open conductors or multi-conductor cable without an overall outer jacket shall have a clearance of not less than 900 mm (3 ft) from windows that are designed to be opened, doors, porches, balconies, ladders, stairs, fire escapes, building attic gable vents, or similar locations.

Article 230.11 Service Detail Requirements. Add a new section as follows:

Service installations shall comply with the details of Exhibit #1 Residential Service.

Article 230.12 Temporary Power Service. Add a new section as follows:

Temporary Services shall comply with the details of Exhibit #2 Temporary Service.

Article 230.24(B) Vertical Clearance for Overhead Service Conductors. Amend as follows:

(1) 3.81 m (12.5 ft) - at the electrical service entrance to buildings, also at the lowest point of the drip loop of the building electrical entrance, and above areas or sidewalks accessible only to pedestrians, measured from final grade or other accessible surface only for overhead service conductors supported on and cabled together with a grounded bare messenger where the voltage does not exceed 150 volts to ground

(2) 3.81 m (12.5 ft) - over residential property and driveways, and those commercial areas not subject to truck traffic where the voltage does not exceed 300 volts to ground.

Article 230.26 Point of Attachment. Amend as follows:

In no case shall this point of attachment be less than 4.27 m (14 ft.) above finished grade.

Article 230.28 Service Masts as Supports. Add subsections (C), (D), (E), (F) to read as follows:

(C) General.

When the overhead service is installed on the eave side of a structure with a pitched roof, the service mast conduit shall extend through the roof.

(D) Conduit Size.

The conduit size shall be a minimum of two inches rigid metal or intermediate metal conduit and must extend at least three feet above the roof surface. If couplings are used in the installation, they must be located below the roof overhang.

(E) Guyed Support.

The service mast conduit when installed through the roof shall be guyed to the roof with a minimum 5/8 inches galvanized closed eyebolt using a minimum of 1/8 inches stranded stainless steel wire aircraft cable with four approved clamps. If the service mast conduit extends above the roof over four feet in length, then a double V-guy installation is required.

(F) Protection of Meter.

When the eave overhang is less than eighteen inches, additional protection shall be required to protect the meter from snow and ice damage by a minimum of an 18 gauge galvanized metal hood or equivalent extending over the meter.

Article 230.41 Insulation of Service-Entrance Conductors. Add the following:

Individual ungrounded service entrance conductors shall be XHHW, RHW, or R-Type insulation approved for exterior use. No other insulation is acceptable.

Article 230.54(F) Drip Loops. Add the following:

For 100 ampere service, leave 18 inches of conductors, for 200 ampere and larger, leave 24 inches of conductors extending out of the weather head.

Article 230.70(A)(1) Location. Add the following:

If installed inside, a means to disconnect all conductors in the building from the service entrance conductors shall be provided on the building exterior

Article 230.70(A)(3) Remote Control. Add the following subsections:

- (a) The remote control device shall be a key switch approved by the Fire Department.
- (b) The key switch shall shut down the electrical power for the entire building.
- (c) If a facility is equipped with a generator, a key switch shall be installed to shut down the generator in the event of an emergency. This switch shall be located adjacent to the electrical service remote control key switch or the electrical service disconnect.
- (d) Key switch locations shall be marked with a visible sign indicating “Fire Department Use Only” and “Generator Disconnect”.

Article 230.70(A)(4) Add subsection (4):

(4) Natural and Liquid Petroleum Gas. Electrical equipment (i.e.: service disconnect, electrical meters, receptacles, etc.) shall be installed not less than 5 feet from any LPG tank installation and related regulators, etc. or NG meter and regulators. If the gas equipment is installed less than 5 feet to the electrical equipment, then the electrical equipment shall meet the requirements of Article 500 and 501 of the National Electrical Code.

Article 230.70(B) Marking. Add the following:

When there is more than one meter on any single service, they shall be permanently identified with numbers painted on the meter base at least one inch in height or identified by other approved means that corresponds to the number on the unit served.

Article 250.66(B) Connections to Concrete Encased Electrodes. Amend the following:

Where the grounding electrode conductor is connected to a concrete encased electrode as permitted in 250.52(A)(3) a #4 AWG bare copper conductor consisting of at least 6.0 m (20 ft) in length shall be installed in the footing for a 100-200 ampere service. A #2 AWG bare copper conductor shall be installed in the footing for 225-300 ampere service. A 1/0 AWG bare copper conductor is required for a 350-400 ampere service. A 2/0 AWG bare conductor is required for a 450-500 ampere service and 3/0 AWG bare conductor is required for services greater than 500 amperes.

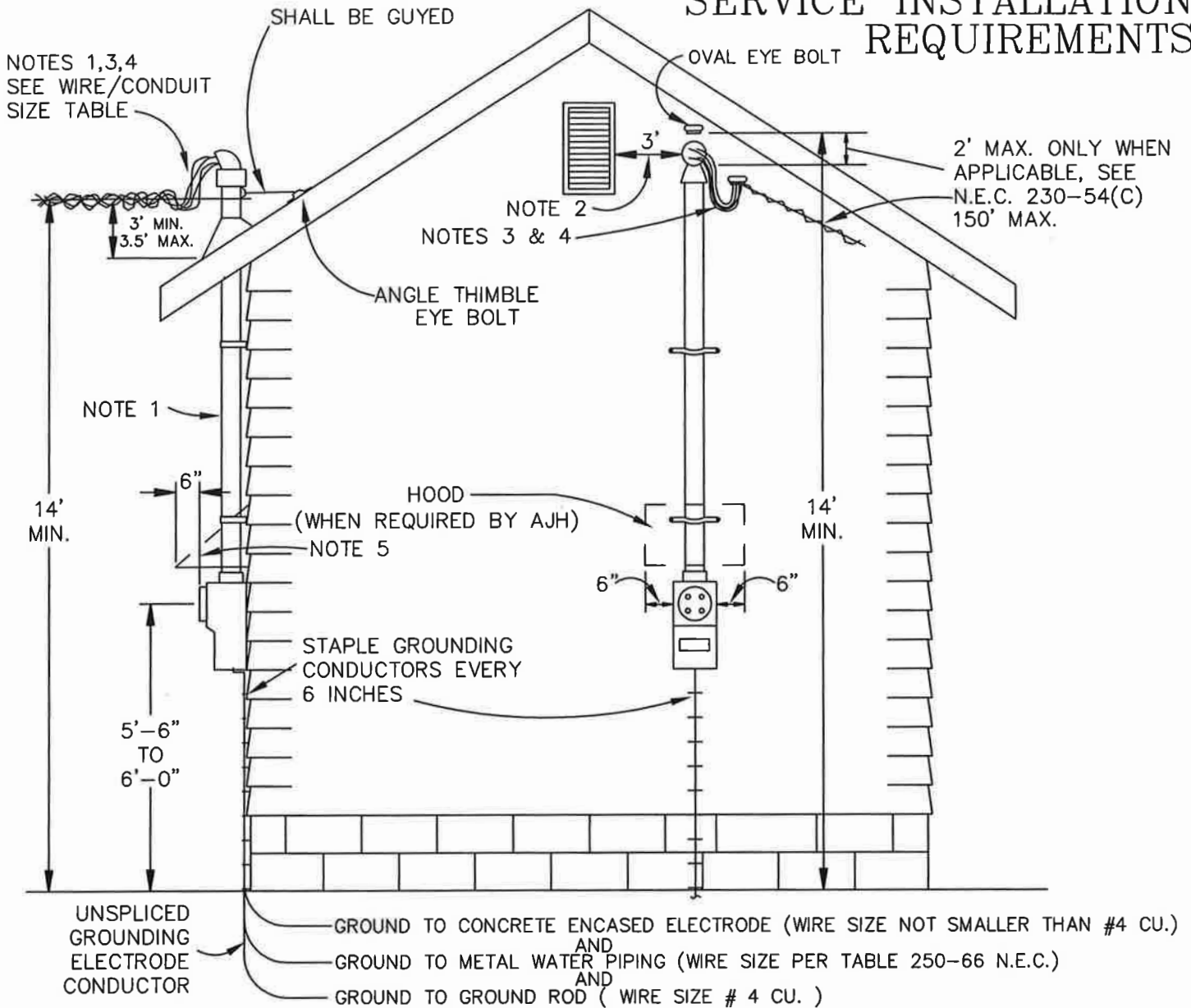
Article 410.36(B) Suspended Ceilings. Add the following exception:

Exception: When the light fixtures are supported seismically in accordance with the current building codes adopted by the City of Fairbanks the above supports are not required.

Article 700.12(D) Generator Set. Add subsection (6):

(6) The generator shall have an exterior disconnect complying with Article 230.70(A)(3) located adjacent to service disconnect to prevent the generator from starting when the normal power is turned off in case of an emergency or fire. A weatherproof sign shall be installed adjacent to the service disconnect that reads: Emergency Generator Disconnect Switch.

SERVICE INSTALLATION REQUIREMENTS



NOTES:

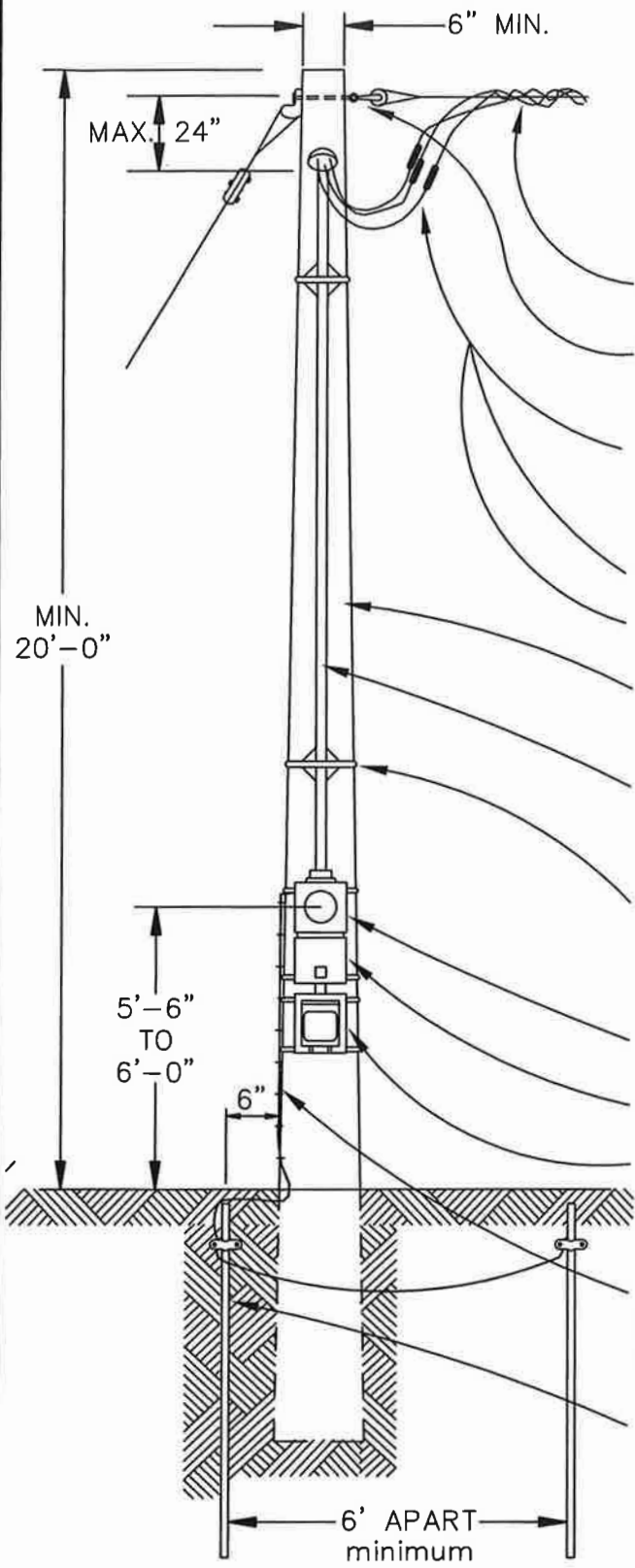
1. SERVICE ENTRANCE. MASTS THAT EXTEND ABOVE THE ROOF LINE SHALL BE MINIMUM 2" RIGID STEEL CONDUIT, AND SHALL BE GUYED USING MINIMUM 1/8" AIRCRAFT CABLE, APPROVED CLAMPS AND NUTTED 5/8" CLOSED EYE BOLT. (N.E.C. 230-28 AMENDMENT)
2. CONDUCTORS SHALL BE ABOVE OR AT LEAST 36" FROM ANY BUILDING OPENING. BUILDING OPENINGS SHALL INCLUDE VENTS. (N.E.C. 230-9 AMENDMENT)
3. INDIVIDUAL UNGROUNDED SERVICE ENTRANCE CONDUCTORS SHALL BE INSULATED WITH XHHW, RHW OR R-TYPE INSULATION APPROVED FOR EXTERIOR USE. NO OTHER INSULATION IS ACCEPTABLE. (N.E.C. 230-41 AMENDMENT)
4. CONNECTIONS AT SERVICE HEAD. FOR 100 AMP SERVICE LEAVE 18" TAILS, FOR 200 AMP SERVICE LEAVE 24" TAILS. AND STRIP NEUTRAL TAILS TO THE WEATHERHEAD. (N.E.C. 230-54 AMENDMENT)
5. EXTERIOR ELECTRICAL SERVICES SHALL BE PLACED ON THE GABLE END OF THE STRUCTURE WHERE POSSIBLE. WHEN SERVICES ARE INSTALLED ON THE EAVE SIDE OF THE BUILDING, THE MAST SHALL EXTEND ABOVE THE ROOF. IN THE EVENT THE EAVE IS NOT 18" IN LENGTH THE METER AND DISCONNECT SHALL BE PROTECTED BY AN 18 GAUGE GALVANIZED HOOD. THE HOOD SHALL EXTEND AT LEAST 6" PAST THE METER FACE AND 6" ON EACH SIDE OF THE SERVICE EQUIPMENT. (N.E.C. 230-28 AMENDMENT)

*6. REVISED IN CONJUNCTION WITH THE 2020 N.E.C. AS ADOPTED BY THE CITY OF FAIRBANKS.

WIRE/CONDUIT SIZE TABLE		
**WIRE MUST BE COPPER OR #1 AND LARGER ALUMINUM		
SERVICE SIZE (MIN.)	MIN. WIRE SIZE	MIN. CONDUIT SIZE
100 AMP	#3 COPPER**	1-1/4"
200 AMP	3/0 COPPER**	2"

TEMPORARY SERVICE INSTALLATION REQUIREMENTS

OTHER METHODS MAY BE USED ONLY WITH WRITTEN APPROVAL PRIOR TO INSTALLATION.



- UTILITY SERVICE DROP MAXIMUM 150'; SEE NOTE #1
- GALVANIZED EYEBOLT WITH EYE-NUT, MINIMUM 5/8" DIAMETER.
- INSULATION SHALL BE XHHW, RHW, OR APPROVED EXTERIOR R-TYPE INSULATION. NO OTHER INSULATION IS ACCEPTABLE. SEE WIRE/CONDUIT SIZE TABLE.
- LEAVE 18" TAILS
- COPPER OR #1 AND LARGER ALUMINUM CONDUCTOR.
- CUSTOMER OWNED PRESSURE TREATED POLE, MINIMUM OF 25'.
- RIGID CONDUIT IMC OR GRC.
- POLE BRACKETS SUCH AS "LILA ROBIN LR-MS POLE HUGGER", OR EQUAL.
- MINIMUM 60 AMP RAIN TIGHT SERVICE EQUIPMENT.
- MAIN DISCONNECT.
- RAIN TIGHT CONSTRUCTION OUTLET. N.E.C. REQUIRES GROUND FAULT PROTECTION ON 15, 20, AND 30 AMP RECEPTACLES.
- TIE #4 COPPER GROUND WIRE TO NEUTRAL AND SERVICE ENCLOSURE AT DISCONNECT AND TO WELL OR GROUND ROD. STAPLE ON POLE EVERY 6".
- MINIMUM TWO 5/8"x8' CU. GROUND ROD WITH APPROVED CONNECTOR DRIVEN IN TO UNDISTURBED EARTH.

NOT TO BE USED FOR ENERGIZING PERMANENT WIRING SYSTEMS. CONSTRUCTION SERVICE APPROVED FOR CONSTRUCTION POWER ONLY. SERVICE WILL BE DISCONNECTED 12 MONTHS AFTER CONNECT OR IF PERMANENT WIRING IS ENERGIZED

NOTES:

1. IF A SERVICE DROP EXCEEDS 50', POLE MUST BE GUYED. SERVICE DROP SHALL NOT EXCEED 150'. WEATHERHEAD SHALL BE 18' ABOVE GRADE.
- *2. REVISED IN CONJUNCTION WITH THE 2020 N.E.C. AS ADOPTED BY THE CITY OF FAIRBANKS.

WIRE/CONDUIT SIZE TABLE		
**WIRE MUST BE COPPER OR #1 AND LARGER ALUMINUM		
SERVICE SIZE (MIN.)	MIN. WIRE SIZE	MIN. CONDUIT SIZE
60 AMP	#6 COPPER**	1"
100 AMP	#3 COPPER**	1-1/4"

ORDINANCE NO. 6155

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE IV
INTERNATIONAL MECHANICAL CODE, BY ADOPTING THE 2018
INTERNATIONAL MECHANICAL CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Mechanical Code and the amendments thereto and recommends adoption of the 2018 International Mechanical Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article IV, is hereby repealed and re-enacted as follows:

ARTICLE IV. INTERNATIONAL MECHANICAL CODE

Sec. 10-101. Adoption.

The International Mechanical Code 2018 Edition, as published by the International Code Council, is hereby adopted by the City of Fairbanks.

Sec. 10-102. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Mechanical Code is hereby adopted. Copies of the Local Amendments to the 2018 International Mechanical Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Mechanical Code

(Adopted by Ordinance No. 6155)

The International Mechanical Code, 2018 Edition, is hereby amended as follows:

Section 101.2.1 Appendices. Add the following to this section.

Appendix A as amended by the combustion air provisions of chapter 7 is hereby adopted.

Except for sections 101, 102, and the following amendments, delete Chapter 1 in its entirety and refer to the City of Fairbanks Administrative Code.

Section 102.8 Referenced codes and standards. Revise and add four subsections at the end of this section as follows:

102.8.3 Plumbing. Where reference to any Plumbing Code is made in this Code it means the *Uniform Plumbing Code* as adopted and amended by the City of Fairbanks.

102.8.4 Electrical. Where reference to any Electrical Code is made in this Code it means the *National Electrical Code* as adopted and amended by the City of Fairbanks.

102.8.5 Administrative. The provisions of the City of Fairbanks Administrative Code apply to the administration and enforcement of this code. Where provisions of the City of Fairbanks Administrative Code and this code conflict, the more restrictive text shall apply.

102.8.6 Energy. Where reference is made in this Code to the *International Energy Conservation Code* it means the *IECC* as currently adopted by the City of Fairbanks.

Section 201.3 Terms defined in other codes. Revise this section as follows.

Where terms are not defined in this code and are defined in the *International Building Code*, *National Electrical Code*, *International Fire Code*, *International Fuel Gas Code*, or *Uniform Plumbing Code*, such terms shall have meanings ascribed to them in those codes.

Section 201.4 Terms not defined. Amend this section by adding the following sentence.

Webster's Third New International Dictionary of the English Language, Unabridged shall be considered as providing ordinarily accepted meanings.

Section 301.2 Energy utilization. Delete this section in its entirety.

Section 301.10 Electrical. Add the following sentence to the end of this subsection.

When an existing fuel-fired appliance is not equipped with the required manual disconnect and the appliance is replaced, an approved manual disconnect within clear view of the appliance shall be installed.

Section 301.19 Carbon Monoxide Alarm. Add this section numbering, title, and the following after section 301.18.

Where a fuel-fired appliance is installed or replaced in an existing dwelling an approved carbon monoxide alarm shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms. A single station, battery-operated carbon monoxide alarm shall be listed as complying with UL 2034 and shall be installed according to the manufacturer's installation instructions.

Section 302.1.1 Pipe and Tubing embedded in concrete. Add this subsection with the following text.

Pipe and tubing embedded in concrete slabs or footings, including sleeves, shall not be placed at a depth below the top surface of the concrete of less than 1½-inch for concrete exposed to earth or weather or ¾-inch for concrete not exposed to earth or weather. They shall not be spaced closer than 3 diameters or widths from structural steel elements

Section 302.6 Penetration Weatherproofing. Add this section and the following after section 302.5.3.

Joints at roofs and exterior walls around pipes, ducts, appurtenances, or equipment shall be made watertight by the use of approved materials.

Section 303.4 Protection from damage. Add the following at the end of Section 303.4.

Fuel-fired equipment and appliances located within the direct perpendicular path of a garage door opening of eight foot or less in height shall comply with Section 303.4.1

303.4.1 Fuel-fired appliance protection. Fuel fired appliances and equipment located in the direct path of vehicles as described in 303.4 shall be protected from impact with one of the following methods.

1. A minimum schedule 40 nominal 3" diameter steel pipe 30" high, with a vertical face of the pipe at least 6" in the direction of vehicle approach and:
 - 1.1 Buried a minimum 2'0" deep in compacted soil and imbedded in at least 4" nominal concrete slab, or
 - 1.2 Set in a minimum 1'0" x1'0"x1'0" block of concrete (slab included).
2. A platform on which the equipment sits, at least 24" high, extended at least 6" greater than the equipment footprint (including attachments such as burners and controls) in the direction of vehicle approach and in contact with the structure opposite the direction of vehicle approach.
3. An approved system of equivalent resistance to vehicle impact extending at least 6" ahead of the equipment's footprint in the direction of vehicle approach, including attachments such as burners and controls.

Section 303.8 Elevator Shafts. Delete this section in its entirety and replace as follows.

Mechanical systems shall not be located in an elevator shaft except mechanical equipment and devices exclusively serving the elevator. Discharge piping from any sump pump shall exit the hoist way as low as practicable. Sump pumps shall be sized per the Uniform Plumbing Code as amended.

Section 304.1.1 Fuel-fired equipment startup report. Add this subsection as follows.

A startup report is required for all fan-assisted or power-burner fuel-fired equipment indicating the following conditions and others which the manufacturer recommends in their installation instructions. A non-returnable copy must be provided to the inspector for insertion in the Building Department project files.

Company, Name, address, & Phone Number of Startup Technician

Manufacturer and Model No. of Equipment

Date and Time of Startup and Noted Readings

Net Stack Temperature

Over fire Draft

Breech Draft

Stack Draft

CO or Smoke

CO2 or O2

Actual Rate of fuel input

Section 312.1 Load calculations. Delete the last sentence of this section and substitute the following.

Alternatively, design loads shall be determined by an approved equivalent computation procedure.

Section 401.4 Intake Openings. Add the following exception.

Exception:

Passive Outdoor Air intake openings, including opening doors and windows, shall not be located closer than 3 feet horizontally to any gas pressure regulator vent opening, unless such vent opening is located at least 3 feet above the air intake opening.

Section 401.5 Intake opening protection. Add an exception at the end of this section as follows:

Exception: HRV weather hoods as provided by the respective unit’s manufacturer may be used for its Intake and Exhaust Air openings.

TABLE 401.5

OPENING SIZES IN LOUVERS, GRILLES AND SCREENS PROTECTING OUTDOOR EXHAUST AND AIR INTAKE OPENINGS

Delete Table 401.5 and replace with the following.

OUTDOOR OPENING TYPE	MINIMUM AND MAXIMUM OPENING SIZES IN LOUVERS, GRILLES AND SCREENS MEASURED IN ANY DIRECTION
Exhaust & Intake openings in residential occupancies	½ inch
Intake openings in other than residential occupancies	Not < ½ inch and not > 1 inch

Section 403.3.1.1 Outdoor airflow rate. Amend this section by revising the first sentence to read as follows.

Ventilation systems shall be designed to have the capacity to supply the minimum outdoor airflow rate determined in accordance with Table 403.3.1.1 based on the occupancy of the spaces and the occupant load or in accordance with the latest edition of ASHRAE Standard 62

Section 501.3 Exhaust discharge. Delete the exceptions to this section.

Section 502.21. Manicure and Pedicure Stations Add this section.

The permit holder shall verify capture and containment performance of the exhaust system. This field test shall be conducted with all sources of outdoor air providing makeup air operating and with all sources of recirculated air operating which provide conditioning for the space in which the capture & containment is required. Capture and containment shall be verified visually by observing smoke simulating contaminant emission.

Section 505.2 Domestic cooking exhaust. Delete the first paragraph of this section and substitute the following.

Built-in Cook-top or Range-top domestic cooking appliances located within dwelling units and within areas where domestic cooking appliance operations occur shall be listed and labeled as household-type appliances for domestic use. A ventilating hood above, or an approved downdraft exhaust, shall be provided for a cook-top or range-top domestic cooking appliance, and shall discharge to the outdoors through a single-wall duct. The duct shall be sheet metal, of galvanized steel, stainless steel, aluminum or copper, airtight, and equipped with a backdraft damper. A microwave or cooking appliance that exhausts to the outdoors according to this section, is listed and labeled for installation over a cooking appliance and conforms to the terms of the upper appliance's listing and label, shall be approved.

Section 505.3 Exhaust ducts. Delete exception #1.

Section 506.3.11 Grease duct enclosure. Add the following sentence at the end of this section's paragraph.

Duct enclosures penetrating wall assemblies shall have a fire-resistance rating of not less than that required for the wall assembly, but not less than 1-hour nor more than 2-hour.

506.3.11.1 Shaft enclosure. Delete and replace the second sentence of this subsection with the following.

Such grease duct systems and exhaust equipment shall have a clearance to combustible construction of not less than 18 inches and shall have a clearance to noncombustible construction and gypsum wallboard attached to noncombustible structures of not less than 3 inches.

Section 507.1 General. Amend this section by adding the following sentence.

Design documents for commercial hoods, commercial ventilation, and makeup air systems shall be designed by and bear the stamp of a professional mechanical engineer currently registered in the State of Alaska.

Section 508.1 Makeup air. Amend this section by adding the following sentence.

Design documents for commercial hoods, commercial ventilation, and makeup air systems shall be designed by and bear the stamp of a professional mechanical engineer currently registered in the State of Alaska.

Section 601.4 Contamination prevention. Amend this section numbering the published Exception as noted and adding Exception 3 as follows.

Exception 1. Exhaust systems...

Exception 3.

Environmental air exhaust ducts under positive pressure may extend into or through ducts or plenums if one of the following design approaches is used.

1. Route environmental air exhaust ducts inside a shaft when passing through a duct or plenum. Install a second duct around the environmental air exhaust duct where passing through ducts and plenums to minimize leakage to the duct plenums. Seal both ends of the outer duct to the outside.
2. Install a second duct around the environmental air exhaust duct where passing through ducts and plenums to minimize leakage to the duct or plenum. Seal both ends of the outer duct to outside.
3. Seal the environmental air exhaust ducts along all seams and joints using a listed low to medium pressure duct sealant which is typically applied by brush, trowel, or caulking gun.
4. Provide flexible duct with no seams in the duct or plenum. The maximum length of the flexible duct is limited to 8 feet due to high static loss. A metal duct may be sleeved by the flexible seamless duct.

Section 602.1 General. Revise this section as follows.

Supply, return, exhaust, relief, and ventilation air plenums shall be limited to areas above a ceiling or below the floor, attic spaces, and mechanical equipment rooms. Plenums shall be limited to one fire area. Fuel-fired appliances shall not be installed within a plenum.

Exception: Underfloor crawlspaces shall not be used as plenums.

Section 604.1 General. Revise this section as follows.

Duct insulation shall conform to the requirements of sections 604.2 through 604.13 and the *International Energy Conservation Code*. All supply, return, and exhaust ducts and plenums shall be insulated with a minimum of R-11 insulation when located outside the building envelope. When located within a building envelope assembly, the duct or plenum shall be separated from the building exterior or unconditioned space or exempt spaces by a minimum of R-11 insulation.

Exceptions:

1. When located within equipment.
2. When the design temperature difference between the interior and exterior of the duct or plenum does not exceed 15 degrees F (8 degrees C).
3. When located within the under-floor crawlspace of a one- or two-family dwelling unit.

Section 607.4 Access and identification. Add the following between the 1st and 2nd sentences of this Section.

Access doors for fire dampers & smoke dampers shall be located as close as practicable to the dampers and also sized so fire damper spring catch and fusible links are accessible with two hands when the damper is closed. Duct access doors shall be a minimum size of 18 inches x 16 inches where the size of the duct permits, and a minimum size of 24 inches & 16 inches where entry of an individual is needed for the required minimum access.

CHAPTER 7 COMBUSTION AIR

Section 701.1 Scope. Delete this section in its entirety and substitute the following.

The provisions of this chapter shall govern the requirements for combustion and dilution air for fuel-burning appliances other than gas-fired appliances. Solid fuel-burning appliances shall be provided with combustion air in accordance with the appliance manufacturers' instructions. Oil-fired appliances shall be provided with combustion air in accordance with this chapter and, where not modified by this

chapter, with Chapter 5 of NFPA 31. The methods of providing combustion air in this chapter do not apply to fireplaces and fireplace stoves.

Add the following after Section 701.1

701.1.1 Combustion and dilution air required. Every room or space containing fuel-burning appliances shall be provided with combustion air, including both air for complete fuel combustion and draft dilution, as required by this code. An approved engineered system may be used to provide combustion air as an alternative to the requirements of this chapter. An approved method shall be utilized to control the temperature of the room or space containing fuel-burning appliances. The room or space shall be maintained between 40 degrees F and 120 degrees F. The requirements for Combustion Air in this chapter do not include what might be needed for maintaining the ambient temperature of the room or space containing the fuel-burning equipment. Exhaust fans that create a negative draft in the room or space, or other fans that might create conditions of unsatisfactory combustion or venting, are not permitted unless electrically interlocked with the fuel-burning appliances to prevent simultaneous operation.

701.1.2 Prohibited sources. Combustion air shall not be obtained from a hazardous location, except where the fuel-fired appliances are located within the hazardous location and are installed in accordance with this code. Combustion air shall not be taken from a refrigeration machinery room, except where a refrigerant vapor detector system is installed to automatically shut off the combustion process in the event of refrigerant leakage. Combustion air shall not be obtained from any location below the design flood elevation, a crawlspace, or an attic.

701.1.3 Outdoor openings. Combustion air outdoor openings shall be located and protected according to Sections 401.4 and 401.5, as amended and located at least 18 inches above grade.

702.0 Outdoor Air

702.1 Outdoor Air is required provided for combustion air. Combustion air as required by this chapter shall not be supplied by infiltration.

702.2 Indirect-Connection, Passive-flow Combustion Air. A minimum of one combustion air opening is required. The opening shall be sized with an effective opening to the outdoors of 1 square inch per 6000 Btu/h of the combined input rating of the fuel-burning appliances or according to Table 7-1. The opening into the enclosure containing the appliances shall be located no lower in elevation than 2/3 the distance from the top of the finished floor to the bottom of the finished ceiling in the enclosure.

TABLE 7-1

OIL-FIRED APPLIANCE COMBUSTION AIR DUCT SIZING

Appliance Size (Btu/hr. Input)	GPH Input at 140,000 Btu/gallon	Combustion Air Duct Minimum Free Area (sq. in.)	Minimum Round Duct Size (sq. in.)
<120,000	<.85	12	4
120,000 -155,000	.85 – 1.10	19	5
155,000 – 175,000	1.10 – 1.25	28	6

702.3 Indirect-Connection, Forced-flow Combustion Air. Where combustion air is provided by a mechanical forced-air system, it shall be supplied at the minimum rate of 1 cfm per 3500 Btu/h of the combined input rating of all the fuel-burning appliances served. Each of the appliances served shall be electrically interlocked to the mechanical forced-air system so as to prevent operation of the appliances when the mechanical system is not in operation. Where combustion air is provided by the building's mechanical ventilation system, the system shall provide the specified combustion air rate in addition to the required ventilation air.

702.4 Direct-Connection. Fuel-burning appliances that are listed and labeled for direct combustion air connection to the outdoors shall be installed in accordance with the manufacturer's installation instructions.

703.0 Combustion Air Ducts.

703.1 General. Indirect-Connection Combustion air ducts shall:

1. Be of galvanized steel complying with Chapter 6 or of equivalent rigid, corrosion-resistant material approved for this application.
2. Have a minimum cross-sectional dimension of 3 inches.
3. Terminate in an unobstructed space allowing free movement of combustion air to the appliances.
4. Have the same cross-sectional areas as the free area of the openings to which they connect. Each combustion air inlet shall only open into the appliance space with one, separate ducted opening of the required free area opening.
5. Serve a single appliance enclosure.
6. Any dampers installed within any part of a combustion air duct or opening shall be electrically interlocked with the firing cycle of the appliance served, so as to prevent operation of any appliance when the dampers are closed.

Section 801.21 Location and support of venting systems other than masonry chimneys. Add this new section with the following text.

Vent terminations that penetrate a metal roof with a slope greater than 1:12 shall be protected by a snow guard or deflector of a type and design approved by the Code Official.

Section 923.2 Small ceramic kilns-ventilation. Add this new section with the following text.

A canopy-hood shall be installed directly above each kiln. The face opening area of the hood shall be equal to or greater than the top horizontal surface area of the kiln. The hood shall be constructed of not less than No. 24 U.S. gauge galvanized steel or equivalent and be supported at a height of between 12 inches and 30 inches above the kiln by noncombustible supports.

Exception: Each hood shall be connected to a gravity ventilation duct extending in a vertical direction to outside the building. This duct shall be of the same construction as the hood and shall have a minimum cross-sectional area of not less than one fifteenth of the face opening area of the hood. The duct shall terminate a minimum of 12 inches above any portion of a building within four feet and terminate no less than 4 feet from the adjacent property line or any open able window or other openings into the building. The duct opening to the outside shall be shielded, without reduction of duct area, to prevent entrance of rain into the duct. The duct shall be supported at each section by noncombustible supports. Provisions shall be made for air to enter the room in which a kiln is installed at a rate at least equal to the air being removed through the kiln hood.

Section 1001.1 Scope. Amend exception #7 as follows.

7. Any boiler or pressure vessel subject to inspection by federal inspectors.

Section 1005.2 Potable water supply. Delete this section and its title in their entirety and substitute the following.

Section 1005.2 Water Supply. An automatic means of water or heat transfer liquid makeup supply is required connected to all boilers. Connections to the potable water piping system shall be in accordance with the *Uniform Plumbing Code* as amended.

Section 1006.6 Safety and relief valve discharge. Delete this section and substitute the following:

Safety and relief valve discharge piping shall be of rigid pipe or tube that is approved for the temperature of the system. High-pressure-steam safety valve shall be vented to the outside of the structure. The discharge piping

serving pressure relief valves, temperature relief valves, and combinations of such valves shall be separately piped to its outlet according to manufacturer's instructions, in a manner that does not cause personal injury or structural damage, and without obstruction or connection to piping serving any other relief device or equipment. The discharge piping shall be at least the size of the valve outlet served, sloped downward full sized toward its outlet, and terminate through an air gap not more than 18 inches above the floor, or above the flood rim of an approved pan or waste receptor. The termination shall be readily observable and located in the same room as the appliance. The discharge piping shall have no tees or outlet threads and as few elbows as possible.

Section 1006.7 Boiler safety devices. Amend this section by adding the following and Table 1003.2.1 of the *2018 Uniform Mechanical Code*.

Automatic boilers shall be equipped with controls and limit devices as set forth in Table 1003.2.1

**TABLE 1003.2.1
Controls and Limit Devices for Automatic Boilers**

Boiler Group	Fuel	Fuel Input Range (Inclusive), Btu/h	Type of Pilot ⁶	Safety Control Timing (Nominal Maximum Time In Seconds)				Assured Fuel Supply Control ⁴	Assured Air Supply Control ⁵	Low Fire Start Up Control	Pre-purging Control	Hot Water Temperature and Low Water Limit Controls ⁸	Steam Pressure and Low Water Limit Controls ⁹	Approved Fuel Shutoff ¹⁰	Control and Limit Device System Design ¹¹
				Trial for Pilot	Trial for Main Burner Flame		Main Burner Flame Failure								
					Direct Electric Ignition	Flame Pilot									
A	Gas	0-400,000	Any type	90	Not Required	90	90	Not required	Required	Not required	Required	Required	Not required	Required	
B	Gas	400,001-2,500,000	Interrupted or intermittent	15	15	15	2-4	Not required	Required	Not required	Required	Required	Not required	Required	
C	Gas	2,500,001-5,000,000	Interrupted or intermittent	15	15	15	2-4	Required	Required	Required	Required	Required	Required	Required	
D	Gas	Over 5,000,000	Interrupted	15	15	15	2-4	Required	Required	Required	Required	Required	Required	Required	
E	Oil	0-400,000	Any type	Not Required	90	90	90	Not required	Required	Not required	Required	Required	Not required	Required	
F	Oil	400,001-1,000,000	Interrupted	Not Required	30	30	2-4	Required	Required	Not required	Required	Required	Not required	Required	
G	Oil	1,000,001-3,000,000	Interrupted	Not Required	15	15	2-4	Required	Required	Not required	Required	Required	Not required	Required	
H	Oil	Over 3,000,000	Interrupted	15	15	60	2-4	Required	Required	Required	Required	Required	Required	Required	
K	Electric	All	Not required	Not required	Not required	Not required	Not required	Not required	Not required	Not required	Required	Required	Not required	Required	
L	Gas, Oil and/or Coal	12,500,000 or more	Any	10 sec per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per ASME Power Boiler Code, Section I and NFPA 85	Per ASME Power Boiler Code, Section I and NFPA 85	Per NFPA 85	Per NFPA 85	
M	Heat Recovery Steam Generator	Any	None	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per NFPA 85	Per ASME Boiler & Pressure Code & NFPA 85	Per ASME Boiler & Pressure Code & NFPA 85	Per NFPA 85	Per NFPA 85	

FOOTNOTES FOR TABLE 1003.2.1 (continued)

¹Fuel input shall be determined by one of the following:

The burner input shall not exceed the input as shown on the burner nameplate or as otherwise identified by the manufacturer.

The nominal boiler rating, as determined by the building official, plus 25 percent.

²Automatic boilers shall have one flame failure device on each burner, which shall prove the presence of an ignition source at the point where it will reliably ignite the main burner, except that boiler groups A, B, E, F, and G, which are equipped with direct electric ignition, shall monitor the main burner, and boiler groups using interrupted pilots shall monitor the main burner after the prescribed limited trial and ignition periods. Boiler group A, equipped with continuous pilot, shall accomplish 100 percent shutoff within 90 seconds upon pilot flame failure. The use of intermittent pilots in boiler group C is limited to approved burner units.

³In boiler groups B, C, and O a 90-second main burner flame failure limit shall be permitted to be applied where continuous pilots are provided on manufacturer assembled boiler-burner units that have been approved by an approved testing agency as complying with nationally recognized standards approved by the building official. Boiler groups F and G equipped to re-energize their ignition systems within 0.8 second after main burner flame failure will be permitted 30 seconds for group F or 15 seconds for group G to reestablish their main burner flames.

⁴Boiler groups C and D shall have controls interlocked to accomplish a nonrecycling fuel shutoff upon high or low gas pressure, and boiler groups F, G, and H using steam or air for fuel atomization shall have controls interlocked to accomplish a nonrecycling fuel shutoff upon low atomizing steam or air pressure. Boiler groups F, G, and H equipped with a preheated oil system shall have controls interlocked to provide fuel shutoff upon low oil temperature.

⁵Automatic boilers shall have controls interlocked to shut off the fuel supply in the event of draft failure where forced or induced draft fans are used or, in the event of low combustion airflow, where a gas power burner is used. Where a single motor directly driving both the fan and the oil pump is used, a separate control is not required.

⁶Boiler groups C, D, and H, when firing in excess of 400,000 Btu per combustion chamber, shall be provided with low fire start of its main burner system to permit smooth light-off. This will normally be a rate of one-third of its maximum firing rate.

⁷Boiler groups C, D, and H shall not permit pilot or main burner trial for ignition operation before a purging operation of sufficient duration to permit not less than four complete air changes through the furnace, including combustion chamber and the boiler passes. Where this is not readily determinable, five complete air changes of the furnace, including combustion chamber up to the first pass, will be considered equivalent. An atmospheric gas burner with no mechanical means of creating air movement or an oil burner that obtains two-thirds or more of the air required for combustion without mechanical means of creating air movement shall not

require purge by means of four air changes, so long as its secondary air openings are not provided with means of closing. Where such burners have means of closing secondary air openings, a time delay shall be provided that puts these closures in a normally open position for four minutes before an attempt for ignition. An installation with a trapped combustion chamber shall, in every case, be provided with a mechanical means of creating air movement for purging.

⁸An automatic hot-water-heating boiler, low-pressure hot-water-heating boiler, and power hot water boiler shall be equipped with two high-temperature limit controls with a manual reset on the control, with the higher setting interlocked to shut off the main fuel supply, except that manual reset on the high-temperature limit control shall not be required on any automatic package boiler not exceeding 400,000 Btu/h (117kW) input and that has been approved by an approved testing agency. Every automatic hot-water heating, power boiler, and package hot-water supply boiler shall be equipped with one low-water level limit control with a manual reset interlocked to shut off the fuel supply, so installed as to prevent damage to the boiler and to permit testing of the control without draining the heating system, except on boilers used in Group R Occupancies of less than six units and in Group U Occupancies and further, except that the low-water level limit control is not required on package hot-water supply boilers approved by a nationally recognized testing agency. However, a low-water flow limit control installed in the circulating water line shall be permitted to be used instead of the low-water level limit control for the same purpose on coil-type boilers.

⁹An automatic low-pressure steam-heating boiler, small power boiler, and power steam boiler shall be equipped with two high-steam pressure limit controls interlocked to shut off the fuel supply to the main burner with manual reset on the control, with the higher setting and two low-water-level limit controls, one of which shall be provided with a manual reset device and independent of the feed water controller. Coil-type flash steam boilers shall be permitted to use two high-temperature limit controls, one of which shall be manually reset in the hot water coil section of the boiler instead of the low-water level limit control.

¹⁰Boiler groups C, D, and H shall use an approved automatic reset safety shutoff valve for the main burner fuel shutoff, which shall be interlocked to the programming control devices required. On oil burners where the safety shutoff valve will be subjected to pressures in excess of 10 (69kPa) psi when the burner is not firing, a second safety shutoff valve shall be provided in series with the first. Boiler groups C and D using gas in excess of 1psi (7 kPa) pressure or having a trapped combustion chamber or employing horizontal fire tubes shall be equipped with two approved safety shutoff valves, one of which shall be an automatic reset type, one of which shall be permitted to be used as an operating control, and both of which shall be interlocked to the limit-control devices required. Boiler groups C and D using gas in excess of 1 psi (7 kPa) pressure shall be provided with a permanent and ready means for making periodic tightness checks of the main fuel safety shutoff valves.

¹¹Control and limit device systems shall be grounded with operating voltage not to exceed 150 volts, except that, upon approval by the building official, existing control equipment to be reused in an altered boiler control system shall be permitted to use 220-volt single phase with one side grounded, provided such voltage is used for all controls. Control and limit devices shall interrupt the ungrounded side of the circuit. A readily accessible means of manually disconnecting the control circuit shall be provided with controls so arranged that when they are de-energized, the burner shall be inoperative.

1006.8 Electrical requirements. Add the following sentence and exception to this subsection.

The required means of disconnect shall be within clear view of the boiler burner.

Exception: Where it is not possible for personnel to position themselves out of clear view of the means of disconnect while maintaining the boiler, the capability of being locked in the off position shall not be required of the means of disconnect.

Section 1007 Boiler low-water cutoff. Delete this section in its entirety and refer to Section 1006.7 as amended.

Section 1101. 11 Installation Identification. Add this subsection with the following text.

Each refrigerating system erected on the premises shall be provided with legible permanent signage, securely attached and easily accessible, as required in sections 1101.11.1 – 1101.11.3. In the event that the type or amount of refrigerant or other indication is changed, the signs must be changed or replaced to indicate the new conditions.

1101.11.1 Each system shall be provided a sign indicating:

- (a) the name and address of the installer,
- (b) the refrigerant number and amount of refrigerant,
- (c) the lubricant identity and amount, and
- (d) the field test pressure applied

1101.11.2 Systems containing more than 110 lb. of refrigerant and consisting of controls and piping shall be provided signs having letters at least .5 inches in height indicating:

- (a) Each valve or switch that controls the refrigerant flow, the machinery room ventilation, and the compressors
- (b) The specific fluid, whether a refrigerant or secondary coolant, that is contained in exposed piping outside of the refrigerating machinery room. Valves or the piping adjacent to the valves shall be labeled in accordance with ANSI A13.1.

1101.11.3 Each Refrigeration Machinery Room entrance must have in clear view a sign reading: "Machinery Room – Authorized Personnel Only. – Only those trained in emergency procedures if the Refrigerant alarm is activated."

Section 1105.3 Refrigerant detector. Amend this section by adding a second sentence to read as follows.

Refrigerant detectors shall alarm both inside and outside the machinery room and refrigerated space.

Section 1105.6.2 Makeup air. Amend this section as follows.

Provisions shall be made for makeup air to replace that being exhausted. Openings for makeup air shall be located to avoid intake of exhaust air. Supply and exhaust ducts to the machinery room shall serve no other area, shall be constructed in accordance with Chapter 5, and shall be covered with corrosion-resistant screen of not less than ½-inch mesh.

Section 1205.1.3 Pressure vessels. Add the following exception to this subsection.

Exception: Shutoff valves for diaphragm-type expansion tanks in systems installed with a single expansion tank of 12-gallon water volume or smaller shall not be required.

Section 1205.1.6 Expansion Tanks. Delete this subsection in its entirety.

Section 1301.1 Scope. Amend this section as follows.

The design, installation, construction, and repair of fuel oil and waste oil storage and piping shall be in accordance with this chapter and NFPA 31. The storage of fuel oil and flammable and combustible liquids shall be in accordance with the *International Fire Code*.

Section 1301.4 Fuel tanks, piping, and valves. Amend and add to this section as follows.

The tank, piping, and valves for appliances burning oil shall be installed in accordance with the requirements of this chapter. The oil supply line is required to be taken from the top of the tank only, and where the level of fuel within the tank may be above the inlet port of the appliance served an approved method to prevent siphoning from the tank must be provided. If the tank is located inside a building, emergency pressure relief venting is required to the exterior.

1301.4.1 Day tanks or supply tanks. Day tanks shall be installed in accordance with this code and NFPA 31.

1301.4.1.1 A day tank or supply tank of 60 gallons or less may be installed for generators, boilers and water heaters within a boiler or mechanical room provided a 1-hour fire-resistive occupancy separation is constructed around the room containing the equipment being served and the day tank or supply tank.

1301.4.1.2 Day tanks or supply tanks which exceed 60 gallons shall be installed in accordance with the following requirements:

- A. A sprinkler system as approved by the Fire Department is required for the mechanical room.
- B. The room containing the day tank or supply tank shall be located on an exterior wall.
- C. Two exits shall be provided from the boiler room or mechanical room. One exit shall open directly to the exterior and be accessible to fire-fighting personnel.
- D. A 2-hour fire resistive occupancy separation shall be provided around the boiler room or mechanical room.

1301.4.2 Waste oil tanks. Tanks installed inside buildings for the collection of class IIIB motor vehicle waste oil and connected to listed oil-burning appliances shall be restricted to Group S-1 and motor vehicle related occupancies as referenced by the *International Building Code*. Waste oil tanks located outside of central heating enclosures shall be limited to 500-gallon cumulative capacity, be provided with approved emergency pressure relief venting, and shall be equipped with a hinged cap. All oil lines shall be equipped with a spring-loaded fusible valve located immediately adjacent to the tank shell.

Waste oil tanks exceeding 500-gallon capacity and connected to waste oil-burning appliances shall be enclosed in a separate one-hour fire-resistive occupancy separation, be provided with approved emergency pressure relief venting, and shall be surrounded by a 4-inch high non-combustible curb.

Waste oil tanks located inside of central heating plant enclosures or generator mechanical rooms shall conform to section 1301.4.1 as amended. Upon approval of the Fire Chief, listed waste oil heaters may be located in other occupancy groups provided the tanks are installed outside of the building in accordance with chapter 15 of the International Mechanical Code and NFPA 31 Chapter 12, or installed in compliance with IMC section 1301.4.1.

ORDINANCE NO. 6156

AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE V UNIFORM PLUMBING CODE, BY ADOPTING THE 2018 UNIFORM PLUMBING CODE WITH LOCAL AMENDMENTS

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 Uniform Plumbing Code and the amendments thereto and recommends adoption of the 2018 Uniform Plumbing Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article V, is hereby repealed and re-enacted as follows:

ARTICLE V. UNIFORM PLUMBING CODE

Sec. 10-136. Adoption.

The Uniform Plumbing Code 2018 Edition, to include Appendix A, B, C, D, E, F, H, I, K, and L, as published by the International Association of Plumbing and Mechanical Officials, is hereby adopted by the City of Fairbanks.

Sec. 10-137. Amendments.

The City of Fairbanks Local Amendments to the 2018 Uniform Plumbing Code is hereby adopted. Copies of the Local Amendments to the 2018 Uniform Plumbing Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 Uniform Plumbing Code

(Adopted by Ordinance No. 6156)

The Uniform Plumbing Code, 2018 Edition, is hereby amended as follows:

CHAPTER 1 ADMINISTRATION

Section 101.3 Purpose. Add subsections to read as follows:

101.3.1 Referenced Codes. The technical codes as referenced elsewhere in this code shall be considered part of the requirements of this code to the prescribed extent of each reference. References to *NFPA 54* and the *Uniform Mechanical Code* shall be replaced with adopted codes specified in sections 101.3.1.1 and 101.3.1.2

101.3.1.1 Gas. The provisions of the *International Fuel Gas Code* shall apply to the installation of fuel gas piping from the point of delivery, gas appliances and related accessories as covered in this code. These requirements apply to gas piping systems extending from the point of delivery to the inlet connections of appliances and installation and operation of residential and commercial gas appliances and related accessories.

101.3.1.2 Mechanical. The provisions of the *International Mechanical Code* shall apply to the installation, alterations, repairs, and replacement of mechanical systems, including equipment, appliances, fixtures, fittings, and/or appurtenances, including ventilating, heating, cooling, air-conditioning and refrigeration systems, incinerators, and other energy-related systems.

101.3.1.3 Administrative. The provisions of the City of Fairbanks Administrative Code shall apply to the administration and enforcement of this code. Where provisions of the City of Fairbanks Administrative Code and this code conflict, the more restrictive test shall apply.

101.3.1.4 Building. The provisions of the *International Building Code* shall apply where reference is made to the Building Code in this document.

Section 102.1 Conflicts Between Codes. Delete this section in its entirety and replace with the following:

When conflicts occur between this code and other technical codes, those provisions providing the greater safety to life shall govern. In other conflicts,

between this code and other codes or laws, where sanitation, life safety, or fire safety are not involved, the most restrictive provisions shall govern.

Where in a specific case different sections of these codes specify different materials, methods of construction or other requirements, the most restrictive shall govern. When there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable.

Section 104.1 Permits required. Add the following subsection.

Section 104.1 Emergency Repairs. Where equipment or piping system replacement must be performed in an emergency situation, the permit application shall be submitted to the building official within 72 hours of such emergency. All required inspections shall be conducted.

104.3.2 Plan Review Fee. Delete Section 104.3.2 in its entirety and replace with the following.

When submittal documents are required by Section 104.3.1, a plan review fee shall be paid. The plan review fee shall be paid when the review has been completed. The plan review fee shall be paid in conjunction with the plumbing permit fee. The plan review fee is not required to be paid at the time of plan or application submittal. The plan review fee shall be 75 percent of the plumbing permit fee as shown in Table 3-D. The plan review fee for projects where plans are not received prior to commencement of construction will be charged a fast track rate equal to one hundred percent (100%) of the plumbing permit fee. When submittal documents are incomplete or changes so as to require additional plan review or when the project involves deferred submittal items as defined in Section 104.3.4, an additional plan review fee shall be charged at the rate shown in Table 3-D.

104.3.2.1 Plan Check Fee Identical Building Construction. Create a new subsection and title as follows.

Section 104.3.2.1 Plan Check Fee Identical Building Construction. The plan check fee for identical buildings with the same building construction shall be reduced by 75% of the initial plan check fee when the following conditions are met;

- a. The structural framing and floor plan are identical
- b. Construction is simultaneous or in immediate sequence.

Section 104.3 Application for Permit. Add the following subsection.

Section 104.3.4 Deferred Submittals. For the purposes of this section, deferred submittals are defined as those portions of the design which are not submitted at the time of the application and which are to be submitted to the building official within a specified period. Deferral of any submittal items shall have prior approval of the building official. The architect or engineer of record shall list the deferred submittals on the plans and shall submit the deferred submittal documents for review by the building official. Submittal documents for deferred submittal items shall be submitted to the architect or engineer of record who shall review them and forward them to the building official with a notation indicating that the deferred submittal documents have been reviewed and that they have been found to be in general conformance with the design of the building. The deferred submittal items shall not be installed until their design and submittal documents have been approved by the building official.

Section 104.4.1 Approved Plans or Construction Documents. Delete the first paragraph of this section and replace with the following.

When the building official issues a permit, the construction documents shall be approved by separate letter or plan review stating, or the plans shall be stamped as, "Reviewed and Approved for Code Compliance". Work shall be installed in accordance with the approved construction documents. Changes to the approved set of construction documents that affect code compliance are prohibited unless amended documents are resubmitted by the appropriate design professional for review and approval before such modification is constructed in the field.

Section 104.5 Fees. Delete Section 104.5 in its entirety and refer to Table 3-D of the City of Fairbanks Administrative Code.

Section 104.5.2 Investigation Fee - Work Without a Permit. Delete this subsection and substitute the following.

A penalty fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The payment of such investigation fee shall not exempt an applicant from compliance with all other provisions of either this or other adopted codes of the Authority Having Jurisdiction, nor from the penalty prescribed by law. The penalty fee for performing work without the required permit is \$750.

Section 104.5.3 Fee Refunds. Delete number 2 and substitute the following.

Section 104.5.3(2) The building official may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code.

Section 105.2.1 Uncovering. Delete the second paragraph and substitute the following.

The requirements of this section shall not be considered to prohibit the operation of any plumbing installed to replace existing equipment or fixtures serving an occupied portion of the building in the event a request for inspection of such equipment or fixture has been filed with the Authority Having Jurisdiction not more than 48 hours after such replacement work is complete, and before any portion of such plumbing systems is concealed by any permanent portion of the building.

Section 105.3.3 Approval. Delete this section in its entirety and substitute the following.

Upon the satisfactory completion and final test of the plumbing system, an approval for use shall be issued by the Authority Having Jurisdiction to the permittee.

Section 106.2 Notices of Correction or Violation. Delete the second paragraph of this section and substitute the following.

Refusal, failure, or neglect to comply with any such notice or order within 180 days of receipt thereof, or other time limit as set forth in the notice or order, shall be considered a violation of this code and shall be subject to the penalties set forth elsewhere in this code for violations.

Section 106.3 Penalties. Delete this section in its entirety and replace with the following.

Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters, or repairs any plumbing in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provision of this code or other codes adopted by this jurisdiction shall be subject to penalties prescribed by law.

204.0 Building Thermal Envelope. Add the following definition to this section.

Building Thermal Envelope – For purposes of the plumbing code: the basement walls, exterior walls, floors, roofs, and any other building elements that enclose conditioned spaces, and frost-protected foundations. For frost-protected foundations with required horizontal insulation, the thermal envelope shall be considered to extend from the warm-in-winter side, to the projection of the vertical insulation, cold-in-winter exterior surface. For thermal envelope assemblies enclosing conditioned spaces, the thermal envelope assembly includes any vapor retarders.

205.0 Conditioned Space – Add the following Definition to this section.

Conditioned Space -- For purposes of the plumbing code, space within a building that is provided with heating equipment or systems capable of maintaining, through design or heat loss, 50 degrees F during the heating season, or communicates directly with a conditioned space.

210.0 Hot Water - Delete this definition and substitute the following.

Hot Water – Water at a temperature exceeding or equal to 110 degrees F.

303.0 Disposal of Liquid Waste. Add the following sentence to this section.

Pit privies (outhouses), as defined by Alaska D.E.C. 18 AAC 72.030 & 7 AAC 10.9990(46)(B), are prohibited.

Section 312.6 Freezing Protection – Delete 312.6 in its entirety and substitute the following.

All water, soil, waste, vent, or roof drainage piping shall be installed on the warm-in-winter side of the Building Thermal Envelope assembly, including any vapor retarders.

Exception 1. Vent piping above the roof.

Exception 2. Vent piping, other than wet vents, may be installed within exterior walls or above the roof/ceiling assembly where enclosed within at least R-8.8 insulation. This insulation must be continuous from the piping penetration of the warm-in-winter surface of the thermal envelope to the underside of the piping's roof sheathing penetration. The insulation of the Building Thermal Envelope assembly may be used to meet this requirement.

Exception 3. Underground Building Drain or Water Distribution piping outside the Building Thermal Envelope installed according to the circulation and insulation provisions of the latest revised standards of the local Public Water & Sewer Utility for water & sewer services.

Exception 4. A system of frost protection that, is designed & sealed by a currently registered engineer or architect, including but not limited to heat trace installed according to Sections 301.2 & 309.4; and provided it is accessible for repair or replacement without excavation or removal of elements of construction.

Section 312.9 Steel Nail Plates. Delete 312.9 and its exception in their entirety and substitute the following.

In concealed locations where piping, other than cast-iron or steel, is installed through holes or notches in studs, joists, rafters or similar members less than 1½ inches from the nearest edge of the member, the pipe shall be protected by shield plates having a minimum thickness of 0.0575 inch (No. 16 gage) shall cover the area of the pipe where the member is notched or bored, and shall extend a minimum of 2 inches above sole plates and below top plates.

Section 312.12. Rodent proofing. Delete 312.12 in its entirety.

Section 402.5 Setting. Delete the Exception and substitute the following.

Exception: The installation of paper dispensers, sanitary napkin receptacles, or accessibility grab bars shall not be considered obstructions if located such that a minimum of 7 inches clearance is maintained in any direction from the outside surface of the usable portion of the fixture.

Section 403.2 Fixtures and Fixture Fittings for Persons with Disabilities. Delete this section in its entirety and refer to Chapter 11 of the 2018 IBC and ICC A117.1- 2017.

Section 411.3 Water Closet Seats. Delete the second sentence and substitute the following:

Water closet seats for public use shall be of the elongated and open-front type.

Section 422.0 Minimum Number of Required Fixtures. Delete this section in its entirety and refer to Chapter 29 and Table 2902.1 as amended of the 2018 IBC.

Table 422.1 Minimum Plumbing Facilities. Delete this Table in its entirety and refer to table 2902.1 as amended of the 2018 IBC.

Section 501.0 General. Delete this section and substitute the following.

The regulations of this chapter shall govern the construction, location, and installation of fuel-burning and other water heaters heating potable water. All fuel and combustion air systems, chimneys, vents, and their connectors shall be regulated by the respective sections of the locally amended 2018 International Mechanical Code and the 2018 International Fuel Gas Code. The minimum capacity for water heaters shall be in accordance with the first hour rating listed in Table 501.1(1). All design, construction, and

workmanship shall be in conformity with accepted engineering practices, manufacturer's installation instructions, and applicable standards and shall be of such character as to secure the results sought to be obtained by the respective Codes.

Section 502.1 Permits- General. Add the following exception.

Exception: Replacement of an existing, approved, non-fuel-fired electric water heater with one of like size, type, and rating in a manner that maintains its approval shall not require a permit.

Section 503.2 Final Water Heater Inspection. Delete this section and substitute the following.

A final water heater inspection shall be made after all work requiring a permit has been installed in addition to inspections required for other work regulated by the mechanical code and fuel gas code.

Section 505.4.1 Single Wall Heat Exchangers. Delete part 2 (b) of this subsection and substitute the following.

(b) The pressure of the heat-transfer medium must be limited to a maximum of (labeled by installer and equal to the system safety or relief valve rating) psig by an approved safety or relief valve and the potable water system must be maintained at a normal minimum operating pressure of at least (labeled by installer & 5 psig greater than the heat-transfer medium safety or relief valve rating).

Section 603.5.10 Steam or Hot Water Boilers. Add the following exception.

Exception: Potable water makeup connections to boilers containing only heat-transfer mediums of water or other nontoxic fluid having a toxic rating or Class of 1 as listed in Clinical Toxicology of Commercial Products, 5th edition shall be permitted to be provided with a listed Backflow Preventer with Intermediate Atmospheric Vent.

603.5.16 Special Equipment. Add the following to this subsection.

Chemical Dispensers otherwise approved for connection to the potable water piping system shall not be connected to an Atmospheric Vacuum breaker hose thread in such a way that the Atmospheric Vacuum breaker is able to be pressurized, e.g. with a valve in the discharge piping.

Section 609.4 Testing. Delete the third sentence and substitute the following.

A 100 pound per square inch air pressure test may be substituted for the water test.

Section 612 Residential Fire Sprinkler Systems. Delete this section in its entirety.

Section 712.1 Media. Delete the first sentence and replace with the following.

The piping of the plumbing, drainage, and venting systems shall be tested with water or air.

Section 719.1 Cleanout Location. Delete the first paragraph in its entirety and replace with the following:

Cleanouts shall be placed at the connection of the building sewer and building drain outside the building and extend to grade.

Section 719.2. Delete this section in its entirety.

Section 807.3 Domestic Dishwashing Machines. Add the following subsection.

Section 807.3.1 When a compartment or space for a domestic dishwasher is provided, an approved dishwasher airgap fitting shall be installed.

812.2 Elevator Pits. Add this new Subsection.

812.2 Elevator Pits. Where drains are not provided to prevent the accumulation of water in elevator pits, sumps are required. Drains connected directly to the sanitary system shall not be installed in elevator pits. Sumps in elevator pits, where provided, shall be covered and the cover shall be level with the pit floor. The pump shall be of sufficient capacity to prevent the accumulation of water in the pit. If the building is fire-sprinklered, the pump shall be sized of at least the capacity of one energized sprinkler head.

Section 906.7 Frost or Snow Closure. Replace the first sentence with the following.

Vent terminals shall be a minimum of 3 inches in diameter, but in no event smaller than the required vent pipe.

1002.2 Fixture Traps. Add the following exception to this section.

Exception: The developed length of a trap arm from a two-inch outlet private floor drain in a garage bay serving a single dwelling unit shall be permitted to exceed the distances given in Table 1002.2 if the floor drain

trap and trap arm are increased to three-inch nominal size. When installed according to this exception the trap arm is required without any offsets or changes in direction and the vent shall be connected below and extend vertically into or adjacent to the first garage wall under which the trap arm passes.

Section 1101.4.6 Subsoil Drains. Delete 1101.4.6

Section 1101.6 Subsoil Drains. Delete 1101.6

Section 1101.12.1 Primary Roof Drainage. Delete the last sentence of this section and replace with the following.

Unless otherwise required by the Authority Having Jurisdiction, roof drains, gutters, vertical conductors or leaders, and horizontal storm drains for primary drainage shall be sized based on a maximum rainfall of one (1) inch per hour per square foot of roof area.

Section 1101.12.2.2 Combined System. Delete the second sentence in this subsection and replace with the following:

When the combined secondary and primary roof drain system connects to a building storm drain that connects to an underground storm sewer, a relief drain shall be installed to ensure positive common roof drain flow. The connection of this relief drain to the common drain shall not divert or obstruct the primary drain.

Section 1107.2 Methods of Testing Storm Drainage Systems. Delete the first sentence of this section and substitute the following.

The piping of storm drain systems shall be tested upon completion of the rough piping installation by water or air and proved tight.

Chapter 12 Fuel Piping. Delete this chapter in its entirety and refer to the 2018 *International Fuel Gas Code* as amended.

Chapter 14 Firestop Protection. Delete this Chapter in its entirety and refer to the *International Building Code* as amended.

Appendix C

Section C 101.3 Authority Having Jurisdiction. Add the following to this section.

For the plumbing systems in Appendix C, other than those of C301.0, C302.0, & C501.0, the design by a registered professional engineer is required where the work is not exempted by AS 08.48.331. A riser diagram or isometric indicating the

provisions of Appendix C intended to be installed shall be submitted for review and approval by the Building Department prior to the work being commenced. The riser diagram or isometric is in addition to the other details or data that may be required by the Building Official.

Section C 302.2 Single-wall heat exchangers. Delete part (3) of this subsection and substitute the following.

(3) The equipment is permanently labeled according to Section 505.4.1 (3) as amended.

Section C 601.0 Single-Stack Vent System. Delete the 1st sentence of this subsection.

Appendix H Private Sewage Disposal Systems. Delete this section in its entirety and replace with the following:

Private Sewage Disposal Systems shall be designed and installed in accordance with the current standards as published by the State of Alaska Department of Environmental Conservation (D.E.C.). Written verification from D.E.C. or a State of Alaska-certified Septic System Installer of the D.E.C.'s approved installation shall be submitted to the Building Department. A Certificate of Occupancy shall not be issued until this written verification is submitted to the Building Department.

ORDINANCE NO. 6157

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE XIV
INTERNATIONAL FUEL GAS CODE, BY ADOPTING THE 2018
INTERNATIONAL FUEL GAS CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Fuel Gas Code and the amendments thereto and recommends adoption of the 2018 International Fuel Gas Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article XIV, is hereby repealed and re-enacted as follows:

ARTICLE XIV. INTERNATIONAL FUEL GAS CODE

Sec. 10-425. Adoption.

The International Fuel Gas Code 2018 Edition, as published by the International Code Council, is hereby adopted by the City of Fairbanks.

Sec. 10-426. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Fuel Gas Code is hereby adopted. Copies of the Local Amendments to the 2018 International Fuel Gas Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance will be the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Fuel Gas Code

(Adopted by Ordinance No. 6157)

The International Fuel Gas Code, 2018 Edition, is hereby amended as follows:

Section 101.3 Appendices. Add the following to this section.

Appendices A, B, C, & D are hereby adopted.

Except for Sections 101, 102, and the following amendments, delete Chapter 1 in its entirety and refer to the City of Fairbanks Administrative Code.

Section 101.2 Scope. Add the following sentence after the first sentence.

The storage system for liquefied petroleum gas including tanks, containers, container valves, regulating equipment, meters, and/or appurtenances for the storage and supply of liquefied petroleum gas for any building, structure, or premises shall be designed and installed in accordance with the International Fire Code and NFPA 58.

Section 101.2 Scope. Exception Delete this exception in its entirety.

Section 101.2.4 Systems, appliances and equipment outside the scope. Delete Number 13, Temporary LP-gas piping.

Section 101.5 Severability. Add a sentence as follows:

The provisions of this code shall not be deemed to nullify any provisions of local, state, or federal law.

Section 102.8 Referenced codes and standards. Add four subsections at the end of this section as follows:

102.8.3 Plumbing. Where reference to any Plumbing Code is made in this Code it means the *Uniform Plumbing Code* as adopted and amended by the City of Fairbanks.

102.8.4 Electrical. Where reference to any Electrical Code is made in this Code it means the *National Electrical Code* as adopted and amended by the City of Fairbanks.

102.8.5 Administrative. The provisions of the City of Fairbanks Administrative Code shall apply to the administration and enforcement of this code. Where provisions of the City of Fairbanks Administrative Code and this code conflict, the most restrictive shall apply.

102.8.6 Energy. Where reference is made in this Code to the International Energy Conservation Code it means the *IECC* as currently adopted by the City of Fairbanks.

Section 201.3 Terms defined in other codes. Delete this section and replace as follows.

Where terms are not defined in this code and are defined in the *International Building Code*, *National Electrical Code*, *International Fire Code*, *International Fuel Gas Code*, and the *Uniform Plumbing Code*, such terms shall have meanings ascribed to them as in those codes.

Section 201.4 Terms not defined. Amend this section by adding the following sentence.

Webster's Third New International Dictionary of the English Language, Unabridged shall be considered as providing ordinarily accepted meanings.

Section 301.2 Energy utilization. Delete this section in its entirety.

Section 301.16 Penetration Weatherproofing. Add this section and the following after section 301.15.

Joints at roofs and exterior walls around pipes, ducts, appurtenances, or equipment shall be made watertight by the use of approved materials.

Section 301.17 Meter Protection. Add this section and the following.

It shall be the responsibility of the Gas piping system permit-holder to provide physical damage protection and adverse weather protection as approved by the Building Department for the meter-set and piping connection to it.

Section 301.18 Carbon Monoxide Alarms. Add this section numbering, title, and the following after section 301.17.

Where a fuel-fired appliance is installed or replaced in an existing dwelling an approved carbon monoxide alarm shall be installed outside of each separate sleeping area in the immediate vicinity of the bedrooms. A single station, battery-operated carbon monoxide alarm shall be listed as complying with UL 2034 and shall be installed according to the manufacturer's installation instructions.

Section 303.4 Protection from vehicle impact damage. Add the following at the end of Section 303.4.

Fuel-fired equipment and appliances located within the direct perpendicular path of a garage door opening of eight feet or less in height shall comply with Section 303.4.1

Section 303.4.1. Fuel-fired appliance protection. Fuel-fired appliances and equipment located in the direct path for vehicles as described in 303.4 shall be protected from impact with one of the following methods.

1. A minimum schedule 40 nominal 3" diameter steel pipe 30" high, with a vertical face at least 6" in the direction of vehicle approach and:
 - 1.1 Buried a minimum 2'0" deep in compacted soil and imbedded in at least 4" nominal concrete slab.
 - 1.2 Set in a minimum 1'0" x1'0"x1'0" block of concrete (slab included).
2. A platform on which the equipment sits, at least 24" high, extended at least 6" greater than the equipment footprint (including attachments such as burners and controls) in the direction of vehicle approach and in contact with the structure opposite the direction of vehicle approach.
3. An approved system of equivalent resistance to vehicle impact extending at least 6" ahead of the equipment's footprint in the direction of vehicle approach, including attachments such as burners and controls.

303.7 Pit locations. Add the following sentence at the end of this Section.

Liquefied petroleum gas piping shall not serve appliances located in a pit or basement where heavier-than-air gas might collect to form a flammable mixture.

Section 304.6 Outdoor combustion air. Delete this section in its entirety and replace as follows.

Combustion air for gas-fired appliances shall be provided on a basis of 1 square inch per 4000 Btu per hour of the total input rating of all equipment. In lieu of this requirement, combustion air may be provided in accordance with Table 304.6, but shall not be less than the sum of the areas of all vent connectors in the space. Combustion air may be provided from one opening directly communicating with the outdoors or through a vertical or horizontal duct from the outdoors or spaces that freely communicate with the outdoors. The opening into the enclosure containing the appliances shall be located no lower in elevation than 2/3 the distance from the top of the finished floor to the bottom of the finished ceiling in the enclosure.

TABLE 304.6

COMBUSTION AIR - CATEGORY I GAS APPLIANCES ONLY*

Appliance Size Btuh Input Rating	C/A Duct Minimum Free Area (square inches)	Minimum Round Duct Size (inches)
Up to 120,000	28	6
120,000 to 155,000	38	7
155,000 to 175,000	50	8

*Note: Category II, III and IV gas appliances may use Table 7-1 as amended for oil-fired appliances per Chapter 7 of the 2018 International Mechanical Code.

Section 304.10 Louvers and grilles. Amend the fourth sentence as follows.

Screens shall have a mesh size not smaller than 1/2”.

Section 304.11 Combustion Air Ducts. Delete #4, #5, and #6 and refer to section 304.6 as amended.

Section 304.11 Combustion air ducts. Delete # 8 and replace with the following.

8. Combustion air intake openings located on the exterior of a building shall have the lowest side of such openings located not less than 18 inches vertically from the adjoining finished ground level or an approved alternative means provided to prevent snow blockage.

Section 305.1.1 Fuel-fired equipment startup report. Add this subsection and the following.

A startup report is required for all fan-assisted or power-burner fuel-fired equipment indicating the following conditions and others which the manufacturer recommends in their installation instructions. A non-returnable copy must be provided to the inspector for insertion in the Building Department project files.

Company, Name, address, & Phone Number of Startup Technician

Manufacturer and Model No. of Equipment

Date and Time of Startup and Noted Readings

Net Stack Temperature

Overfire Draft

Breech Draft

Stack Draft

CO

CO2 or O2

Actual Rate of fuel input

Section 305.13 Area served. Add this section and the following.

Appliances serving different areas of a building other than where they are installed shall be permanently marked in an approved manner that uniquely identifies the appliance and the area it serves.

Section 310 Electrical Bonding. Add subsection 310.2.6 and the following at the end of this section.

310.2.6 Prohibited connection. The required gas piping system bonding connection to the electrical service grounding system shall not be made to any part of the gas service meter set equipment owned and operated by the Gas Utility Company. Bonding shall be on the customer side of the meter and regulator set. A direct bonding connection to Corrugated Stainless Steel Tubing is prohibited and bonding connections to Corrugated Stainless Steel Tubing systems shall be completed according to the specific tubing manufacturer's instructions.

Section 401.11 Prohibited future piping. Add this section and the following.

Installation of piping for future use beyond a capped or plugged tee outlet is prohibited without the extension of the installation through the gas piping outlet(s) for specified equipment and appliances.

Section 403.10.5 Metallic fittings. Revise this section by deleting the words "cast iron" in #2 and deleting #5

Section 406.4.1 Test pressure. Amend the first sentence of this section as follows.

Test pressure to be used shall be no less than 1½ times the proposed maximum working pressure but not less than 10 psig.

Section 406.8. Add a new section as follows.

Section 406.8 Temporary Gas Installations. The installation of temporary gas shall comply with this section.

- 406.8.1** Temporary gas approval may be given to provide heating prior to the completion of the building's primary heating system.
- 406.8.2** The heating appliance must be listed and labeled for its use to provide space heating and installed according to the manufacturer's installation instructions, including all the manufacturer's required clearances to combustibles.
- 406.8.3** The return air for furnaces used for temporary heat shall ducted from a minimum of 10 feet from the appliance.
- 406.8.4** Portable space heaters shall be provided with one hundred percent (100%) outside air to the back end of the heater and the regulator vented to outside the space being heated.
- 406.8.5** Gas hose used for temporary heaters shall be an approved type and all manufacturers' listed clearances shall be maintained. The hose shall have an internal wire mesh or braid to render it "kink proof". This wire mesh or braid shall run the full length of the hose. Each time a section of hose is used it shall be tested at a minimum of sixty (60) psi air pressure and labeled with temporary approval by the Building Department. The absence of the temporary approval label any time after gas service is supplied shall be cause to discontinue temporary gas service.
- 406.8.6** Corrugated Stainless Steel Tubing used for temporary gas service must be installed and approved as a permanent installation. Unsupported, unprotected CSST is specifically prohibited.
- 406.8.7** Temporary gas valve outlets not connected to an appliance or equipment shall be plugged or capped leak tight.

Section 410.3.2 Regulator Vent Openings. Add the following subsection.

Regulator vent openings shall not be located closer than 10 feet horizontally to any mechanical outdoor air intake opening or 3 feet horizontally from any gravity outdoor air intake opening, including opening doors and windows, unless such vent opening is at least 2 feet above the air intake opening. Regulator vent openings must be at least 12 inches above the anticipated snow level of 18 inches. Regulator vent openings shall not be located closer than 5 feet to any electrical equipment including service disconnects, electrical meters, receptacles, etc., unless such electrical equipment meets the requirements of Article 500 and 501 of the National Electrical Code.

Section 501.3 Masonry chimneys. Add the following sentence at the end of this section.

Exterior masonry chimneys shall not be used to vent gas appliances.

Section 501.6 Positive pressure. Amend this section by adding the following paragraph and subsection at its end.

Vents taller than 15' in height serving positive pressure equipment must be provided with provisions for an atmospheric balanced draft per 501.6.1.

501.6.1.1.1 Positive pressure greater than 15 feet in height. For positive pressure equipment with venting system greater than 15 feet in height, provide an atmospheric balanced draft vent, i.e. provide a barometric draft regulator. The height of the vent shall be measured from the base of the appliance to the outlet of the chimney. Vent must be sized to prevent positive pressure. Multiple heating appliances connected to a vent greater than 15 feet in height shall be provided with separate draft or atmospheric controls for each appliance.

Section 502.5 Installation. Add the following sentence at the end of this section.

Vertical Vent terminations above a roof must extend at least 18 inches above the roof. Vent terminations through a wall must be at least above an anticipated snow depth of 18 inches.

Section 502.8 Location and support of venting systems other than masonry chimneys. Add this section with the following.

Vent terminations that penetrate a metal roof with a slope greater than 1:12 shall be protected by snow guard or deflector of a type and design approved by the Code Official.

Section 502.9 Vent height limitations. Add this section with the following.

Vents which do not exceed 15 feet in height need not be provided with an atmospheric draft or control device unless required by Section 501.6. The height of the vent shall be measured from the base of the appliance to the outlet of the chimney. The entire length of the vent shall be factory sealable. The vent must be sized to avoid negative pressure.

Section 502.10 Vent Enclosure. Add this section with the following.

Venting systems installed with greater than 5 feet of developed length outside the building's thermal envelope shall be enclosed with at least an R-11 enclosure from the penetration of the thermal envelope to a point no greater than 5 feet from the vent's outlet.

Section 503.3.6 Above-ceiling air-handling spaces. Add the following sentence to Item No. 1:

The vent material shall have a flame spread index of not more than 25 and a smoke-developed index of not more than 50 when tested in accordance with ASTM E84.

Section 614.2 Duct penetrations. Delete this section in its entirety and replace with the following.

Ducts that exhaust clothes dryers shall not penetrate required fire-resistive assemblies unless enclosed in a fire-resistive shaft complying with the building code

ORDINANCE NO. 6158

**AN ORDINANCE TO AMEND FGC CHAPTER 30, ARTICLE II
INTERNATIONAL FIRE CODE, BY ADOPTING THE 2018 INTERNATIONAL
FIRE CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Fire Code and the amendments thereto and recommends adoption of the 2018 International Fire Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 30, Article II, is hereby repealed and re-enacted as follows:

ARTICLE II INTERNATIONAL FIRE CODE

Sec. 30-31. Adoption.

The International Fire Code, 2018 Edition, including all appendix chapters, as published by the International Code Council is hereby adopted.

Sec. 30-32. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Fire Code is hereby adopted. Copies of the Local Amendments to the 2018 International Fire Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Fire Code

(Adopted by Ordinance No. 6158)

The International Fire Code, 2018 Edition, is hereby amended as follows:

SECTION 105 PERMITS

105.6 Required operational permits. is amended by deleting all required operational permits except:

105.6.14 Explosives.

105.6.47 Temporary membrane structures and tents.

105.7 Required construction permits. is amended by deleting all the required construction permits except:

105.7.1 Automatic fire-extinguishing systems. is amended by adding the following new section:

105.7.1.1 A person and/or company designing, installing, testing, or maintaining automatic fire extinguishing systems is required to be NICET certified and provide a current permit issued by the Alaska State Fire Marshal's Office.

105.7.7 Fire alarm and detection systems and related equipment. is amended by adding the following new section:

105.7.7.1 A person and/or company designing, installing, testing, or maintaining fire alarm and detection systems and related equipment is required to be NICET certified and provide a current permit issued by the Alaska State Fire Marshal's Office.

105.7.8 Fire pumps and related equipment.

105.7.24 Standpipe systems.

105.7.25 Temporary membrane structures and tents. A construction permit is required to operate an air-supported temporary membrane structure, a temporary stage canopy, or tent having an area in excess of 400 square feet (37 m²).

Exceptions:

1. Tents used exclusively for recreational camping purposes.
2. Fabric canopies and awnings open on all sides which comply with all the following:
 - 2.1. Individual canopies shall have a maximum size of 700 square feet (65 m²).

2.2.The aggregate area of multiple canopies placed side by side without a fire break clearance of 12 feet (3658 mm) shall not exceed 700 square feet (65 m2) total.

2.3.A minimum clearance of 12 feet (3658 mm) to structures and other tents shall be provided.

SECTION 106 FEES

Add subsection 106.6 as follows:

106.6 Inspections. All buildings and structures subject to the authority of this code are subject to inspection pursuant to a duly adopted inspection program. All inspections provided will subject the owner and/or operator to payment of fees as set forth in the City of Fairbanks Schedule of Fees and Charges for Services.

Add subsection 106.7 as follows:

106.7 False and nuisance alarms. The owner of an alarm is subject to a false and nuisance alarm charge in accordance with the City of Fairbanks Schedule of Fees and Charges for Services.

SECTION 201 GENERAL

201.3 Terms defined in other codes. Is amended to read: Where terms are not defined in this code and are defined in the International Building Code, International Fuel Gas Code, International Mechanical Code, or Uniform Plumbing Code, as adopted by and amended by the City of Fairbanks, such terms shall have the meanings ascribed to them in those codes. Where reference to any electrical code is made in this code, it means the National Electrical Code as adopted and amended by the City of Fairbanks.

SECTION 202 GENERAL DEFINITIONS

Educational Group E.

Group E, daycare facilities. is revised to read: This group includes buildings and structures, or portions thereof, occupied by more than five children older than 2 ½ years of age, including children related to staff, who receive educational, supervision, or personal care services for less than 24 hours per day.

Family Child Care Home. is added and defined as follows: A family childcare home is a licensed facility that is located within a single-family home in which personal care services are provided by the owner or tenant that normally occupies the residence on a 24-hour basis.

Exception:

Family childcare homes operated in a primary residence (R-3) and operating between the hours of 6:00 a.m. and 10:00 p.m. may accommodate a total of twelve children, including children related to staff, provided that no more than 5 children are under the age of 2 ½ years, without conforming to the requirements of a Group E occupancy except for:

1. Smoke alarms as described in Subsection 907.2.11
2. General means of egress requirements of Section 1003, including emergency escape and rescue openings, as required by Section 1030, in napping or sleeping rooms;
3. Accessibility requirements as outlined in Chapter 11
4. Portable fire extinguisher requirements as described in Section 906
5. CO detection as required in IFC Section 915 and AS 18.70.095

Family childcare homes operated in a primary residence (R-3) and operating between the hours of 10:00 p.m. and 6:00 a.m. with more than 5 children, including children related to staff shall be equipped with an approved automatic sprinkler system throughout, designed and installed in accordance with IFC Section 903.3.1.3 and NFPA Standard 130 or an approved equivalent system as approved by the Fire Chief; emergency escape and rescue openings, as required by Section 1030, in napping or sleeping rooms; portable fire extinguisher requirements as described in Section 906, smoke detection as required in Subsection 907.2.11, and CO detection as required in IFC Section 915.

Foster Care Facilities. is added and defined as follows: Facilities that provide care on a 24-hour basis to more than five children 2 ½ years of age or less, including children related to the staff, shall be classified as Group 1-2.

Institutional Group I.

Institutional Group I-1. Amend the second paragraph of Condition 2 to read:

Three to 16 persons receiving custodial care. A facility housing more than two and not more than 16 persons receiving custodial care shall be classified as Group R-4.

Amend the third paragraph of Condition 2 to read:

Two or fewer persons receiving custodial care. A facility with two or fewer persons receiving custodial care shall be classified as Group R-3.

Institutional Group I-2. is revised to read: Institutional Group I-2 occupancy shall include buildings and structures used for medical care on a 24-hour basis for more than two persons who are not capable of self-preservation.

A childcare facility that provides care on a 24-hour basis to more than five children who are 2 ½ years of age or less, including children related to staff, shall be classified as Group I-2.

Institutional Group I-4, daycare facilities. is revised to read: Institutional Group I-4 shall include buildings and structures occupied by more than five children of any age, including persons related to the staff, receiving custodial care for less than 24 hours.

Nursing Home. is added and defined as follows: Facilities that provide care, including both intermediate care facilities and skilled nursing facilities, serving more than two persons, where any of the persons are incapable of self-preservation.

Residential Group R.

Residential Group R-4. Delete this paragraph in its entirety and replaced as follows: Residential Group R-4 shall include buildings, structures, or portions thereof for more than two but not more than 16 persons, excluding staff, who reside on a 24-hour basis in a supervised residential environment and receive custodial care. This group shall include, but not be limited to, the following:

- Alcohol and drug centers
- Assisted living facilities
- Congregate care facilities
- Group homes
- Halfway houses
- Residential board and care facilities
- Social rehabilitation facilities

Occupants of residential care/assisted living facilities are capable of responding to an emergency situation without physical assistance from the staff. Occupancies which include individuals who are not capable of responding to an emergency situation or are incapable of self-preservation shall be classified as a Group I occupancy. R-4 occupancies shall be sprinklered throughout as required by section 903.2.8.2-903.2.8.4.

Evacuation Capability. is added and defined as follows: The ability of occupants, residents, and staff as a group either to evacuate a building or to relocated from the point of occupancy to a point of safety.

Impractical evacuation capability. is added and defined as follows: A group does not have the ability to reliably move to a point of safety in a timely manner. Evacuation

capability of fourteen minutes or more indicates impractical evacuation capability. Impractical evacuation capability is not allowed and must be corrected immediately with additional staff, or relocation of residents to an appropriate facility that can meet the level of care required.

Townhouse. is deleted and replaced as follows: A single-family dwelling unit constructed in a group of two or more attached units in which each unit extends from the foundation to roof and with open space on not less than two sides. Each townhouse shall be considered a separate building as recognized by a recorded lot line between such units. Each townhouse unit shall be provided with separate water, sewer, heating, and electrical services.

SECTION 307 OPEN BURNING, RECREATIONAL FIRES AND PORTABLE OUTDOOR FIREPLACES

307.2 Permit required. is deleted and replaced with the following: A permit is required to be obtained for any open burning of brush or other organic plant material that does not create black smoke, toxic gases, or odors which may affect nearby persons as prescribed by the ADNR/ Forestry Division. Burning of other material must be approved/permited by ADEC and FNSB Air Quality.

SECTION 405 EMERGENCY EVACUATION DRILLS

Section 405 is amended with the addition of a subsection:

405.10 False Alarms. False alarms may not be counted as a fire drill for the purposes of Section 405.

SECTION 507 FIRE PROTECTION WATER SUPPLIES

507.5.4 Obstruction. is deleted in its entirety and replaced as follows: Unobstructed access to fire hydrants, fire department inlet connections (FDC), or fire protection system control valves shall be maintained at all times. The fire department shall not be deterred or hindered from gaining immediate access to fire protection equipment or fire hydrants. Posts, fences, vehicles, growth, trash, storage, and other materials or objects shall not be placed or kept near fire hydrants, FDC, or fire protection system control valves in a manner that would prevent such equipment from being immediately discernible. No vehicle shall be parked within 15 feet in front of, and 10 feet to the side of a fire hydrant, FDC, or fire protection control valve on private or public property.

SECTION 705
DOOR AND WINDOW OPENINGS

Add subsection 705.2.4.1 as follows:

705.2.4.1 Operation. Fire rated assemblies may not be obstructed or otherwise impaired from their proper operation at any time. When two or more self-closing fire assemblies within a building have been documented as having been obstructed or impaired during three or more consecutive inspections, the fire code official may order the installation of automatic closing devices meeting the requirements of section 716.2.6.4 of the International Building Code.

SECTION 901
GENERAL

901.3 Permits. is revised to read: Permits shall be required as set forth in section 105.7. Any company installing and/or performing maintenance on sprinkler systems shall have at least one individual on site that holds a permit issued by the State Fire Marshal's Office.

901.6 Inspection, testing maintenance.

901.6.3 Records. is amended to read: Records of all system inspections, tests, and maintenance required by the referenced standards shall be maintained on the premises for a minimum of three years. Copies of all inspection and service reports shall be sent to the fire code official within 30 days of inspection, testing, and maintenance.

901.6.3.1 Records information. Initial records shall include the name of the installation contractor, type of components installed, manufacturer of the components, location and number of components installed per floor. Records shall include the manufacturers' operation and maintenance instruction manuals. Such records shall be maintained on the premises for the life of the installation. A copy of all inspection and service reports shall be sent to the fire code official within 30 days of the install.

Add subsection 901.11 as follows:

901.11 Damage protection. Where exposed to probable vehicular damage due to proximity to alleys, driveways, or parking areas, standpipes, post indicator valves, sprinkler or standpipe connections, and private and public fire hydrants shall be protected in an approved manner as outlined by IFC or Golden Heart Utilities Standards.

SECTION 903
AUTOMATIC SPRINKLER SYSTEMS

903.2 Where required.

903.2.3 Group E. Delete this section in its entirety and replace as follows: An automatic sprinkler system shall be provided throughout all Group E occupancies. An automatic sprinkler system shall also be provided for every portion of educational buildings below the level of exit discharge. Daycare uses that are licensed to care for more than 5 persons between the hours of 10:00 pm and 6:00 am shall be equipped with an automatic sprinkler system designed and installed in accordance with Section 903.3.1.3 or an approved equivalent system. The use of a fire wall or barrier does not establish a separate building or fire area for purposes of this section.

Exceptions:

1. Buildings with E occupancies having an occupant load of 49 or less.
2. Daycare uses not otherwise required to have automatic sprinkler systems by other provisions of the code.

903.2.11 Specific buildings areas and hazards. Is revised by adding the subsection:

903.2.11.7 Pit sprinklers. Sprinklers shall be installed in the bottom of all new and existing elevator pits below the lowest projection of the elevator car but no higher than 24 inches from the bottom of the pit.

903.3 Installation requirements.

A new subsection is added to read as follows:

903.3.1.1.3 Elevator hoist ways and machine rooms. When the provisions of this code require the installation of automatic sprinkler systems, the installation in elevator hoist ways and machine rooms must occur as described in IBC Chapter 30 (Elevators & Conveyer Systems) and NFPA 13, (Elevator Hoist ways and Machine Rooms) and adopted by reference, and the American Society for Mechanical Engineers (A.S.M.E.) A17.1 Safety Code for Elevators and Escalators (as adopted by the State of Alaska Dept. of Labor Standards and Safety) and adopted by reference. The sprinkler head at the top of the elevator shaft must have an isolation valve so the single head can be shut off in the event of an emergency. The valve must be marked and sealed or locked in the open position.

Exceptions: Sprinklers are not required in elevator machine rooms where the machine room is:

1. Separated from the remainder of the building as described in IBC Section 3006.4
2. Smoke detection is provided in accordance with NFPA 72 and adopted by reference
3. Notification of alarm activation is received at an approved central station alarm.

903.4 Sprinkler system supervision and alarms.

903.4.2 Alarms. is amended to by adding the following sentence to the end of the paragraph: Buildings equipped with a sprinkler system but without an alarm system shall

have at least one notification device (horn/strobe) located inside the building in a commonly occupied area(s) to alert occupants of a sprinkler activation.

**SECTION 907
FIRE ALARM AND DETECTION SYSTEMS**

907.2 Where required – new buildings and structures

907.2.3 Group E. is revised by adding a second paragraph to read: rooms used for sleeping or napping purposes within a daycare use of Group E occupancy must be provided with smoke alarms that comply with Section 907.2.10 and Carbon Monoxide detection as required by Section 915.

907.7 Acceptance tests and completion. is amended by adding a new sentence to read: A copy of the acceptance test certificate shall be forwarded to the fire code official by the firm conducting the test within 30 days of the completion of the installation.

907.8 Inspection, testing and maintenance.

907.8.5 Inspection, testing and maintenance. is amended by changing the last sentence to read: Records of inspection, testing, and maintenance shall be maintained, and a copy shall be delivered within 30 days to the fire code official.

**SECTION 915
CARBON MONOXIDE DETECTION**

915.1 General. Revise the last sentence of this paragraph to read: Carbon monoxide detection shall be installed in existing buildings in accordance with Chapter 11 of the International Fire Code and this section.

915.1.7 Vehicle Parking. Is added as follows: Carbon monoxide detection shall be provided where there is located any vehicle parking within 25 feet of any direct air intake openings.

915.4.1 Power source. Is revised by adding the following sentence to the end of the paragraph: Carbon monoxide detectors shall be permitted to be cord-and-plug type with battery backup, or battery powered in existing construction.

**SECTION 1006
NUMBERS OF EXITS AND EXIT ACCESS DOORWAYS**

1006.3.3.2 Exits from basements. Create a new subsection and title to read as follows: Basements in all occupancies except Group R-3 shall be provided with a minimum of at least two independent exits.

Exceptions:

1. Basements used exclusively for the service of the building.

2. Basements used exclusively for storage purposes and limited to 750 square feet.
3. Basements used for private offices, maintenance rooms, or laundry rooms and similar uses limited to an aggregate floor area of 500 square feet, provided a hard wired smoke detector is installed in the basement and interconnected to a smoke detector located on the level of discharge as approved by the City Fire Marshal.
4. Basements used for private offices, maintenance rooms, or laundry rooms and similar uses which are provided with a direct exterior exit to grade shall be limited to an aggregate floor area of 750 square feet, provided a hard wired smoke detector is installed in the basement and interconnected to a smoke detector on the level of exit discharge as approved by the City Fire Marshal.
5. Buildings which are sprinklered throughout and contain a basement may have one exit, provided:
 - 5.1 Basements are used exclusively for storage purposes and limited to 1,500 square feet.
 - 5.2 Basements are used for private offices, maintenance rooms, or laundry rooms and similar uses limited to an aggregate floor area of 1,000 square feet.
 - 5.3 Basements are used for private offices, maintenance rooms, or laundry rooms and similar uses and are provided with a direct exterior exit to grade shall be limited to an aggregate floor area of 1,500 square feet.

**SECTION 1010
DOORS, GATES, AND TURNSTILES**

1010.1.9 Door operation.

1010.1.9.4 Locks and Latches. is amended by adding Conditions 7 and 8 as follows:

7. In Groups B, F, M, and S occupancies, a single thumb turn may be used in exit doors, where the occupant load is 100 or less, in conjunction with an approved lock set when the thumb turn requires no more than one-half turn to unlock. Hardware height shall comply with Section 1010.1.9.2. This exception does not apply when panic hardware is required or installed.
8. Manual security bars for limited use may be used under the provisions and in the areas specified by section 1010.1.9.13 of this code.

Create a new subsection and title as follows:

1010.1.9.13 Manual security bar for limited use. Assembly occupancies such as restaurants, taverns, and lounges, and Group B, F, M, and S occupancies with an occupant load of less than 100 may utilize a manual security bar for limited use at the second required exit when the building is not occupied by the public. Assembly occupancies with an occupant load of 300 or less and are provided with an approved sprinkler system throughout may install a security bar on the second required exit. The manual security bar for limited use shall meet the following requirements:

1. The security bar shall be pre-approved by the fire marshal before installation.
2. The bar shall be easily removed and shall not be provided with padlocks, chains, or other locking devices requiring special tools or knowledge.
3. The bar shall be identified by a contrasting color.
4. The door shall be provided with a sign stating, "This door is required to remain unlocked during business hours."

The conditions and approval of the security bar installation shall be kept on file with the fire marshal. The use of this provision may be removed by the fire marshal for non-compliance.

SECTION 1011 STAIRWAYS

1011.5 Stair treads and risers.

1011.5.2 Riser height and tread depth. is amended by adding Exception 6 to read as follows: Stairs or ladders used only to attend equipment are exempt from the requirements of Section 1011.

SECTION 1030 EMERGENCY ESCAPE AND RESCUE

1030.1 General. Revise the first sentence of the paragraph to read as follows: In addition to the means of egress required by this chapter, emergency escape and rescue openings shall be provided in Group R, I-1, and Daycare occupancies where napping or sleeping rooms are provided.

1030.1 General. is amended by deleting Exception 1.

1030.2 Minimum size. is amended by deleting Exception.

SECTION 1031 MAINTENANCE OF THE MEANS OF EGRESS

Add subsection as follows:

1031.11 Protection from falling snow and ice. Where the accumulation of snow and/or ice on a structure creates a hazardous condition, the areas below the accumulation shall be protected from falling snow and/or ice. These areas shall include (but not be limited to) building entrances and exits, pedestrian, driveways, public right-of-way, and utility locations for gas meters, fire department connections, and electrical meters, services, and disconnects, etc.

APPENDIX B

FIRE-FLOW REQUIREMENTS FOR BUILDINGS

SECTION B103 MODIFICATIONS

Add new subsections as follows:

B103.4 For buildings requiring a fire flow of 1,500 gallons per minute or less, located in areas not served by water mains, the Fire Chief may waive or reduce the fire flow requirements and/or may require a fire alarm system, if the cost of installing water mains or reservoirs exceeds 5% of the total cost of the structure(s) and improvement(s) as determined by the architect's or engineer's estimate.

B103.5. Table B105.1 is modified as follows for buildings located in areas not served by water mains:

- a. Floor areas for buildings may be increased by 100% of the basic floor area without an increase in fire flow, provided that an automatic, central station, or remote station supervised smoke or heat detection system is installed throughout the structure in accordance with NFPA 72. For the purposes of this subsection, such an installation may allow type V-8 construction to be increased to 10,000 square feet in area.
- b. Separate fire areas within a building may be created by the construction of concrete or concrete block walls having minimum fire duration of 2 hours, with no openings permitted, and extending to the outer edges of horizontal projecting elements. Full height parapets are required above the roof line.
- c. Sprinkler systems installed to reduce fire flow requirements (by 75% in accordance with the exception to section B105.2) and not otherwise required by the International Building or Fire Codes, 2018 editions, may be supplied from either pressure tanks or tanks with a listed fire pump, sized in accordance with the following criteria:

Classification	Design Area (x1,500 sq.ft.)	Tank with fire pump	Pressure tank
Light Hazard	.10 gal/sq. ft.	2,000 gal	3,000 gal
Ordinary Hazard 1	.15 gal/sq. ft.	2,500 gal	3,750 gal
Ordinary Hazard 2	.20 gal/sq. ft.	3,000 gal	4,500 gal
Extra Hazard 1 & 2	Not Permitted	Not Permitted	Not Permitted

- d. Sprinkler systems specifically required by the 2018 editions of the International Building Code or Fire Code shall be installed in accordance with Chapter 9 of the International Fire Code, 2018 edition. An approved water supply capable of providing ten minutes of the sprinkler system design discharge, not including hose stream allowances, shall be

provided. The system must be monitored by an approved central or remote station alarm system. At such time that a water utility main is laid in front of, alongside of, or adjacent to the improved property, the owner of the property must connect the sprinkler system to the water utility main in an approved manner within one year and thirty days from the date such water service is declared available.

- e. A tract of land or subdivision which has been surveyed and divided into residential lots for purpose of sale shall meet fire flow requirements as determined by Section B105.1 of this Appendix.
- f. A tract of land, which, by means of incremental development, becomes similar to a tract of land or subdivision, which has been surveyed and divided into residential lots for purpose of sale, shall meet fire flow requirements as determined by Section B105.1 of this Appendix.
- g. Once an approved water main system is installed, subsequent additions to existing buildings, and all new construction, shall meet the required fire flow.
- h. Multiple structures on a single lot shall be individually evaluated for fire flow requirements.

ORDINANCE NO. 6159

AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE XVI INTERNATIONAL ENERGY CONSERVATION CODE, BY ADOPTING THE 2018 INTERNATIONAL ENERGY CONSERVATION CODE WITH LOCAL AMENDMENTS

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Energy Conservation Code and the amendments thereto and recommends adoption of the 2018 International Energy Conservation Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code Chapter 10, Article XVI, is hereby repealed and re-enacted as follows:

ARTICLE XVI. INTERNATIONAL ENERGY CONSERVATION CODE

Sec. 10-456. Adopted.

The 2018 International Energy Conservation Code is hereby adopted.

Sec. 10-457. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Energy Conservation Code is hereby adopted. Copies of the Local Amendments to the 2018 International Energy Conservation Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this ordinance is the ____ day of April 2021.

JIM MATHERLY, MAYOR

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Energy Conservation Code

(Adopted by Ordinance No. 6159)

The International Energy Conservation Code, 2018 Edition, is hereby amended as follows:

Commercial Provisions Chapter 1 – Chapter 6. Delete this section in its entirety.

Residential Provisions Chapter 1. Delete sections R101.5-101.5.1 and R102-R109 in their entirety and refer to the City of Fairbanks Administrative Code.

Section R202 General Definitions.

Vapor Retarder. Create a new definition to read as follows:

Vapor retarder: A vapor resistant material, membrane, or covering having a permeance rating of .06 perm and recognized as a class 1 vapor retarder in accordance with the International Residential Code.

Section R401.3 Certificate. Delete this section in its entirety.

Table R402.1.2 Insulation and Fenestration Minimum R-Values by Component.

Delete the table in its entirety and replace with the following:

Table R402.1.1 Insulation and Fenestration Minimum R-Values by Component								
Climate Zone	Windows	Doors	Ceiling ^a	Exterior frame wall ^d	Floor ^e	Below grade wall ^b	Slab ^c & Depth	Crawl-space wall ^b
8	3.22	7	60 or 49	21	38	15/19	15, 4ft	15/19

a. The smaller value may be used with a properly sized, energy-heel truss.
 b. The first R-value applies to continuous insulation, the second to

framing cavity insulation; either meets the requirement.

c. R-5 shall be added to the required slab edge R-values for heated slabs. Insulation shall not be placed below the footing portion unless bearing on entirely non-frost susceptible soils.

d. Includes rim joists

e For exposed floors, floors above crawl spaces do not require insulation.

Section R402.1.3 R-value Computation.

Delete the last sentence in its entirety.

Table R402.2.1 Insulation and Fenestration Requirements By Component & Table R402.1.4 Equivalent U-Factors. Delete the tables in their entirety and replace with the following:

Table R402.1.2 Insulation and Glazing Maximum U-Factors by Component ^c								
Climate Zone	Windows	Doors	Ceiling ^a	Exterior frame wall	Floor ^e	Below grade wall ^b	Slab	Crawl-space wall ^b
8	.31	.14	0.017 or 0.020	0.047	0.0026	0.067/ 0.053	0.067	0.066/ .052

a. The smaller value may be used with a properly sized, energy-heel truss.
b. The first R-value applies to

continuous insulation, the second to framing cavity insulation; either meets the requirement.
c. R-5 shall be added to the required slab edge R-values for heated slabs. Insulation shall not be placed below the footing portion unless bearing on entirely non-frost susceptible soils.
d. Includes rim joists
e. For exposed floors, floors above crawlspaces do not require insulation.

Section R402.2.1 Ceilings with attic spaces. Amend this section by adding the following exception:

Exception: R-49 fiberglass blanket insulation may be compressed at the eave to provide a 1.5-inch air space when installed between wood trusses having a minimum heel height of 11.25 inches.

Section R402.2.5 Mass walls. Delete this section in its entirety.

Section R402.2.11 Crawl space walls. Delete this section in its entirety and rename and replace as follows:

Section R402.2.11 Crawl space walls and adjacent floor.

Floors located above crawl spaces and not directly exposed to exterior ambient temperatures are not required to be insulated if such spaces contain, plumbing piping, hydronic piping or water and sewer services. Crawl spaces may be vented by natural or mechanical means as prescribed by the International Residential Code or International Building Code. Crawl spaces which are vented to the exterior and contain piping as described above shall be protected during freezing temperatures by an approved method or material. Crawl space wall insulation shall be permanently fastened to the wall and extend downward from the floor level to the top of the footing. Exposed earth in crawl space foundations shall be covered with a continuous vapor retarder. All joints of the vapor retarder shall overlap by 6 inches and be sealed or taped. The edges of the vapor retarder shall extend at least 6 inches up the stem wall and shall be attached or secured to the stem wall in an approved manner.

Section R402.4.6 Moisture control (Mandatory) Create a new section and title to read as follows.

Moisture control (Mandatory). The building design shall not create conditions of accelerated deterioration from moisture condensation. Walls, floors, ceilings, crawl space walls, crawl space floors, and concrete slabs shall incorporate an approved, continuous, vapor retarder. The vapor retarder shall be installed on the warm side of the insulation. All seams shall be lapped a minimum of one stud or joist bay or sealed with an approved tape or sealant. All voids between joists and studs shall be insulated and sealed in an approved manner.

Exceptions:

1. In construction where moisture or its freezing will not damage materials.
2. One-third of total installed insulation may be installed on the warm side of vapor retarders.

Section R403.1.1 Programmable Thermostat. Delete this section

Section R403.2 Hot water boiler outdoor temperature setback. Delete this section.

Section R403.3.2 Sealing (Mandatory). Delete this section in its entirety and replace with the following:

All ducts, air handlers, filter boxes, and building cavities used as ducts shall be sealed. Joints and seams shall comply with the 2018 International Mechanical Code as adopted by the City Of Fairbanks.

Section R403.3.4~~8~~ Duct material. Create a new subsection to read as follows:

A duct transporting ventilation air shall be constructed of a smooth-walled material, such as galvanized steel or lined fiberglass (rigid or semi-rigid). The use of flexible ducting is approved as a transition from rigid ducting to mechanical and air handling equipment. In all circumstances flexible ducting shall be installed per the manufacturer's instructions. Flexible ducting shall be supported to prevent sags. The radius at the centerline shall not be less than one duct diameter.

Section R403.4 Mechanical system piping insulation (Mandatory). Insert an exception to read as follows:

Exception: piping installed within the building thermal envelope.

Section R403.6 Mechanical ventilation (Mandatory) Add the following to this paragraph:

Ventilation shall comply with the 2018 International Mechanical Code or the latest edition of the ASHRAE Standard 62.2 as referenced. Exterior exhaust vents shall be located to prevent exhaust air from entering attic or soffit vents.

Section R403.7 Equipment sizing and Efficiency Rating (Mandatory). Add the following to the end of the paragraph:

Heating and cooling equipment shall be sized in accordance with the 2018 International Mechanical Code as adopted by the City of Fairbanks or based on design loads determined in accordance with the procedures described in ASHRAE Fundamentals Handbook, or other approved equivalent computational procedures.

Section R404 Electrical Power and Lighting Systems. Delete this section in its entirety.

Section R405.3 Performance based compliance Add an exception to read as follows:

Exception: Compliance may be demonstrated through a home energy rating under a program approved by the Alaska Housing Finance Corporation (AHFC) that meets the following:

1. A minimum four star plus rating is required.
2. The maximum air infiltration rate shall not exceed seven air changes per hour at 50 Pascal's pressure difference.
3. The compliance rating shall be performed by a person authorized by AHFC.
4. Compliance with sections 404.4 through 404.6 is not required.

Chapter 6 Referenced Standards. Add the following to the ASHRAE section:

62.2 2013 Ventilation and acceptable indoor air quality in low rise buildings.

ORDINANCE NO. 6160

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE XVII
INTERNATIONAL EXISTING BUILDING CODE, BY ADOPTING THE 2018
INTERNATIONAL EXISTING BUILDING CODE WITH LOCAL AMENDMENTS**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the 2018 International Existing Building Code and the amendments thereto and recommends adoption of the 2018 International Existing Building Code with local amendments; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. Fairbanks General Code, Chapter 10, Article XVII, is hereby repealed and reenacted as follows:

ARTICLE XVII. INTERNATIONAL EXISTING BUILDING CODE

Sec. 10-501. Adoption.

The 2018 International Existing Building Code is hereby adopted.

Sec. 10-502. Amendments.

The City of Fairbanks Local Amendments to the 2018 International Existing Building Code is hereby adopted. Copies of the Local Amendments to the 2018 International Existing Building Code will be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this ordinance is the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS

Local Amendments to the 2018 International Existing Building Code

(Adopted by Ordinance No. 6160)

The 2018 International Existing Building Code is amended as follows:

Chapter 1, Scope and Administration. Delete Chapter 1 in its entirety and refer to the City of Fairbanks Administrative Code, as amended.

Section 302.1 Applicability. Add the following at the end of this paragraph.

The design and construction of buildings or portions of buildings to meet the requirements of the Americans with Disabilities Act and Fair Housing Act is the exclusive responsibility of the owner of the structure.

Section 302.3 Additional codes. Delete this paragraph and substitute the following:

Alterations, repairs, additions, and changes of occupancy to, or relocation of, existing buildings and structures shall comply with the provisions for alterations, repairs, additions and changes of occupancy or relocation, respectively, in this and the International Energy Conservation Code, International Fire Code, International Fuel Gas Code, International Mechanical Code, Uniform Plumbing Code, International Residential Code, NFPA 70, and the City of Fairbanks Administrative Code. Where provisions of the other codes conflict with provisions of this code, the more restrictive shall govern.

Section 505.3 Replacement window emergency escape and rescue openings. Delete the first paragraph and conditions 1 and 2.

Section 702.5 Replacement window emergency escape and rescue openings. Delete the first paragraph and conditions 1 and 2.

ORDINANCE NO. 6161

**AN ORDINANCE TO AMEND SECTIONS 902 AND 906 OF THE 2015
CITY OF FAIRBANKS CODE FOR THE ABATEMENT OF
DANGEROUS BUILDINGS REGARDING THE SCHEDULING OF
CITY COUNCIL HEARINGS AND APPEALS OF THE CITY
COUNCIL'S DECISION**

WHEREAS, the City of Fairbanks Code for the Abatement of Dangerous Buildings was adopted by Ordinance No. 6020, FGC Sec. 10-206; and

WHEREAS, Section 902 of the current Code has a two-part process for setting the date and time for the Council's hearing on the abatement costs that is inconsistent with the procedure used for scheduling other council hearings; and

WHEREAS, Section 906 of the current Code does not specify how an appeal of the Council's decision is to be made.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. That Section 902 – Notice of Hearings, of the 2015 City of Fairbanks Code for the Abatement of Dangerous Buildings, adopted by FGC Sec. 10-206, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

SECTION 902. NOTICE OF HEARING

Upon receipt of the report, the city clerk shall ~~present it to the city council for consideration. The council shall fix~~ **schedule** a time, date and place for **the council to** hearing the report and any protests or objections thereto. The clerk shall publish notice of the hearing once in a newspaper of general circulation in this jurisdiction and shall mail a copy of the notice by certified mail, postage prepaid, addressed to the owner of the property as the owner's name and address appears on the borough's property tax records, if it appears, or as known to the clerk. In addition, the building official shall cause notice of the hearing to be posted upon the property involved. Such notice will be given at least 10 days prior to the date set for the hearing and will specify the day, hour, and place when the council will hear and pass upon the director's report, together with any objections or protests which may be filed as hereinafter provided by any person interested in or affected by the proposed charge.

Section 2. That Section 906 – Contest, of the 2015 City of Fairbanks Code for the Abatement of Dangerous Buildings, adopted by FGC Sec. 10-206, is hereby amended as follows [new text in **bold/underline** font; deleted text in ~~striketrough~~ font]:

SECTION 906. APPEAL CONTEST

Any person affected by a decision of council under Sections 904 and 905, may appeal to the State of Alaska Superior Court at Fairbanks. Any such appeal must be filed within 30 days of the council's decision and must comply with the Alaska Rules of Appellate Procedure. ~~Any action to contest the council's action under Sections 904 and 905 must be commenced within 30 days.~~

Section 3. That the effective date of this Ordinance shall be the ____ day of _____ 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

ORDINANCE NO. 6162

**AN ORDINANCE TO AMEND FGC CHAPTER 10, ARTICLE II, BY
ADOPTING THE 2020 CITY OF FAIRBANKS ADMINISTRATIVE CODE**

WHEREAS, the Building Code and Landscape Review and Appeals Commission reviewed the current City of Fairbanks Administrative Code, adopted in 2016, and recommends adoption of the attached 2020 version; and

WHEREAS, the City Council accepts the recommendations of the Building Code and Landscape Review and Appeals Commission.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

Section 1. FGC Section 10-31 is hereby repealed and re-enacted as follows:

Sec. 10-31. Adoption.

The 2020 City of Fairbanks Administrative Code is hereby adopted by the City of Fairbanks.

Copies of the 2020 City of Fairbanks Administrative Code shall be made available at the Building Department and published online at the City of Fairbanks website.

Section 2. That the effective date of this Ordinance will be the ____ day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

(Adopted by Ordinance No. 6162)

2020 CITY OF FAIRBANKS ADMINISTRATIVE CODE

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Chapter 1 TITLE, SCOPE, AND GENERAL

SECTION 101 - TITLE, PURPOSE, AND SCOPE

101.1 Title. These regulations shall be known as the City of Fairbanks Administrative Code, may be cited as such, and will be referred herein as the “code.”

101.2 Purpose. The purpose of this code is to provide for the administration and enforcement of the technical codes adopted by this jurisdiction.

101.3 Scope. The provisions of this code shall serve as the administrative, organizational, and enforcement rules and regulations for the technical codes which regulate site preparation and construction, alteration, moving, demolition, repair, use, and occupancy of buildings, structures, and building service equipment within this jurisdiction.

101.4 Other Laws. The provisions of this code shall not be deemed to nullify any provisions of local, state, or federal law.

101.5 Referenced Codes. Throughout the International Codes there are references to other codes. In all places where the International Codes make a reference to the International Plumbing Code, it means the Uniform Plumbing Code as adopted by the City of Fairbanks. In all places where the International codes and other codes refer to the Electrical Code, it means the electrical code as adopted by the City of Fairbanks.

101.6 Adopted Codes. The following codes are adopted by the City of Fairbanks: 2018 International Building Code, 2018 International Residential Code, 2018 International Existing Building Code, 2018 International Fire Code, 2018 International Mechanical Code, 2018 International Fuel Gas Code, 2018 Uniform Plumbing Code, 2020 National Electrical Code, 2018 International Energy Conservation Code, 2009 Uniform Swimming Pool, Spa and Hot Tub Code, and City of Fairbanks Code for the Abatement of Dangerous Buildings.

SECTION 102 - APPLICATION TO EXISTING BUILDINGS AND BUILDING SERVICE EQUIPMENT

102.1 General. Buildings, structures, and their building service equipment to which additions, alterations, or repairs are made shall comply with all the requirements of the technical codes for new facilities, except as specifically provided in this section and the adopted International Existing Building Code.

102.2 Additions, Alterations, or Repairs. Additions, alterations, or repairs may be made to a building or its building service equipment without requiring the existing building or its building service equipment to comply with all the requirements of the technical codes, provided the addition, alteration, or repair conforms to that required for a new building or building service equipment. Additions or alterations shall not be made to an existing building or building service equipment which will cause the existing building or building service equipment to be in violation of the provisions of the technical codes nor shall such additions or alterations cause the existing building or building service equipment to become unsafe. An unsafe condition shall be deemed to have been created if an addition or alteration will cause the existing building or building service equipment to become structurally unsafe or overloaded; will not provide adequate egress in compliance with the provisions of the Building Code or will obstruct existing exits; will create a fire hazard; will reduce required fire resistance; will cause building service equipment to become overloaded or exceed their rated capacities; will create a health hazard; or will otherwise create conditions dangerous to human life. A building so altered, which involves a change in use or

occupancy, shall not exceed the height, number of stories, and area permitted by the Building Code for new buildings. A building plus new additions shall not exceed the height, number of stories and area specified by the Building Code for new buildings. Additions or alterations shall not be made to an existing building or structure when the existing building or structure is not in full compliance with the provisions of the Building Code, except when the addition or alteration will result in the existing building or structure being no more hazardous based on life safety, fire safety, and sanitation, than before such additions or alterations are undertaken.

EXCEPTION: Alterations of existing structural elements, or additions of new structural elements, which are not required by Section 102.4 and which are initiated for the purpose of increasing the lateral-force-resisting strength or stiffness of an existing structure need not be designed for forces conforming to these regulations provided that an engineering analysis is submitted to show that:

1. The capacity of existing structural elements required to resist forces is not reduced;
2. The lateral loading to required existing structural elements is not increased beyond their capacity;
3. New structural elements are detailed and connected to the existing structural elements as required by these regulations;
4. New or relocated nonstructural elements are detailed and connected to existing or new structural elements as required by these regulations; and
5. An unsafe condition as defined above is not created.

Alterations or repairs to an existing building or structure which are nonstructural and do not adversely affect a structural member or a part of the building or structure having required fire resistance may be made with the same materials of which the building or structure is constructed, subject to approval by the building official. Installation or replacement of glass shall be as required for new installations.

Minor additions, alterations, and repairs to existing building service equipment installations may be made in accordance with the technical code in effect at the time the original installation was made, subject to approval of the building official, and provided such additions, alterations, and repairs will not cause the existing building service equipment to become unsafe, unsanitary, or overloaded.

102.3 Existing Installations. Building service equipment lawfully in existence at the time of the adoption of the technical codes may have their use, maintenance, or repair continued if the use, maintenance, or repair is in accordance with the original design and a hazard to life, health, or property has not been created by such building service equipment.

102.4 Existing Occupancy. Buildings in existence at the time of the adoption of the Building Code may have their existing use or occupancy continued if the use or occupancy was legal at the time of the adoption of the Building Code, and provided continued use is not dangerous to life, health, and safety. A change in the use or occupancy of any existing building or structure shall comply with the provisions of Section 308 of this code and the adopted Existing Building Code.

102.5 Maintenance. Buildings, structures, and building service equipment, existing and new, and parts thereof shall be maintained in a safe and sanitary condition. Devices or safeguards which are required by the technical codes shall be maintained in conformance with the technical code under which installed. The owner or the owner's designated agent shall be responsible for the maintenance of buildings, structures, and their building service equipment. To determine compliance with this section, the building official may cause a structure to be reinspected.

102.6 Moved Buildings. Buildings, structures, and their building service equipment moved into or within this jurisdiction shall comply with the provisions of the technical codes for new buildings or structures and their building service equipment. Such building shall have a code compliance inspection conducted by the City of Fairbanks for fire life safety evaluation prior to the move.

102.7 Temporary Structures. Temporary structures such as reviewing stands and other miscellaneous structures, sheds, canopies, or fences used for the protection of the public around and in conjunction with construction work may be erected by special permit from the building official for a limited period of time. Buildings or structures erected under a special permit need not comply with the type of construction or fire-resistive time periods required by the Building Code. Temporary buildings or structures shall be completely removed upon the expiration of the time limit stated in the permit.

102.8 Historic Buildings. Repairs, alterations, and additions necessary for the preservation, restoration, rehabilitation, or continued use of a building, structure, or its building service equipment may be made without conforming to the requirements of the technical codes when authorized by the building official, provided:

1. The building or structure has been designated by official action of the legally constituted authority of this jurisdiction as having special historical or architectural significance.
2. Unsafe conditions as described in this code are corrected.
3. The restored building or structure and its building service equipment will be no more hazardous based on life safety, fire safety and sanitation than the existing building.

SECTION 103 – DEFINITIONS

For the purpose of this code, certain terms, phrases, words, and their derivatives shall be construed as specified in this section. Where terms are not defined, they shall have their ordinarily accepted meanings within the context with which they are used. Webster's Third New International Dictionary of the English Language, Unabridged, shall be considered as providing ordinarily accepted meanings. Words used in the singular include the plural and the plural the singular. Words used in the masculine gender include the feminine and the feminine the masculine.

ADDITION is an extension or increase in floor area or height of a building or structure.

ALTER or ALTERATION is a change or modification in construction or building service equipment.

APPROVED, as to materials, types of construction, equipment and systems, refers to approval by the building official as the result of investigation and tests conducted by the building official, or by reason of accepted principles or tests by recognized authorities, technical or scientific organizations.

APPROVED AGENCY is an established and recognized agency regularly engaged in conducting tests or furnishing inspection services, when the agency has been approved by the building official.

BUILDING is a structure used or intended for supporting or sheltering a use or occupancy.

BUILDING CODE is the building code as adopted by City of Fairbanks.

BUILDING, EXISTING is a building erected prior to the adoption of this code, or one for which a legal building permit has been issued.

BUILDING OFFICIAL is the officer or other designated authority charged with the administration and enforcement of this code, or a regularly authorized deputy.

BUILDING SERVICE EQUIPMENT refers to the plumbing, mechanical, electrical, and elevator equipment including piping, wiring, fixtures, and other accessories which provide sanitation, lighting, heating, ventilation, cooling, refrigeration, fire-fighting, and transportation facilities essential to the occupancy of the building or structure for its designated use.

DANGEROUS BUILDINGS CODE is the City of Fairbanks Code for the Abatement of Dangerous Buildings.

ELECTRICAL CODE is the National Electrical Code promulgated by the National Fire Protection Association, as adopted by this jurisdiction.

ELEVATOR CODE is the safety code for elevators, dumbwaiters, escalators, and moving walks as adopted by this jurisdiction.

ENERGY CODE is the International Energy Conservation Code as adopted by the City of Fairbanks.

FIRE CODE is the fire code adopted by the City of Fairbanks

FIRE CODE OFFICIAL is the officer or other designated authority charged with the administration and enforcement of the fire code or a regularly authorized deputy

FUEL GAS CODE is the fuel gas code as adopted by the City of Fairbanks.

JURISDICTION, as used in this code, is the City of Fairbanks.

LISTED and **LISTING** are terms referring to equipment and materials included in a list published by an approved testing laboratory, inspection agency, or other organization concerned with product evaluation that maintains periodic inspection of current productions of listed equipment or materials. The published list shall state that the material or equipment complies with approved nationally recognized codes, standards or tests and has been tested or evaluated and found suitable for use in a specified manner.

MECHANICAL CODE is the mechanical code as adopted by the City of Fairbanks.

OCCUPANCY is the purpose for which a building, or part thereof, is used or intended to be used.

OWNER is any person, agent, firm, or corporation having a legal or equitable interest in the property.

PERMIT is an official document or certificate issued by the building official authorizing performance of a specified activity.

PERSON is a natural person, heirs, executors, administrators, or assigns and also includes a firm, partnership, or corporation, its or their successors or assigns, or the agent of any of the aforesaid.

PLUMBING CODE is the Plumbing Code as adopted by the City of Fairbanks.

REPAIR is the reconstruction or renewal of any part of an existing building, structure, or building service equipment for the purpose of its maintenance.

SHALL, as used in this code, is mandatory.

STRUCTURAL OBSERVATION means the visual observation of the structural system, for general conformance to the approved plans and specifications, at significant construction stages and at completion of the structural system. Structural observation does not include or waive the responsibility for the inspections required by Sections 305 and 306.

STRUCTURE is that which is built or constructed, an edifice or building of any kind, or any piece of work artificially built up or composed of parts joined together in some definite manner.

TECHNICAL CODES refer to those codes adopted by this jurisdiction containing the provisions for design, construction, alteration, addition, repair, removal, demolition, use, location, occupancy, and maintenance of buildings and structures and building service equipment as herein defined.

VALUATION or VALUE is the actual construction cost to build a new building, addition, remodel, or alteration. The value to be used in computing the building permit and building plan review fees shall be the total value of all construction work for which the permit is issued, as well as all finish work, landscaping, painting, roofing, electrical, plumbing, heating, air-conditioning, elevators, fire-extinguishing systems, and other permanent equipment. Valuation shall be determined in accordance with the latest edition of the Building Safety Journal data chart as published by the International Code Council or based on the final contract amount, which ever is greater. When calculating the valuation utilizing the building valuation data chart, the regional modifier shall be 1.3. A copy of the bid award may be required by the building official or fire chief. In any case the final determination of value or valuation under any of the provisions of these codes shall be made by the building official.

SECTION 104 - CONFLICTING PROVISIONS

- 1) When conflicting provisions or requirements occur between this code, the technical codes, and other codes or laws, the most restrictive shall govern.
- 2) When conflicts occur between the technical codes, those provisions providing the greater safety to life shall govern. In other conflicts where sanitation, life safety, or fire safety are not involved, the most restrictive provisions shall govern.
- 3) Where in a specific case different sections of the technical codes specify different materials, methods of construction, or other requirements, the most restrictive shall govern.
- 4) When there is a conflict between a general requirement and a specific requirement, the specific requirement shall be applicable. When conflicts occur between specific provisions of this code and administrative provisions in a technical code which is then applicable within this jurisdiction, those provisions becoming the law most recently shall prevail.

SECTION 105 - ALTERNATE MATERIALS, METHODS OF DESIGN AND METHODS OF CONSTRUCTION

The provisions of the technical codes are not intended to prevent the use of any material, method of design, or method of construction not specifically prescribed by the technical codes, provided an alternate has been approved and its use authorized by the building official. The building official may approve an alternate, provided the building official finds that the proposed design is satisfactory and complies with the provisions of the technical codes and that the material, method or work offered is, for the purpose intended, at least the equivalent of that prescribed in the technical codes in suitability, strength, effectiveness, fire resistance, durability, safety, and sanitation. The building official shall require that sufficient evidence or proof be submitted to

substantiate claims that may be made regarding its use. The details of an action granting approval of an alternate shall be recorded and entered in the files of the code enforcement agency.

SECTION 106 - MODIFICATIONS

Whenever there are practical difficulties involved in carrying out the provisions of the technical codes, the building official may grant modifications for individual cases. The building official shall first find that a special individual reason makes the strict letter of the technical code impractical and the modification is in conformity with the intent and purpose of the technical code, and that such modification does not lessen health, life safety, and fire safety requirements or any degree of structural integrity. The details of actions granting modifications shall be recorded and entered in the files of the Building Department.

SECTION 107 – TESTS

Whenever there is insufficient evidence of compliance with the provisions of the technical codes or evidence that materials or construction do not conform to the requirements of the technical codes, the building official may require tests as evidence of compliance to be made at no expense to the jurisdiction. Test methods shall be as specified by the technical codes or by other recognized test standards. In the absence of recognized and accepted test methods, the building official shall determine test procedures. Tests shall be made by an approved agency. Reports of such tests shall be retained by the building official for the period required for the retention of public records.

Chapter 2 ORGANIZATION AND ENFORCEMENT

SECTION 201 – AUTHORITY

201.1 [Reserved]

201.2 General. Whenever the term or title "administrative authority," "responsible official," "building official," "chief inspector," "code enforcement officer," or other similar designation is used herein or in any of the technical codes, it shall be construed to mean the building official designated by the appointing authority of this jurisdiction.

201.2.1 Fire Department. Whenever the term or title "administrative authority", "responsible official", "fire inspector", "code enforcement officer" or similar designation is used herein, or in any technical codes, it shall be construed to mean fire code official designated by the appointing authority of this jurisdiction.

SECTION 202 - POWERS AND DUTIES OF BUILDING OFFICIAL AND FIRE OFFICIAL

202.1 General. The building official is authorized and directed to enforce all the provisions of this code and the referenced technical codes. The building official shall have the power to render interpretations of this code and the referenced technical codes, and to adopt and enforce rules and regulations supplemental to this code as may be deemed necessary to clarify the application of the provisions of this code. Such interpretations, rules and regulations shall be in conformity with the intent and purpose of this code.

202.1.1 Fire Department. The fire code official or designated representatives is hereby authorized and directed to enforce all the provisions of the fire code and any referenced technical codes. The fire code official or his designated representative shall have the power to render interpretations of the fire code and the referenced technical codes, and to adopt and enforce rules and regulations supplemental to the fire code as may be deemed necessary to clarify the application of the provisions of this code. Such interpretations, rules and regulations shall be in conformity with the intent and purpose of the fire code. All buildings and structures subject to inspection in accordance with a duly adopted inspection program shall be subject to fees set forth in Table 3-F of this code.

202.2 Deputies. In accordance with prescribed procedures and with the approval of the appointing authority, the building official and the fire code official may appoint such number of technical officers and inspectors and other employees as shall be authorized from time to time. The building official and fire code official may deputize such inspectors or employees as may be necessary to carry out the function of the code enforcement agency and shall be empowered to do so.

202.3 Right of Entry. When necessary to make an inspection to enforce any of the provisions of this code and the technical codes, or when the Building Official and/or Fire Code Official has reasonable cause to believe that there exists in any building or upon a premises a condition which is contrary to or in violation of this code which makes the building or premises unsafe, dangerous, or hazardous, the building official may enter the building or premises at all reasonable times to inspect or to perform the duties imposed by this code, provided that if such building or premises be occupied, that credentials be presented to the occupant and entry requested. If such building or premises be unoccupied, the building official shall first make a reasonable effort to locate the owner or other persons having charge or control of the building or premises and request entry. Should entry be refused, the building official shall have recourse to the remedies provided by law to secure entry.

202.4 Stop Work Orders. When work has commenced without issuance of the required permit or when work is being done contrary to the provisions of this code, the technical code, or other pertinent laws or ordinances implemented through the enforcement of this code, the building official may order the work stopped by notice in writing served on persons engaged in the doing or causing such work to be done. Such persons shall forthwith stop the work until authorized by the building official to proceed with the work.

202.4.1 Unlawful Continuance. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed by the building official to perform to remove a violation or unsafe condition, shall be subject to penalties prescribed in Section 205.4. Each day that work continues after service of a stop work order is a separate violation, subject to a separate penalty.

202.5 Occupancy Violations. When a building or structure or building service equipment therein regulated by this code and the technical codes is being used contrary to the provisions of such codes, the building official may order such use discontinued by written notice served on any person causing such use to be continued. Such person shall discontinue the use within the time prescribed by the building official after receipt of such notice to make the structure, or portion thereof, comply with the requirements of such codes.

202.6 Authority to Disconnect Utilities. The building official or fire chief or authorized representative shall have the authority to disconnect a utility service or energy supplied to the building, structure, or building service equipment therein regulated by this code or the technical codes in case of emergency where necessary to eliminate an immediate hazard to life or property. The building official shall whenever possible notify the serving utility, the owner, and occupant of the building, structure, or building service equipment of the decision to disconnect prior to taking such action, and shall notify such serving utility, owner, and occupant of the building, structure, or building service equipment, in writing, of such disconnection immediately thereafter.

202.7 Authority to Condemn Building Service Equipment. When the building official or fire chief ascertains that building service equipment regulated in the technical codes has become hazardous to life, health, or property, or has become unsanitary, the building official shall order in writing that such equipment either be removed or restored to a safe or sanitary condition, as appropriate. The written notice itself shall fix a time limit for compliance with such order. Defective building service equipment shall not be maintained after receiving such notice. When such equipment or installation is to be disconnected, a written notice of such disconnection and causes therefore shall be given within 24 hours to the serving utility, the owner, and occupant of such building, structure, or premises. When any building service equipment is maintained in violation of the technical codes and in violation of a notice issued pursuant to the provisions of this section, the building official shall institute appropriate action to prevent, restrain, correct, or abate the violation.

202.8 Connection after Order to Disconnect. Persons shall not make connections from an energy, fuel, or power supply nor supply energy or fuel to building service equipment which has been disconnected or ordered to be disconnected by the building official or the use of which has been ordered to be discontinued by the building official until the building official authorizes the reconnection and use of such equipment.

202.9 Liability. The building official charged with the enforcement of this code and the technical codes, acting in good faith and without malice in the discharge of his duties, shall not thereby be rendered personally liable for damage that may accrue to persons or property as a result of an act or omission in the discharge of the assigned duties. A suit brought against the building official or employee because of such act or omission performed by the building official or employee in the enforcement of the provisions of such codes or other pertinent laws or ordinances implemented through the enforcement of this code shall be defended by this jurisdiction until final termination of such proceedings, and any judgment resulting there from, shall be assumed by this jurisdiction.

This code shall not be construed to relieve from or lessen the responsibility of any person owning, operating, or controlling a building, structure, or building service equipment therein for damages to persons or property caused by defects, nor shall the building official or fire code official or the jurisdiction be held as assuming such liability by reason of the inspections authorized by this code or permits or certificates issued under this code.

202.10 Cooperation of Other Officials and Officers. The building official and fire code official may request, and shall receive, the assistance and cooperation of other officials of this jurisdiction so far as is required in the discharge of the duties required by this code or other pertinent laws or ordinances.

202.11 Notices and Orders. The building official shall issue all necessary notices and orders to ensure compliance with this code and the technical codes.

202.12 Department Records. The building official shall keep official records of applications received, permits and certificates issued, fees collected, reports of inspections and notices and

orders issued. Such records shall be retained in the official records for the period required for retention of public records.

202.13. Approved Materials and Equipment. Materials, equipment, and devices approved by the building official shall be constructed and installed in accordance with such approval.

202.14. Used Materials and Equipment. The use of used materials which meet the requirements of this code and the technical codes for new materials is permitted. Used equipment and devices shall not be reused unless approved by the building official.

202.15. Research Reports. Supporting data, where necessary to assist in the approval of materials or assemblies not specifically provided for in this code or the technical codes shall consist of valid research reports from approved sources.

SECTION 203 - UNSAFE BUILDINGS, STRUCTURES OR BUILDING SERVICE EQUIPMENT

Buildings or structures regulated by this code and the technical codes which are structurally inadequate or have inadequate egress, or which constitute a fire hazard, or are otherwise dangerous to human life are, for the purpose of this section, unsafe buildings. Unsafe structures shall be taken down and removed or made safe, as the building official deems necessary and as provided for in this section and in accordance with the City of Fairbanks Code for the Abatement of Dangerous Buildings. A vacant structure not secured against entry shall be deemed unsafe.

Building service equipment regulated by such codes, which constitutes a fire, electrical, or health hazard, or an in sanitary condition, or is otherwise dangerous to human life is, for the purpose of this section, unsafe. Use of buildings, structures or building service equipment constituting a hazard to safety, health, or public welfare by reason of inadequate maintenance, dilapidation, obsolescence, fire hazard, disaster, damage, or abandonment is, for the purpose of this section, an unsafe use.

Parapet walls, cornices, spires, towers, tanks, statuary, and other appendages or structural members which are supported by, attached to, or a part of a building and which are in a deteriorated condition or otherwise unable to sustain the design loads which are specified in the Building Code are hereby designated as unsafe building appendages.

Unsafe buildings, structures, or appendages and building service equipment are hereby declared to be public nuisances and shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedures set forth in the City of Fairbanks Code for the Abatement of Dangerous Buildings. As an alternative, the building official or other employee or official of this jurisdiction, as designated by the city council, may institute other appropriate action to prevent, restrain, correct, or abate the violation.

SECTION 204 – BUILDING CODE AND LANDSCAPE REVIEW AND APPEALS COMMISSION

204.1 General. The Building Code and Landscape Review and Appeals Commission shall hear and decide appeals of orders, decisions, or determinations made by the building official relative to the application and interpretations of the technical codes.

204.2 Limitations of Authority. The Building Code and Landscape Review and Appeals Commission shall have no authority relative to interpretation of the administrative provisions of this code or the administrative provisions of the technical codes, nor shall the Commission be empowered to waive requirements of either this code or the technical codes.

SECTION 205 – VIOLATIONS

205.1 Unlawful Acts. Any person, firm, or corporation who erects, constructs, enlarges, alters, repairs, moves, improves, removes, converts or demolishes, equips, uses, occupies, or maintains any building, structure, or building service equipment, or causes or permits the same to be done in violation of this code and the technical codes is guilty of a minor offense and subject to the penalties as provided in Section 205.4. Each day that any such violation continues is a separate violation, subject to a separate penalty.

205.2 Notice of Violation. The building official and fire code official are authorized to serve a notice of violation or order on the person responsible for the erection, construction, alteration, extension, repair, moving, removal, demolition, or occupancy of a building or structure in violation of the provisions of this code, or in violation of a permit or certificate issued under the provisions of this code. Such order shall direct the discontinuance of the illegal action or condition and the abatement of the violation.

205.3 Prosecution of Violation. If the notice of violation is not complied with promptly, the building official may request the legal counsel of the jurisdiction to institute the appropriate legal proceedings at law or equity to restrain, correct, or abate such violation, or to require the removal or termination of the unlawful occupancy of the building or structure in violation of the provisions of this code or the technical codes or of the order or direction made pursuant thereto.

205.4 Violation Penalties. Any violation of this code or the technical codes adopted by the City of Fairbanks is a minor offense punishable by a fine of \$500.00. Disposition of any such offense may be without court appearance, pursuant to AS 29.25.070 and the Alaska Minor Offense Rules, upon payment of the 500.00 fine and payment of the state surcharge required by AS 12.55.039 and AS 29.25.074.

Chapter 3 PERMITS, CONSTRUCTION DOCUMENTS AND INSPECTIONS

SECTION 301 – PERMITS

301.1 Permits Required. Except as specified in Section 301.2, any owner, contractor, or authorized agent intending to construct, enlarge, alter, repair, remove, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert, or replace any electrical, gas, mechanical, or plumbing system, the installation of which is regulated by this code or the technical codes, or to cause any such work to be done, shall first submit an application to the building official and obtain the required permit before construction commences.

301.1.1 Emergency repairs. Where equipment replacement, piping systems, or electrical systems must be performed in an emergency, the permit application shall be submitted to the building official within 72 hours of such emergency. All required inspections shall be conducted.

301.2 Work Exempt from Permit. A permit shall not be required for the types of work in each of the separate classes of permit as listed below. Exemption from the permit requirements of this code shall not be deemed to grant authorization for any work to be done in violation of the provisions of the technical codes or any other laws or ordinances of this jurisdiction.

301.2.1 Building permits. A building permit shall not be required for the following:

1. One story detached structures used as garages, tool and storage sheds, playhouses, and similar uses, provided the floor area does not exceed 200 square feet. Separate permits are required for any electrical, plumbing, or mechanical work.
2. Fences.
3. Oil derricks.
4. Movable cases, counters, and partitions not over 5 feet 9 inches (1753 mm) high.
5. Retaining walls which are not over 4 feet (1219 mm) in height measured from the bottom of the footing to the top of the wall, unless supporting a surcharge or impounding flammable liquids.
6. Water tanks supported directly upon grade if the capacity does not exceed 5,000 gallons (18,925 L) and the ratio of height to diameter or width does not exceed 2:1.
7. Platforms, walks, and driveways not more than 30 inches (762 mm) above grade, not over any basement or story below, and not part of a required Accessible Route.-
8. Painting, papering, and similar finish work.
9. Temporary motion picture, television, and theater stage sets and scenery.
10. Window awnings supported by an exterior wall of Group R3 and Group U Occupancies when projecting not more than 54 inches (1372 mm).
11. Prefabricated swimming pools accessory to a Group R3 Occupancy in which the pool walls are entirely above the adjacent grade and the capacity does not exceed 5,000 gallons (18,925 L).

Unless otherwise exempted by this code, separate plumbing, electrical, and mechanical permits will be required for the above exempted items.

12. Ordinary maintenance on a single family or duplex structure (R3 and U occupancy). Ordinary maintenance of a building or structure shall not include the cutting away or addition of any wall, partition or portion thereof, the removal of any structural beam or bearing support, or the removal of any required means of egress, or rearrangement of parts of a structure; nor shall ordinary maintenance include additions of replacement or relocation of any standpipe, water supply, sewer, drainage drain leader, gas, waste vent or similar piping electrical work wiring, mechanical or other work affecting public health or safety. All ordinary maintenance shall be made in accordance with the building code or other technical codes as adopted by the City of Fairbanks.

13. Storage racks not over six (6) feet in height.
14. Uncovered Decks which are constructed not more than 30 inches above grade at any point.
15. Replacement of exterior siding, doors, and windows; excluding required egress windows

301.2.2 Plumbing permits. A plumbing permit shall not be required for the following:

1. The stopping of leaks in drains, soil, waste, or vent pipe, provided, however, that should any concealed trap, drain pipe, soil, waste, or vent pipe become defective and it becomes necessary to remove and replace the same with new material, the same shall be considered as new work, and a permit shall be procured and inspection made as provided in this code.

2. The clearing of stoppages or the repairing of leaks in pipes, valves, or fixtures, nor for the removal and reinstallation of water closets, provided such repairs do not involve or require the replacement or rearrangement of valves, pipes, or fixtures.

301.2.3 Electrical permits. An electrical permit shall not be required for the following:

1. Portable motors or other portable appliances energized by means of a cord or cable having an attachment plug end to be connected to an approved receptacle when that cord or cable is permitted by the Electrical Code.

2. Repair or replacement of fixed motors, transformers, or fixed approved appliances of the same type and rating in the same location.

3. Temporary decorative lighting.

4. Repair or replacement of current-carrying parts of any switch, contactor, or control device.

5. Reinstallation of attachment plug receptacles, but not the outlets thereof.

6. Repair or replacement of any over current device of the required capacity in the same location.

7. Repair or replacement of electrodes or transformers of the same size and capacity for signs or gas tube systems.

8. Taping joints.

9. Removal of electrical wiring.

10. Temporary wiring for experimental purposes in suitable experimental laboratories.

11. The wiring for temporary theater, motion picture, or television stage sets.

12. Electrical wiring, devices, appliances, apparatus, or equipment operating at less than 25 volts and not capable of supplying more than 50 watts of energy.

13. Low-energy power, control, and signal circuits of Class II and Class III as defined in the Electrical Code.

14. A permit shall not be required for the installation, alteration, or repair of electrical wiring, apparatus or equipment or the generation, transmission, distribution, or metering of electrical energy or in the operation of signals or the transmission of intelligence by a public or private utility in the exercise of its function as a serving utility.

301.2.4 Mechanical permits. A mechanical permit shall not be required for the following:

1. A portable heating appliance.

2. Portable ventilating equipment.

3. A portable cooling unit.

4. A portable evaporative cooler.

5. A closed system of steam, hot or chilled water piping within heating or cooling equipment regulated by the Mechanical Code.

6. Replacement of any component part of assembly of an appliance which does not alter its original approval and complies with other applicable requirements of the technical codes.
7. Refrigerating equipment which is part of the equipment for which a permit has been issued pursuant to the requirements of the technical codes.
8. A self-contained refrigerating system as defined in the Mechanical Code, that contains 10 pounds or less of refrigerant, or that is actuated by a motor of 1 horsepower or less.

301.2.5 Fire sprinkler and alarm permits.

Fire sprinkler and alarm permits shall be coordinated directly with the fire code official. A fire sprinkler permit or alarm permit is required for the following:

1. Installation of a new sprinkler or fire alarm system.
2. Modification or alteration of an existing sprinkler system or fire alarm system.

Exceptions:

- a. Relocation or alteration of not more than 6 sprinkler heads
- b. Routine maintenance not requiring a change to the design system.
- c. Changing or replacing of components of an alarm system.

SECTION 302 - APPLICATION FOR PERMIT AND CONSTRUCTION DOCUMENTS

302.1 Application. To obtain a permit, the applicant shall first file an application in writing on a form furnished by the building department for that purpose. Every such application shall:

1. Identify and describe the work to be covered by the permit for which application is made.
2. Describe the land on which the proposed work is to be done by legal description, street address or similar description that will readily identify and definitely locate the proposed building or work.
3. Indicate the use or occupancy for which the proposed work is intended.
4. Be accompanied by plans, diagrams, computations and specifications, and other data as required in Section 302.2.
5. State the valuation of any new building or structure or any addition, remodeling, or alteration to an existing building.
6. Be signed by the applicant, or the applicant's authorized agent.
7. Give such other data and information as may be required by the building official.

302.2 Submittal Documents. Plans, specifications, engineering calculations, diagrams, soil investigation reports, special inspection and structural observation programs, and other data shall constitute the submittal documents and shall be submitted in one or more sets with each application for a permit. When such plans are not prepared by an architect or engineer, the building official may require the applicant submitting such plans or other data to demonstrate that state law does not require that the plans be prepared by a licensed architect or engineer. The building official may require plans, computations, and specifications to be prepared and designed by an engineer or architect licensed by the state to practice as such even if not required by state law.

EXCEPTION: The building official may waive the submission of plans, calculations, construction inspection requirements, and other data if it is found that the nature of the work applied for is such that reviewing of plans is not necessary to obtain compliance with this code.

302.3 Required Information on Plans and Specifications.

1. Plans and specifications shall be drawn to scale and fully dimensioned on substantial paper or cloth and shall be of sufficient clarity to indicate the location, nature and extent of the work proposed and show in detail that it will conform to the provisions of this code and all relevant laws, ordinances, rules, and regulations.

2. Plans for buildings of other than Group R, Division 3 and Group U Occupancies shall indicate how required structural and fire-resistive integrity will be maintained where penetrations will be made for electrical, mechanical, plumbing and communication conduits, pipes, and similar systems. Fire stop construction details shall be submitted for review and approval before work commences.

3. The construction documents shall show in sufficient detail the location, construction, size, and character of all portions of the means of egress in compliance with the provisions of this code and the technical codes. In other than occupancies in Group R-3 as applicable in section 101.2 of the building code, the construction documents shall designate the number of occupants to be accommodated on every floor and in all rooms and spaces.

4. The construction documents shall provide design analysis including but not limited to: occupancy classifications, identification of accessory and incidental uses, construction type, actual floor area, allowable area calculations, occupant load, accessibility elements, fire resistive construction, and landscaping.

5. Construction documents for all buildings shall describe the exterior wall envelope in sufficient detail to determine compliance with this code and the technical codes as adopted by the City of Fairbanks. The construction documents shall provide details of the exterior wall envelope as required, including flashing, intersections with dissimilar materials, corners, end details, control joints, intersections at roof, eaves or parapets, means of drainage, weather-resistive membrane, and details around openings.

6. Residential construction documents shall identify all required thermal envelope insulation in accordance with the International Energy Conservation Code as adopted by the City of Fairbanks.

7. The construction documents submitted with the application for permit shall be accompanied by a site plan drawn to scale and fully dimensioned, the size and location of new construction and existing structures on the site, distances from lot lines, the established street grades, and the proposed finished grades, and shall be drawn in accordance with an accuracy boundary line survey. The building official is authorized to waive or modify the requirements for a site plan when the application for permit is limited to alteration or repair or when otherwise warranted.

302.4 Architect or Engineer of Record.

302.4.1 General. When it is required that documents be prepared by an architect or engineer, the building official may require the owner to engage and designate on the building permit application an architect or engineer who will act as the architect or engineer of record. If the circumstances require, the owner may designate a substitute architect or engineer of record who will perform all the duties required of the original architect or engineer of record. The building official shall be notified in writing by the owner if the architect or engineer of record is changed or is unable to continue to perform the duties. The architect or engineer of record shall be responsible for

reviewing and coordinating all submittal documents prepared by others, including deferred submittal items, for compatibility with the design of the building.

302.4.2 Deferred submittals. For the purposes of this section, deferred submittals are defined as those portions of the design which are not submitted at the time of the application and which are to be submitted to the building official within a specified period. Deferral of any submittal items shall have prior approval of the building official. The architect or engineer of record shall list the deferred submittals on the plans and shall submit the deferred submittal documents for review by the building official. Submittal documents for deferred submittal items shall be submitted to the architect or engineer of record who shall review them and forward them to the building official with a notation indicating that the deferred submittal documents have been reviewed and that they have been found to be in general conformance with the design of the building. The deferred submittal items shall not be installed until their design and submittal documents have been approved by the building official.

302.5 Inspection and Observation Program. When special inspection is required by Section 1705 of the International Building Code, the architect or engineer of record shall prepare an inspection program which shall be submitted to the building official for approval prior to issuance of the building permit. The inspection program shall designate the portions of the work to have special inspection, the name or names of the individuals or firms who are to perform the special inspections and indicate the duties of the special inspectors. The special inspector shall be employed by the owner, the engineer or architect of record, or an agent of the owner, but not the contractor or any other person responsible for the work. When structural observation is required by Section 1704.6 of the International Building Code, the inspection program shall name the individuals or firms who are to perform structural observation and describe the stages of construction at which structural observation is to occur. The inspection program shall include samples of inspection reports and provide time limits for submission of reports.

302.6 Examination of documents. The building official shall examine or cause to be examined the submitted construction documents and shall ascertain by such examinations whether the construction indicated and described is in accordance with the requirements of this code and the technical codes and other pertinent laws or ordinances.

302.7 Approval of construction documents. When the building official issues a permit, the construction documents shall be approved by separate letter, plan review or the plans shall be stamped as, "Approved and Reviewed for Code Compliance". One set of construction documents so reviewed shall be retained by the building official. The other set shall be kept at the site of work and shall be open to inspection by the building official or a duly authorized representative. Work shall be installed in accordance with the approved construction documents. Changes to the approved set of construction documents that affect code compliance are prohibited unless amended documents are resubmitted by the appropriate design professional for review and approval before such modification is constructed in the field.

302.8 Previous Approvals. This code or the technical codes shall not require changes in the construction documents, construction or designated occupancy of a structure for which a lawful permit has been heretofore issued or otherwise lawfully authorized, and the construction of which has been pursued in good faith within 180 days after the effective date of this code or the technical codes and has not been abandoned.

302.9 Phased plan approval. The building official is authorized to issue a partial permit for the construction of foundations or any other part of a building or structure before complete construction documents for the whole building or structure have been submitted, provided that adequate information and detailed statements and documentation has been filed complying with the pertinent requirements of the technical codes for the specific phase of work requested by the applicant. The holder of such partial permit for the foundation or other parts of a building or structure shall proceed at the holder's own risk and without assurance that the balance of the

permit for the entire structure will be granted. In no case may the holder of the partial permit proceed beyond the specific scope of work identified on the application and permit. A fast track fee shall be assessed in accordance with this code for all phased plan approval and permit issuance.

SECTION 303 - PERMITS ISSUANCE

303.1 Issuance. The application, plans, specifications, computations, and other data filed by an applicant for permit shall be reviewed by the building official. Such plans may be reviewed by other departments of this jurisdiction to verify compliance with any applicable laws under their jurisdiction. If the building official finds that the work described in an application for a permit and the plans, specifications, and other data filed therewith conform to the requirements of this code and the technical codes and other pertinent laws and ordinances, and that the fees specified in Section 304 have been paid, the building official shall issue a permit therefore to the applicant.

303.2 Retention of Plans. One set of approved plans, specifications, and computations shall be retained by the building official for a period of not less than 180 days from the date of completion of the work covered therein, and one set of approved plans and specifications shall be returned to the applicant and shall be kept on the site of the building or work at all times during which the work authorized thereby is in progress.

303.3 Validity of Permit. The issuance of a permit or approval of plans, specifications and computations shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or the technical codes, or of any other ordinance of the jurisdiction. Permits presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid. The issuance of a permit based on plans, specifications and other data shall not prevent the building official from thereafter requiring the correction of errors in said plans, specifications, and other data, or from preventing building operations being carried on thereunder when in violation of these codes or of any other ordinances of this jurisdiction.

303.4 Expiration. Every permit issued by the building official under the provisions of the technical codes shall expire by limitation and become null and void if the building or work authorized by such permit is not commenced within 180 days from the date of such permit, or if the building or work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained to do so, and the fee therefore shall be one half the amount required for a new permit for such work, provided no changes have been made or will be made in the original plans and specifications for such work; and provided further that such suspension or abandonment has not exceeded one year. In order to renew action on a permit after expiration, the permittee shall pay a new full permit fee. A permittee holding an unexpired permit may apply for an extension of the time within which work may commence under that permit when the permittee is unable to commence work within the time required by this section for good and satisfactory reasons. The building official may extend the time for action by the permittee for a period not exceeding 180 days upon written request by the permittee showing that circumstances beyond the control of the permittee have prevented action from being taken. Permits shall not be extended more than once.

303.5 Suspension or Revocation. The building official may, in writing, suspend or revoke a permit issued under the provisions of this code and the technical codes when the permit is issued in error or on the basis of incorrect information supplied, or in violation of an ordinance or regulation or the provisions of these codes.

303.6 Electrical Permit Issuance.

An electrical permit shall not be issued to any person, other than a licensed electrical administrator, licensed pursuant to AS 08, Chapter 40, Electrical Administrators, or a person performing electrical work that is exempt from the requirements of the Alaska Statutes pursuant to AS 08.40.190. Electrical permit fees shall be as set forth in Table 3-B.

303.7 Plumbing Permit Issuance.

A plumbing permit shall not be issued to any person to do or cause to be done any work regulated by the plumbing code except to a person holding a valid unexpired and unrevoked master plumber's license as required by Section 14-292 of the Fairbanks General Code, except when and or otherwise hereinafter provided in this section. Any plumbing permit required by this code may be issued to any person to do work regulated by this code in a dwelling as defined by section 202 of the building code or portion thereof which contains not more than two dwelling units used exclusively for living purposes, and such person is the legal owner, and said owner or member of the owner's immediate family shall perform all labor in connection therewith, and said dwelling(s) is not intended for sale at the time of installation. Plumbing permit fees shall be as set forth in Table 3-D

303.8 Mechanical Permit Issuance.

A Mechanical Permit shall not be issued to any person performing work requiring a permit, other than a licensed mechanical administrator, pursuant to AS 08, Chapter 40, Article 2 Mechanical Administrators, unless such person is performing mechanical work that is exempt from the requirements of the Alaska Statutes pursuant to AS 08.40.390 or the work is solely on non-fuel-fired ventilation and/or exhaust systems in a single family home or duplex. Mechanical permit fees shall be as set forth in Table 3-C

303.9 Electrical Sign Permit Issuance.

An electrical sign permit shall be issued as required in this section. Sign permit fees shall be as set forth in Table 3-B.

- a) A separate sign permit is required for the installation of any electrically energized sign which is either attached to a structure or is free standing.
- b) The required sign permit may be secured by either, the general contractor, electrical contractor, or sign contractor licensed by the State of Alaska.
- c) The person or contractor that installs the sign is responsible for code compliance.
- d) A sign contractor may make the final electrical connection from the sign junction box to the sign provided such distance does not exceed six feet.
- e) The sign shall be inspected to ensure that the sign is listed and the internal wiring of the sign and final connection to the building or pole is in compliance with the National Electrical Code as adopted by the City of Fairbanks. It shall be the responsibility of the sign contractor to call 24 hours in advance for the required inspection and to provide the necessary equipment to facilitate the inspection. Inspection requests for Saturday and Sunday require 48-hour notice.
- f) If an existing sign is removed from the building and is re-worked or re-configured, either in the field or at the contractor's shop and then subsequently replaced; a sign permit will be required. The sign shall be listed, and the required inspection conducted.

h) If an existing sign face plate is changed or if routine maintenance is conducted on the sign without removal of the sign, a sign permit is not required, nor will the sign be retroactively required to be listed or inspected.

i) If any sign, existing or new, is found to be inherently unsafe and constitutes a danger to the user or public, the sign shall be removed from service.

303.10 Fuel Gas Permit Issuance.

A mechanical permit for the installation of fuel gas piping and related equipment regulated by the International Fuel Gas Code as adopted by the City of Fairbanks shall not be issued to any person performing work requiring a permit, other than a licensed mechanical administrator, pursuant to AS 08, chapter 40, Article 2 Mechanical Administrators, unless such person is performing mechanical work that is exempt from the requirements of the Alaska Statutes pursuant to AS 08.40.390 or the work is solely on non- fuel fired ventilation and or exhaust systems in a single family residence or duplex dwelling. Fuel gas permits shall be as set forth in Table 3-E.

303.11 Fire Permit Issuance

A fire permit for the installation of fire detection and fire suppression systems and related equipment regulated under the International Fire Code as adopted by the City of Fairbanks shall only be issued to a person and or company that possess a current permit issued by the State of Alaska Fire Marshal's Office.

SECTION 304 - FEES

304.1 General. Fees shall be assessed in accordance with the provisions of this section or shall be as set forth in the City of Fairbanks Schedule of Fees and Charges for Services.

304.2 Building Permit Fees. Building permit fees shall be as set forth in Table 3-A. The permit fees for each of the technical codes as adopted by the City of Fairbanks are as set forth in Tables 3-B, 3-C, 3-D, 3-E and 3-F. Where a technical code has been adopted by the jurisdiction for which no fee schedule is shown in this code, the fee required shall be in accordance with the schedule established by the legislative body. The determination of value or valuation under any of the provisions of these codes shall be made by the building official. The value to be used in computing the building permit and building plan review fees shall be the total value of all construction work for which the permit is issued as well as all finish work, painting, roofing, electrical, plumbing, heating, air-conditioning, elevators, fire-extinguishing systems, and other permanent equipment. Valuation shall be determined in accordance with the latest edition of the Building Safety Journal data chart as published by the International Code Council or based on the final contract amount, which ever is greater. When calculating the valuation utilizing the building valuation data chart the regional modifier shall be 1.3. A copy of the bid award may be required by the building official or fire chief. In any case the final determination of value or valuation under any of the provisions of these codes shall be made by the building official.

304.3 Fire Code Review and Inspection. For new construction, including additions, remodel, and alterations, fees shall be as set forth in Table 3- F.

304.4 Plan Review Fees.

When submittal documents are required by Section 302.2, a plan review fee shall be paid. The plan review fee shall be paid when the review has been completed. The plan review fee shall be paid in conjunction with the building permit fee. The plan review fee is not required to be paid at the time of plan or application submittal. The building plan review fee shall be 75 percent of the building permit fee as shown in Table 3-A. The plan review fee for projects where completed

plans are not received prior to commencement of construction will be charged a fast track rate equal to 100 percent of the building permit fee. The plan review fees for electrical, mechanical, and plumbing work shall be equal to 75 percent of the total permit fee as set forth in Tables 3-B, 3-C and 3-D 3-E. The plan review fees specified in this section are separate fees from the permit fees specified in Section 304.2 and are in addition to the permit fees. When submittal documents are incomplete or changed so as to require additional plan review or when the project involves deferred submittal items as defined in Section 302.4.2, an additional plan review fee shall be charged at the rate shown in Tables 3-A through 3-F.

304.4.1 Plan Check Fee Identical Building Construction.

The plan check fee for identical buildings with the same building construction shall be reduced by 75 percent when the following conditions are met;

- a. The structural framing and floor plan are identical
- b. Construction is simultaneous.

304.4.2 Early Residential Plan Submittal.

When complete plans, complying with the residential check list for construction of single-family dwellings through four plex structures are submitted between January 1 and May 1, the plan review fee shall be reduced by 50 percent.

304.4.3 Expiration of Plan Review. Applications for which no permit is issued within 180 days following the date of application shall expire by limitation, and plans and other data submitted for review may thereafter be returned to the applicant or destroyed by the building official. The building official may extend the time for action by the applicant for a period not exceeding 180 days on written request by the applicant showing that circumstances beyond the control of the applicant have prevented action from being taken. An application shall not be extended more than once. An application shall not be extended if this code or any other pertinent laws or ordinances have been amended subsequent to the date of application. In order to renew action on an application after expiration, the applicant shall resubmit plans and pay a new plan review fee.

304.5 Work without a Permit.

304.5.1 Investigation. Whenever work for which a permit is required by this code has been commenced without first obtaining a permit, a special investigation may be made before a permit may be issued for such work.

304.5.2 Penalty Fee. A penalty fee, in addition to the permit fee, shall be collected whether or not a permit is then or subsequently issued. The payment of such investigation fee shall not exempt an applicant from compliance with all other provisions of either this code or the technical codes nor from the penalty prescribed by law. The penalty fee for performing work without the required permit is \$750.

304.6 Fee Refunds. The building official may authorize refunding of a fee paid hereunder which was erroneously paid or collected. The building official may authorize refunding of not more than 80 percent of the permit fee paid when no work has been done under a permit issued in accordance with this code. The building official may authorize refunding of not more than 80 percent of the plan review fee paid when an application for a permit for which a plan review fee has been paid is withdrawn or canceled before examination time has been expended. The building 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.

SECTION 305 - INSPECTIONS

305.1 General. Construction or work for which a permit is required shall be subject to inspection by the building official and the construction or work shall remain accessible and exposed for inspection purposes until approved by the building official. Approval as a result of an inspection shall not be construed to be an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction. Inspections presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid. It shall be the duty of the person or contractor performing the work to cause the work to remain accessible and exposed for inspection purposes. Neither the building official nor this jurisdiction shall be liable for expense entailed in the removal or replacement of any material required to allow inspection. A survey of the lot may be required by the building official to verify that the structure is located in accordance with the approved plans.

305.2 Inspection Record Card. Work requiring a permit shall not be commenced until the permit holder or the agent of the permit holder shall have posted or otherwise made available an inspection record card such as to allow the building official conveniently to make the required entries thereon regarding inspection of the work. This card shall be maintained available by the permit holder until final approval has been granted by the building official.

305.3 Inspection Requests. It shall be the duty of the person or contractor doing the work authorized by a permit to notify the building official that such work is ready for inspection. Twenty-four-hour notice is required for all inspections as set forth in this code. Access and means to inspect the work shall be provided by the contractor or person performing the work. Forty-eight-hour notice is required for all inspections requested to be conducted on a Saturday, Sunday, or holiday.

305.4 Approval Required. Work shall not be done beyond the point indicated in each successive inspection without first obtaining the approval of the building official. The building official, upon notification, shall make the requested inspections and shall either indicate that that portion of the construction is satisfactory as completed or shall notify the permit holder or an agent of the permit holder wherein the same fails to comply with this code. Any portions which do not comply shall be corrected and such portion shall not be covered or concealed until authorized by the building official. There shall be a final inspection and approval of all buildings and structures when completed and ready for occupancy and use. The building official shall have the authority to accept reports of inspections by approved agencies or individuals provided such agencies and individuals have been preapproved to provide such service. Reports of such inspections shall be in writing and be certified by a responsible officer of such agency or by the responsible individual. The building official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.

305.5 Required Building Inspections.

305.5.1 General. Reinforcing steel or structural framework of a part of a building or structure shall not be covered or concealed without first obtaining the approval of the building official. Protection of joints and penetrations in fire-resistive assemblies shall not be concealed from view until inspected and approved. The building official, upon notification, shall make the following building inspections. In addition to these inspections, electrical, plumbing, and mechanical inspections shall be conducted as required by the technical codes.

1. Soil inspection. To be made at the bottom of excavation prior to the placement of backfill.
2. Foundation inspection. To be made after excavations for footings are complete and required reinforcing steel, including installation of the concrete encased electrode is in place. For concrete foundations, required forms shall be in place prior to inspection. All materials for the foundation

shall be on the job, except when concrete is ready-mixed in accordance with approved nationally recognized standards, the concrete need not be on the job. When the foundation is to be constructed of approved treated wood, additional inspections may be required by the building official. All weather wood foundations shall be installed in accordance with Standard foundation Detail SFD- 3 or as provided by a design prepared and stamped by an engineer licensed by the State of Alaska. The foundation wall shall be inspected and approved before backfill is placed.

3. Dampproofing. To be made prior to backfill of any daylight or full basement. Dampproofing materials shall be approved prior to application.

4. Concrete slab or under-floor inspection. To be made after in-slab or under-floor building service equipment, conduit, piping accessories, and other ancillary equipment items are in place but before any concrete is placed or floor sheathing installed, including the sub floor.

5. Frame inspection. To be made after the roof, framing, fire blocking and bracing are in place and all pipes, chimneys, and vents are complete and the rough electrical, plumbing, and heating wires, pipes, and ducts are approved.

6. Vapor barrier and insulation inspection. To be made prior to the placement of gypsum wall board or any finish and wall or ceiling material. Vapor barrier and insulation inspections are only required for residential construction.

7. Fire stop inspection. When required by code and approved construction documents, a fire stop inspection shall be conducted before the system is concealed.

8. Lath and/or wallboard inspection. To be made after lathing and wallboard, interior and exterior, is in place but before plaster is applied or before wallboard joints and fasteners are taped and finished.

9. Final inspection. To be made after finish grading, landscaping, and the building is completed and ready for occupancy.

305.6 Required Building Service Equipment Inspections.

305.6.1 General. Building service equipment for which a permit is required by this code shall be inspected by the building official. Building service equipment intended to be concealed by a permanent portion of the building shall not be concealed until inspected and approved. When the installation of building service equipment is complete, an additional and final inspection shall be made. Building service equipment regulated by the technical codes shall not be connected to the water, fuel, or power supply, or sewer system until authorized by the building official.

305.6.2 Operation of Building Service Equipment. The requirements of this section shall not be considered to prohibit the operation of building service equipment installed to replace existing building service equipment serving an occupied portion of the building in the event a request for inspection of such building service equipment has been filed with the building official not more than 48 hours after the replacement work is completed, and before any portion of such building service equipment is concealed by permanent portions of the building.

305.7 Other Inspections. In addition to the called inspections specified above, the building official may make or require other inspections of construction work to ascertain compliance with the provisions of this code or technical codes and other laws which are enforced by the building official.

305.8 Reinspections. A reinspection fee may be assessed for each inspection or reinspection when such portion of work for which inspection is called is not complete or when corrections called for are not made. This section is not to be interpreted as requiring reinspection fees the first time a job is rejected for failure to comply with the requirements of the technical codes, but as controlling the practice of calling for inspections before the job is ready for such inspection or reinspection. Reinspection fees may be assessed when the inspection record card is not posted or otherwise available on the work site, the approved plans are not readily available to the inspector, for failure to provide access on the date for which inspection is requested, or for deviating from plans requiring the approval of the building official. To obtain a reinspection, the applicant shall request the required and pay the reinspection fee in accordance with Tables 3-A through 3-H or as set forth in the fee schedule adopted by this jurisdiction. In instances where reinspection fees have been assessed, additional inspection of the work will not be performed until the required fees have been paid.

SECTION - 306 PREFABRICATED CONSTRUCTION

306.1 General. Prefabricated construction shall comply with chapter 17 of the building code. Prefabricated construction built outside the City of Fairbanks shall be inspected during construction by an approved third-party independent inspection agency. A certificate of approval shall be furnished with every prefabricated structure or assembly, except where the assembly is readily accessible to inspection at the site. The certificate of approval shall certify that the assembly in question has been inspected by an approved agency and meets all the requirements of the technical codes and local code amendments as adopted by the City of Fairbanks. When mechanical equipment is installed so that it cannot be inspected at the site, the certificate of approval shall certify that such equipment complies with the laws applying thereto.

306.2 Approved Fabricators. Special inspections required by this section and elsewhere in this code or the technical codes shall not be required where the work is done on the premises of a fabricator registered and approved by the building official to perform such work without special inspection. The certificate of registration shall be subject to revocation by the building official if it is found that work done pursuant to the approval is in violation of the technical codes. The approved fabricator shall submit a certificate of compliance to the building official and to the engineer or architect of record stating that the work was performed in accordance with the approved plans and specifications. The approved fabricator's qualifications shall be contingent on compliance with the following:

1. The fabricator has developed and submitted a detailed fabrication procedural manual reflecting key quality control procedures which will provide a basis for inspection control of workmanship and the fabricator plant.
2. Verification of the fabricator's quality control capabilities, plant, and personnel as outlined in the fabrication procedural manual shall be by an approved inspection or quality control agency.
3. Periodic plant inspections shall be conducted by an approved inspection or quality control agency to monitor the effectiveness of the quality control program.
4. It shall be the responsibility of the inspection or quality control agency to notify the approving authority in writing of any change to the procedural manual. Fabricator approval may be revoked for just cause. Reapproval of the fabricator shall be contingent on compliance with quality control procedures during the past year.

SECTION 307 - CONNECTION TO UTILITIES

307.1 Energy Connections. Persons shall not make connections from a source of energy, fuel, or power to building service equipment which is regulated by the technical codes and for which a permit is required by this code, until approved by the building official.

307.2 Temporary Connections. The building official may authorize the temporary connection of the building service equipment to the source of energy, fuel, or power for the purpose of testing building service equipment, or for use under a temporary certificate of occupancy.

SECTION 308 - CERTIFICATE OF OCCUPANCY

308.1 Use or Occupancy. Buildings or structures or portions thereof shall not be used or occupied nor shall a change in the existing use or occupancy classification be made until the building official has issued a certificate of occupancy. Issuance of a certificate of occupancy shall not be construed as an approval of a violation of the provisions of this code or of other ordinances of the jurisdiction. Certificates presuming to give authority to violate or cancel the provisions of this code or of other ordinances of the jurisdiction shall not be valid.

308.2 Change in Use. Changes in the character or use of a building shall not be made except as specified in the adopted Building Code and Existing Building Code.

308.3 Certificate Issued. After the building official inspects the building or structure and finds no violations of the provisions of this code or other laws which are enforced by the building official and all work has been completed, the building official shall issue a certificate of occupancy which shall contain the following:

1. The building permit number.
2. The address of the building.
3. The name and address of the owner.
4. A description of that portion of the building for which the certificate is issued.
5. A statement that the described portion of the building has been inspected for compliance with the requirements of this code for the group and division of occupancy and the use for which the proposed occupancy is classified.
6. The name of the building official.
7. The edition of the code under which the permit was issued.
8. The use and occupancy, in accordance with the provision of chapter 3 of the International Building Code.
9. The type of construction.
10. The design occupant load.
11. If an automatic sprinkler system is provided, whether the sprinkler system is required including the classification of such system.
12. Any special stipulations and conditions of the building permit.

308.4 Temporary Certificate. If the building official finds that substantial hazard will not result from occupancy of a building or portion thereof before the same is completed, a temporary certificate of occupancy for the use of a portion or portions of a building or structure may be issued prior to the completion of the entire building or portion thereof provided a bond is posted. The bond shall be a minimum of \$1000 or 1 percent of the total construction cost as stipulated on the permit application with a maximum amount capped at \$10,000. Upon completion of and inspection of all outstanding work, the bond shall be released. In the event work has not been completed, corrected, and inspected within one year from the issuance date of the temporary certificate of occupancy, the bond shall be forfeited.

308.5 Posting. The certificate of occupancy shall be posted in a conspicuous place on the premises and shall not be removed except by the building official.

308.6 Revocation. The building official may, in writing, suspend or revoke a certificate of occupancy issued under the provisions of this code when the certificate is issued in error, or on the basis of incorrect information, or when it is determined that the building or structure or portion thereof is in violation of an ordinance, regulation, or the provisions of this code. The temporary certificate of occupancy may be revoked if the conditions as stipulated in the certificate have not been met.

SECTION - 309 FINAL LETTER OF COMPLETION

In lieu of a certificate of occupancy a final letter of completion may be issued for those projects which involve additions, remodel, or alterations of existing buildings for the scope of work for which a permit was issued.

SECTION - 310 NOTICE OF NON-COMPLIANCE

The building official is authorized to file with the State of Alaska Recorder's Office a notice of noncompliance when the applicant, owner, or contractor has failed to comply with the minimum building code requirements as identified in a notice and order to correct. Before a notice of noncompliance is filed, the building official shall provide certified written notice to the applicant, owner, or contractor that such work must be completed or corrected.

RESOLUTION NO. 4962

**A RESOLUTION AUTHORIZING THE CITY OF FAIRBANKS TO
APPLY FOR AND ACCEPT FUNDS FROM THE MUNICIPALITY
OF ANCHORAGE FOR THE ALASKA INTERNET CRIMES
AGAINST CHILDREN TASK FORCE PROGRAM**

WHEREAS, the City of Fairbanks received notification from the Municipality of Anchorage that the City is eligible to receive Alaska Internet Crimes Against Children (ICAC) Task Force Program funds to enhance capabilities to participate and support the Alaska ICAC Task Force; and

WHEREAS, the City of Fairbanks will use the funds to update the computer and software for the task force and provide training for the officer; and

WHEREAS, the City of Fairbanks will receive \$5,000, and no match is required.

NOW, THEREFORE, BE IT RESOLVED by the City Council that the Mayor or his designee is authorized to execute any and all documents required for requesting and accepting funds on behalf of the City for the Alaska Internet Crimes Against Children Task Force program.

PASSED and APPROVED this 12th Day of April 2021.

Jim Matherly, City Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul J. Ewers, City Attorney

CITY OF FAIRBANKS
FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4962

Abbreviated Title: ALASKA ICAC TASK FORCE PROGRAM

Department(s): POLICE

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes _____ No X

2) additional support or maintenance costs? Yes _____ No X

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes _____ No X

If yes, how many positions? _____

If yes, type of positions? _____ (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:	Equipment	Contracts	Training	Total
ALASKA ICAC TASK FORCE	\$2,500		\$2,500	\$5,000
				\$0
				\$0
				\$0
				\$0
				\$0
TOTAL	\$2,500	\$0	\$2,500	\$5,000

FUNDING SOURCE:	Equipment	Contracts	Training	Total
GRANT FUNDS (FEDERAL)	\$2,500		\$2,500	\$5,000
				\$0
				\$0
TOTAL	\$2,500	\$0	\$2,500	\$5,000

The City does not anticipate additional costs associated with this project. This grant provides funds to upgrade the computer and provide training for the police officer that participates on the Alaska ICAC Task Force.

Reviewed by Finance Department:

Initial cp

Date 4/2/2021

RESOLUTION NO. 4963

**A RESOLUTION OPPOSING THE PROPOSED CHANGES TO TITLE 13
OF THE ALASKA ADMINISTRATIVE CODE TO ALLOW USE OF ATVs
AND SNOWMOBILES ON PUBLIC ROADWAYS UNTIL A
COMPREHENSIVE STUDY IS DONE**

WHEREAS, the State of Alaska Department of Public Safety has proposed regulation changes to allow the use of ATVs and snowmobiles on roadways; and

WHEREAS, the proposed regulation changes have raised some significant public safety and administrative concerns with the City of Fairbanks; and

WHEREAS, the City Administration sent a letter on April 5, 2021 to the Director of the Alaska Wildlife Troopers expressing concern with the proposed changes; and

WHEREAS, on April 14, 2021, FAST Planning sent a letter to the Alaska Department of Administration and to the Director of the Alaska Wildlife Troopers expressing concerns with the proposed regulations (Attachment A); and

WHEREAS, ATVs and similar vehicles are not equipped with sufficient safety equipment including personal restraints and adequate directional lighting; and

WHEREAS, snow removal operations use large equipment such as graders, blowers, and dump trucks, which can be hazardous to motorists who follow too closely or who try to overtake equipment, and there is a public safety concern for those travelling on smaller vehicles such as ATVs and snowmobiles; and

WHEREAS, drivers of ATVs and snowmobiles may not be accustomed to following normal traffic laws, which may increase traffic violations and accidents, and more traffic and parking enforcement will be needed; and

WHEREAS, if ATVs and snowmobiles are allowed to operate on roadways, the vehicles should be registered and insured like other vehicles.

NOW, THEREFORE, BE IT RESOLVED that the Fairbanks City Council opposes the proposed changes to Title 13 of the Alaska Administrative Code to allow the use of ATVs and snowmobiles on public roadways until a comprehensive study can be done to ensure the safety and welfare of Alaska residents.

PASSED and APPROVED this 12th day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney



April 14, 2021

To: Alaska Wildlife Troopers Alaska Department of Administration
Director's Office Attn. Jenna Wright
5700 E. Tudor Road 3901 Old Seward Highway, Suite 10
Anchorage, Alaska 99507 Anchorage, Alaska 99503

Subject: **Notice of Proposed Changes on the Use of ATVs and Snowmobiles on Roads in the Regulations of the Department of Public Safety**

To whom it may concern:

Fairbanks Area Surface Transportation (FAST) Planning is the State-designated Metropolitan Planning Organization (MPO) for the Fairbanks and North Pole area and supports local and statewide policy, programmatic, and infrastructure improvements that improve safety of all users of the transportation network. We recognize that off-highway vehicles fill the basic mobility needs of some Alaska residents, particularly in rural and remote locales, and has considerable contributions to tourism and our State and local economies. We also recognize that Title 13 of Alaska Administrative Code, Chapter 2, Section 455 (13 AAC 02.455) for operation of snowmobiles and other off-highway vehicles on highways has not been updated since 1979 and should be revised to reflect current practice and the needs of communities Statewide. However, the changes as proposed in the Public Notice are likely to have effects beyond issues related to enforcement and necessitates a meeting of relevant and affected agencies to jointly author the changes. Therefore, FAST Planning encourages the Alaska Department of Public Safety (DPS) to withdraw the proposed changes until a working group has been established and changes to Title 13 of the AAC can be done in a comprehensive and equitable manner that maintains the safety of the traveling public.

Some topics FAST Planning recommends the working group discuss are as follows:

Safety Data & Implications

- The proposed changes are contrary to the recommendations of the Alaska Strategic Highway Safety Plan 2018-2022 (SHSP), which highlights strategies and actions to reduce the number of all-terrain vehicle (ATV) and snowmobile fatal and serious injury crashes Statewide.
- Development of the SHSP was led by the Alaska Department of Transportation & Public Facilities (DOT&PF) and a 55-member Steering Committee, including representatives of the Alaska DPS, and meant to affect and be relevant to all State agencies.

- The most recent five-year averages of fatalities and serious injuries involving ATVs and snowmobiles exceed the goals of the SHSP and are trending upward.
- The University of Alaska Fairbanks recently completed a study in 2019 titled *Safety Evaluation of Statewide Off-Highway Vehicle Use in Alaska*¹ with funding from the Alaska DOT&PF and Pacific Northwest Transportation Consortium, and significant findings from this study included:
 - The Alaska Trauma Registry indicates that 25% of the 1,352 incidents involving ATVs and 18% of the 936 incidents involving snowmobiles occurred on highways and other public roads between 2009 and 2014;
 - Alaska Department of Motor Vehicles (DMV) records indicate that there was a total of 317 off-highway vehicle incidents on roadways, 20% of which involved children 16 years of age or younger between 2012 to 2017;
 - There were 120 reported on-road crashes involving off-highway vehicles in the Alaska DMV crash database in 2016 and an average of 80 reported crashes per year between 2000 and 2016, and Alaska has previously seen years where the number of snowmobile fatalities on public roadways exceeded the number of fatalities in conventional automobiles;
 - Locations were identified where as many as 60 off-highway vehicles used or crossed a highway in a single day; and
 - Of the 447 total observations, 53% were observed to be using the road unlawfully of which only 30% were observed to be wearing helmets and 17% were carrying passengers on vehicles that were not intended for passengers.
- National data suggests that on-road off-highway vehicle crash victims are twice as likely to incur major trauma as compared to off-road crash victims, and on-road fatalities involving off-highway vehicles are 77% more likely to involve alcohol and 44% less likely to have had the operator wearing a helmet than off-road incidents resulting in fatality².
- National data also shows ATV crashes on roads account for over 60% of ATV-related fatalities and over 30% of ATV-related serious injuries³.

¹ Belz, N. (2019). Safety Evaluation of Statewide Off-Highway Vehicle Use in Alaska: Crash Review, On- and Off-Road System Use and Conflict Evaluation. DOT&PF Report No. NFWY00082, USDOT Report No. 400180. <http://dot.alaska.gov/stwddes/research/assets/pdf/4000-180.pdf>

² Denning, G., Jennissen, C., Harland, K., Ellis, D., & Buresh, C. (2013). All-Terrain Vehicles (ATVs) on the Road: A Serious Traffic Safety and Public Health Concern. *Traffic Injury Prevention*, 14(1), 78–85. <https://doi.org/10.1080/15389588.2012.675110>

³Denning, G., Jennissen, C., Harland, K., & Ellis, D. (2012). More Fatal All-terrain Vehicle Crashes Occur On the Roadway than Off: Increased Risk-taking Characterizes Roadway Fatalities. *Injury Prevention*. <http://www.ncbi.nlm.nih.gov/pmc/articles/PMC3717765/>

Local Government Control

- The proposed changes include a provision to allow municipalities to prohibit snowmobiles or all-purpose vehicles from using roadways, but the usability of this provision raises some questions:
 - In Fairbanks, for example, the City of Fairbanks and City of North Pole have road powers and Police Departments to enforce local traffic code within their City Limits; however, the Fairbanks North Star Borough is a 2nd Class Borough and does not have road or

police powers and cannot use the provision to prohibit snowmobiles or all-purpose vehicles from using roadways without taking on duties against the will of the voters and exceeding statutory limitations. Many other Borough governments throughout the State face this same challenge, making this provision useful to only a few municipalities.

- Most of the State is unincorporated and communities in unincorporated areas could not use this provision.
- Some municipalities may be successful in using this provision if their legislative bodies adopt new Ordinances; however, the topic may be very controversial with their residents and fail to advance despite what safety data demonstrates and other implications with respect to driver licensing, insurance requirements, and adaptations to make ATVs and snowmobiles “street legal.”

Vehicle Registration, Driver License, & Insurance Requirements

- Title 28 of Alaska Statute (AS) requires all motor vehicles driving on a highway or other public parking place be registered; however, driver licenses are not required for operators of snowmobiles or other off-highway vehicles. AS 28.15.011(b) states “Every person exercising the person's privilege to drive, or exercising any degree of physical control of a motor vehicle upon a highway, vehicular way or area, or other public property in this state, is required to have in the possession of the person a valid Alaska driver's license issued under the provisions of this chapter for the type or class of vehicle driven, unless expressly exempted by law from this requirement.” AS 28.15.021(5) states “The following persons are exempt from driver licensing under this chapter: A person when driving or operating an off-highway vehicle, watercraft, aircraft, or other vehicle not designed for highway use as specified by the department by regulation.” Without a change to Title 28 of Alaska Statute (by the Legislature), the supplementary public notice for changes to 02 AAC 90.210 to add the term “all-purpose vehicle” to the Class D license still does not make driver licenses required. The “Questions & Answers” posted at <https://aws.state.ak.us/OnlinePublicNotices/Notices/View.aspx?id=201929> are erroneous and misleading by stating operators of snowmobiles and all-purpose vehicles are required to have driver licenses, registration, and insurance based on our interpretation of the law and regulations.
- At a minimum, this Statute and 02 AAC 90.210 would need to be amended to explicitly require operators of snowmobiles or other off-highway vehicles obtain a driver license (Class D or R) to travel on a public roadway. Currently provisions only exist for a Class R driver license where municipalities allow them to operate on public roads through an Ordinance conforming to AS 28.01.010. Similar to Class M driver licenses for motorcycles, Class D or R would also need to establish provisions for operators of snowmobiles/ATVs for age requirements (i.e. minimum 16 years old), written knowledge exam, vision test, on-road skills test or completion of a snowmobile/ATV safety education course (which the State does not yet have established), and proof of motor vehicle liability insurance meeting the State’s minimum requirements for operating on a public roadway in accordance with AS 28.22.019.

Adaptations to Make ATVs & Snowmobiles “Street Legal”

- Another issue that would need to be addressed is adapting snowmobiles and other off-highway vehicles to be “street legal” or “roadworthy” for use on public roadways. Some provisions exist

in 13 AAC 04 for lights, reflectors, brakes, and other equipment, but ATVs do not meet U.S. DOT standards for tires and rims, lack a rear differential, have a narrow wheelbase, high center of gravity, and are prone to rollover at high speeds. Snowmobiles have skis that are not suitable for turning on smooth, plowed surfaces and some have carbide runners that can be more damaging to pavement than studded tires on motor vehicles. And, the snowmobiles and ATVs on the market today are not subject to the same emissions standards and testing requirements as conventional automobiles. Other considerations should be made for minimum top speeds, turn signals, helmet use, and flags at least six feet off the ground for better visibility to drivers.

- It should also be acknowledged that snowmobiles and other off-highway vehicles do not accelerate, stop, or turn like motor vehicles do on roadways, and roadways and their traffic control devices are designed specifically for efficient and safe movements of motor vehicle traffic (not for snowmobile/ATV traffic). For example, low-pressure tires are prone to coming completely off the rim if the brakes are applied at high rates of speed on paved surfaces. Specialized “street-legal” tires designed specifically for use on pavement would be necessary to ensure safety of the operator and that the vehicle could come to a complete stop in a reasonable distance. Snowmobiles also do not have adequate braking distance on surface types such as hard-packed snow, ice, and pavement unless they have “picks” which cause significant damage to pavements and related surfaces. These factors could create confusion on public roadways and lead to sharp increases in snowmobile/ATV fatal and serious injury crashes, especially with young drivers of snowmobile and ATVs that are currently allowed to operate these off-highway vehicles without a license.
- The Specialty Vehicle Institute of America (SVIA), a not-for-profit association representing ATV manufacturers and dealers, has a strong policy statement against the use of ATVs on public roads. A training manual for ATV riders from the ATV Safety Institute, a division of SVIA, states “Remember, ATVs are intended for off-road use only. Never operate an ATV on public roads, and always avoid paved surfaces. ATVs are not designed for use on public roads and other motorists may not see you. ATVs are not designed to be used on paved surfaces because pavement may seriously affect handling and control⁴.”
- SVIA also makes clear that ATVs are designed, manufactured and sold for off-road use only. On-road vehicles must be manufactured and certified to comply with U.S. Department of Transportation Federal Motor Vehicle Safety Standards. These safety standards consist of extensive and detailed compliance requirements. Since ATVs are not intended to be used on-road, they are not designed, equipped or tested to meet such standards⁵.
- All of the above could have significant cost implications to manufacturers, private businesses, consumers, and the State, as well as jeopardize federal highway funding opportunities for communities Statewide.

⁴ Tips and Practice Guide for the All-Terrain Vehicle Rider, ATV Safety Institute.
http://atvsafety.org/downloads/ATV_Riding_Tips.pdf

⁵ Specialty Vehicle Institute of America, Position in Opposition to On-Road Operation of ATVs.
<http://www.svia.org/Downloads/PositionPaperOpposingOn-RoadUse.pdf>

Links between Federal Funding & Transportation Actions

- In accordance with Section 490 of Title 23 of the Code of Federal Regulations (23 CFR 490) the State of Alaska (through the Alaska DOT&PF and Alaska Highway Safety Office) is required to establish performance measures and targets for the Highway Safety Improvement Program (HSIP). The most recent targets for 2021 (attached) approved by the Alaska DOT&PF Commissioner were ≤75 fatalities and ≤330 serious injuries on public roads Statewide. The proposed regulation changes will undoubtedly increase in the number of fatalities and serious injuries on roads Statewide, and State DOTs that have not met or made significant progress toward meeting their targets must: (1) Use a portion of their obligation authority only for HSIP projects, and (2) submit an annual implementation plan that describes actions the State DOT will take to meet their targets. This would not only reduce the flexibility of how the Alaska DOT&PF programs its federal highway funds, but also create a time-intensive and costly burden for the Alaska DOT&PF and Alaska Highway Safety Office to develop new plans and actions to meet their targets.
- A secondary issue is Fairbanks is within a Serious Non-attainment Area for PM2.5 emissions, and a contributing source is motor vehicle emissions. Since snowmobiles and ATVs are not subject to the same emissions standards and testing requirements as conventional automobiles, increased use of these motor vehicles as a result of the proposed regulation changes can put in jeopardy the State Implementation Plan to make progress towards attainment of air quality standards. And, if the State (through the Alaska Department of Environmental Conservation) does not make adequate progress each year towards attainment Federal funding for transportation projects can be frozen by the U.S. Environmental Protection Agency and Federal Highway Administration for the Fairbanks area.

Other Provisions in 13 AAC 02.455

- The proposed changes are contradictory to other, unmodified sections of the 13 AAC 02.455 and would generate confusion and misinterpretation of the intent of the code.
- Additional provisions are needed in 13 AAC 02.455 to:
 - Improve safety and reduce conflicts for bicyclists and pedestrians with off-highway vehicles traveling on sidewalks and other locations officially designated for non-motorized use only.
 - Prohibit the crossing of divided and controlled-use highways by off-highway vehicles.
 - Limit the use of off-highway vehicles on and across roadways by operators under the age of 16.
- An alternative to removing prohibitions within 13 AAC 02.455 as proposed by the Alaska DPS would be to instead propose a list of exemptions to this AAC section for rural and remote locales where snowmobiles and other off-highway vehicles serve as the primary means of mobility. Exemptions/provisions could also be proposed for:
 - Allowing the use of off-highway vehicles on roads and highways if there has been a declaration of emergency; and
 - Allowing the use of off-highway vehicles on roads and highways during special events when a permit has been granted by an appropriate governing body.

Thank you in advance for your consideration of our request to the Alaska DPS to withdraw the proposed changes until a working group has been established to discuss the topics outlined above. FAST Planning agrees that revisions are needed to 13 AAC 02.455 to reflect current practice and the needs of communities Statewide, but we believe this proposal needs more thought and analysis considering the implications to the safety and welfare of Alaska residents. We look forward to working with Alaska DPS on the proposed changes in this and other sections of AAC. If you have any questions or need additional information from our MPO, please contact me at Jackson.fox@fastplanning.us or (907) 205-4276.

Sincerely,

Jackson C. Fox
Executive Director

Attachments: Alaska DOT&PF 2021 Safety Performance Measure Targets
Alaska Strategic Highway Safety Plan 2018-2022, Figures 2.21 & 2.22
Safety Evaluation of Statewide Off-Highway Vehicle Use in Alaska: Crash Review, On- and Off-Road System Use and Conflict Evaluation (2019)

Copy: [FAST Planning Policy Board](#)
Ryan Anderson, P.E., Northern Region Director – Alaska DOT&PF
Alice Edwards, Director – ADEC Division of Air Quality
Bryce Ward, Mayor – Fairbanks North Star Borough (FNSB)
Frank Tomaszewski, Assembly Member – FNSB
Jim Matherly, Mayor – City of Fairbanks
Aaron Gibson, Council Member – City of Fairbanks
Michael Welch, Mayor – City of North Pole

RESOLUTION NO. 4964

**A RESOLUTION APPROVING A MAINTENANCE AGREEMENT WITH
THE STATE OF ALASKA DEPARTMENT OF TRANSPORTATION AND
PUBLIC FACILITIES RELATED TO THE CUSHMAN STREET BRIDGE
REHABILITATION PROJECT**

WHEREAS, the State of Alaska Department of Transportation and Public Facilities (DOT&PF) is moving forward with the Fairbanks Cushman Street Bridge Project (the Project), Project No. #Z622070000 / 066312; and

WHEREAS, part of the Project will replace the current stairs leading from Cushman Street to Gordan Wear Park with a new ADA pedestrian path; and

WHEREAS, under the proposed maintenance agreement between the City and DOT&PF (Attachment A), the City would be responsible for routine and seasonal maintenance of the new ADA pedestrian path; and

WHEREAS, the City is currently responsible for the routine and seasonal maintenance of Cushman Street, its sidewalks, signage, and drainage systems, and that responsibility will continue under the agreement; and

WHEREAS, the Public Works Department estimates that the cost of maintaining the new ADA pedestrian path will be similar to the cost of maintaining the current stairs; and

WHEREAS, the new pedestrian path will be ADA complaint and be safer than the current stairs.

NOW, THEREFORE, BE IT RESOLVED that the Fairbanks City Council authorizes the Mayor to execute the attached maintenance agreement with the State of Alaska Department of Transportation and Public Facilities regarding the Cushman Street Bridge Rehabilitation Project.

PASSED and **APPROVED** this 12th day of April 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
APPROVED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney

CITY OF FAIRBANKS

FISCAL NOTE

I. REQUEST:

Ordinance or Resolution No: 4964

Abbreviated Title: CUSHMAN STREET BRIDGE REHABILITATION MAINTENANCE AGREEMENT

Department(s): ENGINEERING

Does the adoption of this ordinance or resolution authorize:

1) additional costs beyond the current adopted budget? Yes _____ No x

2) additional support or maintenance costs? Yes _____ No x

If yes, what is the estimate? see below

3) additional positions beyond the current adopted budget? Yes _____ No x

If yes, how many positions? _____

If yes, type of positions? _____ (F - Full Time, P - Part Time, T - Temporary)

II. FINANCIAL DETAIL:

PROJECTS:				Annual
CUSHMAN STREET BRIDGE MAINTENANCE				\$500
TOTAL				\$500

FUNDING SOURCE:				Annual
GENERAL FUND				\$500
TOTAL				\$500

The operations and maintenance costs associated with the new ADA pedestrian path will be performed by Public Works and incorporated in the annual general fund budget. The department estimates the annual maintenance cost to be \$500. The State of Alaska will be responsible for all upgrades and reconstruction costs for the Cushman Street Bridge, including maintenance of the surface structure on the bridge.

Reviewed by Finance Department: Initial mb Date 4/7/2021

Maintenance Agreement
Between
The State of Alaska Department of Transportation and Public Facilities
(DOT&PF)
and
The City of Fairbanks
(COF)
For
Cushman Street Bridge Rehabilitation
#Z622070000

I. **PURPOSE:**

- The purpose of this maintenance agreement is to provide for the future maintenance of the Cushman Street Bridge Rehabilitation Project.

This project includes rehabilitation to the Cushman Street Bridge and Cushman Street between the First Avenue and Terminal Street intersections. Project work includes bridge work, roadside hardware, and ADA sidewalk and curb ramp improvements. In addition, a new ADA pedestrian path with retaining walls will be constructed as part of this project that ties into the Gordon Wear Park.

II. **THE DOT&PF AGREES TO THE FOLLOWING:**

- Provide structural maintenance of the Cushman Street Bridge and retaining walls.
- Provide overall project design and construction management oversight.
- Coordinate all funding and all federal highway construction funding through the Fairbanks Area Surface Transportation (FAST) Planning Transportation Improvement Program (TIP).

III. **THE COF AGREES TO THE FOLLOWING:**

- Continue routine and seasonal maintenance of Cushman Street, its sidewalks, signage, and drainage system(s).
- Provide routine and seasonal maintenance of the new ADA pedestrian path.

IV. **IT IS MUTUALLY AGREED THAT:**

- The above parties will coordinate and participate in the review of the final design plans prior to construction. Each party will give special attention to elements of the project that result in future maintenance responsibilities covered under this agreement.
- The above parties will coordinate and participate in the Final Inspection of the construction project. The purpose of this inspection is to insure that the project is

constructed in reasonable conformance with the design plans in preparation of acceptance of maintenance responsibilities.

- Each party agrees that it will be responsible for its own acts and results thereof, and each party shall not be responsible for the acts of the other agencies.
- Each party will comply with all applicable laws, regulations, and executive orders.
- This agreement may be revised as needed by the issuance of a written amendment that is agreed to and signed by the affected parties.

Signed
Ryan F. Anderson, P.E., Regional Director
Department of Transportation & Public Facilities

Date

Signed
Jim Matherly, Mayor
City of Fairbanks

Date

ORDINANCE NO. 6163

**AN ORDINANCE AUTHORIZING A LEASE OF SPACE IN CITY HALL
TO THE INTERIOR ALASKA CENTER FOR NON-VIOLENT LIVING TO
HOUSE THE FAIRBANKS REENTRY COALITION**

WHEREAS, the City owns and maintains the Patrick B. Cole City Hall, located at 800 Cushman Street (Block 104A, Fairbanks Townsite); and

WHEREAS, the Interior Alaska Center for Non-Violent Living (IACNVL) wishes to lease office space in City Hall to house the staff of the Fairbanks Reentry Coalition (FRC); and

WHEREAS, the FRC is a collection of organizations and programs working together to reduce recidivism among people returning from incarceration; and

WHEREAS, the FRC has been the premiere reentry collation in the state for quite some time, and over the years, the FRC has developed projects that help returning citizens with housing, employment, transportation, substance abuse treatment, and overcoming poverty; and

WHEREAS, the IACNVL is working with the City to stand up the Crisis Now Mobile Crisis Team, which is part of a statewide behavioral health crisis system, and because of this work has run short of space for housing the FRC staff; and

WHEREAS, recognizing the importance to the City of the work of the IACNVL on behalf of the Crisis Now Mobile Crisis Team, the City believes it is important to aid the efforts of the IACNVL by offering office space to the FRC; and

WHEREAS, under FGC Sec. 70-44, the City may lease space to not-for-profit organizations at less than market value if, in the judgment of the City Council, such lease is in the best interest of the City; and

WHEREAS, it is the finding of the Council that the proposed lease to the IACNVL for the use by the FRC is in the best interest of the City.

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. That a lease instrument substantially in the form shown in Exhibit A is hereby authorized by the City Council for the purposes stated herein.

SECTION 2. That the Mayor is authorized to execute the lease on behalf of the City, with the execution to take place not less than thirty days after the effective date of this ordinance, as prescribed by City Charter Sec. 8.3 and FGC Sec. 70-56.

SECTION 3. That the effective date of this Ordinance will be the ____ day of May 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney



Lease Agreement

Between the City of Fairbanks &

Interior Alaska Center for Non-Violent Living

EXHIBIT "A" TO ORDINANCE NO. 6163

1. Purpose: The Fairbanks City Council, by Ordinance No. 6163, authorized execution of this lease of City-owned property to the Interior Alaska Center for Non-Violent Living (IACNVL) in recognition of the IACNVL's work with the Crisis Now Mobile Crisis Team. This document defines the responsibilities of City of Fairbanks and the IACNVL (the "parties") in regard to the use of office space in City Hall by the Fairbanks Reentry Coalition (FRC). Because of the IACNVL's work with the Crisis Now Mobile Crisis Team, the City is providing the leased office space at no charge.

2. General Understanding: The parties agree that the FRC will be allowed to operate out of office space in the Patrick B. Cole City Hall, 800 Cushman St, Fairbanks, Alaska. The space is located on the second floor, in the space formerly occupied by the Victims for Justice Advocate office, consisting of approximately 334 square feet. The space also includes access to such ancillary areas as restrooms, break rooms, elevators, and hallways. FRC staff will be allowed use of available "Permit Required" spaces in the parking lot east of the Fairbanks Police Station during normal work hours.

3. City of Fairbanks (City) will:

- a. Provide the office space and related facilities maintenance;
- b. Grant access cards and office key to two FRC personnel;
- c. Provide two computer workstations connected to the City of Fairbanks network and supported by Alasconnect;
- d. Connect one phone in the office; and
- e. Include the office in the routine cleaning schedule.

4. The IACNVL will:

- a. Maintain control over access cards and keys;
- b. Comply with City Information Technology policies;
- c. Refrain from bulk printing on City printers;
- d. Be responsible for any damages to City property outside of normal wear and tear;
- e. Abide by City Hall COVID-19 policies; and
- f. Participate in fire drills and other facility-wide events.

5. Term: This lease is effective upon the date signed and executed by the duly authorized representatives of the parties and will end June 30, 2023, unless extended by written agreement of the parties. This lease may be terminated, without cause, by either party.

6. Signatures: The parties to this Lease, through their duly authorized representatives, have executed this lease on the dates set out below, and certify that they have read, understand, and agree to the terms and conditions as set forth herein.

Jim Matherly
Mayor
City of Fairbanks

Brenda Stanfill
Executive Director
Interior Alaska Center for Non-Violent Living

Date: _____

Date: _____

ATTEST:

APPROVED AS TO FORM:

D. Danyielle Snider, MMC
City Clerk

Paul J. Ewers
City Attorney

ORDINANCE NO. 6164

**AN ORDINANCE AUTHORIZING CONVEYANCE OF AN EASEMENT
OVER A PORTION OF THE RIGHT-OF-WAY BORDERING 410
CUSHMAN STREET**

WHEREAS, in 2014, pursuant to Ordinance No. 5885, as Amended (7/23/2012) and Resolution No. 4633 (6/9/2014), the City sold the building then known as Old City Hall, 410 Cushman Street, comprising a portion of Lot 4, Block 66A, to Patrick Levy, d/b/a Fairbanks Distilling Company; and

WHEREAS, Fairbanks Distilling Company wishes to establish an outside seating area on the east side of the business (Cushman Street side) and in drawing up plans for the area discovered that the dividing line between its property and the adjacent City right-of-way bisects the building's front steps and flower beds, thus not allowing room for the proposed outside seating area (see Exhibit A-1); and

WHEREAS, as an interim measure, the Fairbanks Distilling Company has requested that the City grant it an easement over a portion of the right-of-way (see Exhibit A-2 and A-3) so that the outside seating area can be put in place in time for the 2021 summer season, while giving the parties time to negotiate a full transfer of this parcel; and

WHEREAS, the Council believes that this easement is an appropriate interim step as it would allow for the expansion of this downtown business enterprise while giving the parties time to develop a possible long-term solution.

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FAIRBANKS, ALASKA, as follows:

SECTION 1. That the Mayor is authorized to execute the conveyance of easement in a form substantially similar to Exhibit B hereto.

SECTION 2. That the effective date of this ordinance is the _____ day of May 2021.

Jim Matherly, Mayor

AYES:
NAYS:
ABSENT:
ADOPTED:

ATTEST:

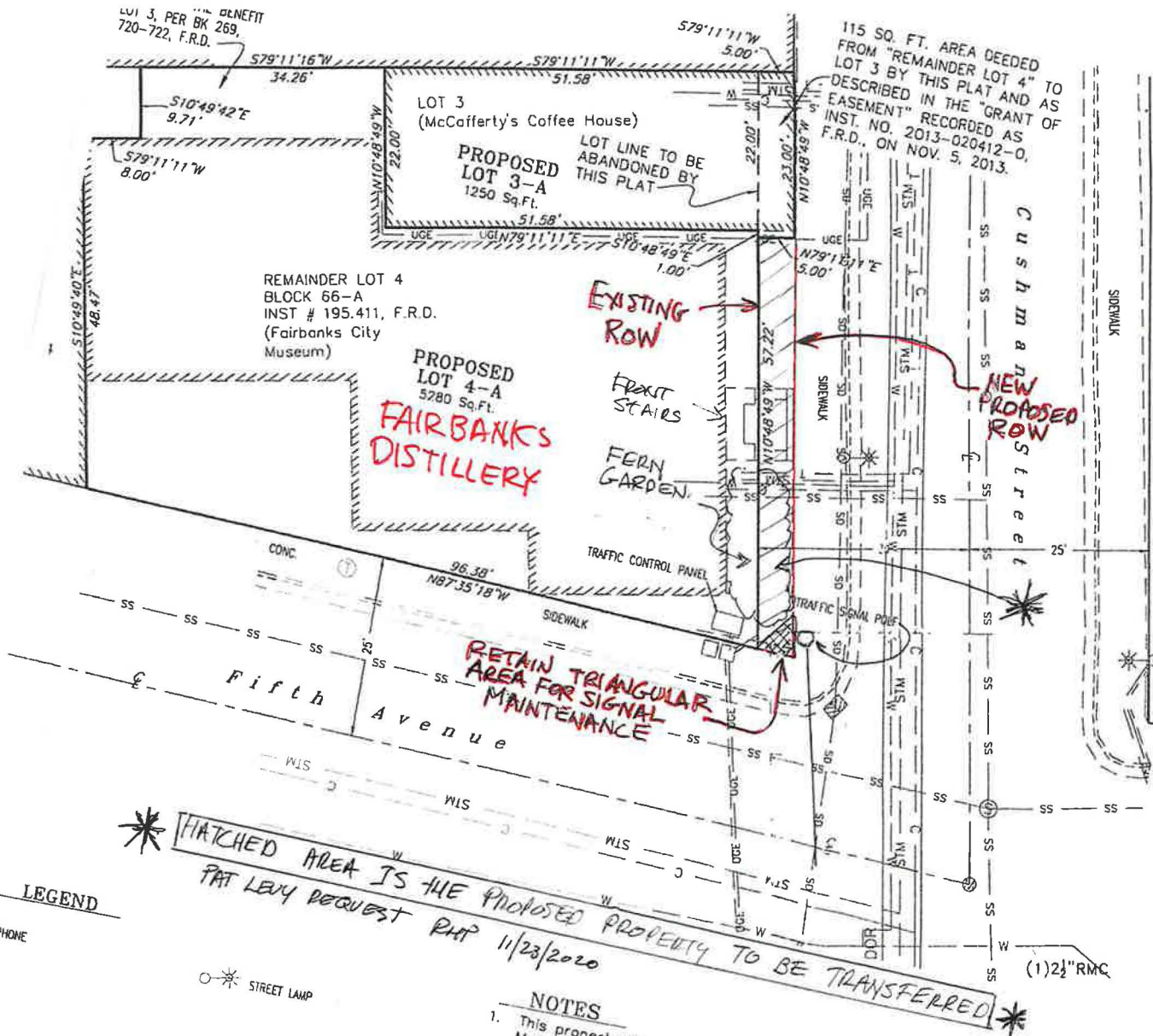
APPROVED AS TO FORM:

D. Danyielle Snider, MMC, City Clerk

Paul Ewers, City Attorney







LEGAL DESCRIPTION

Lot 3, Block 66-A of the Plat of the Resubdivision of Block TOWNSITE OF FAIRBANKS, according to the plat filed November Instrument No. 195.411, Fairbanks Recording District, Fairbanks, Alaska. OWNERS: William K. Rogers and Betty J. Rogers

AND

Lot 4, Block 66-A of the Plat of the Resubdivision of Block TOWNSITE OF FAIRBANKS, according to the plat filed November Instrument No. 195.411, Fairbanks Recording District, Fairbanks, Alaska EXCEPTING THEREFROM that portion conveyed to Charles E. Cole by deed recorded June 2, 1972 in Book 269, Page 72. OWNER: City of Fairbanks, Alaska

FNSB PLATTING BOARD Preliminary Approval

- NOTES**
- This property lies within Flood Zone "X" (shaded) as per the Flood Insurance Map #02090C4378J, dated March 17, 2014.
 - This property is not within the limits of the...

LEGEND

PHONE

STREET LAMP

EXHIBIT B TO ORDINANCE No 6164

Record: Fairbanks Recording District

GRANT OF EASEMENT

THIS Easement entered into this ____ day of _____ 2021, by and between the CITY OF FAIRBANKS, a municipal corporation of the State of Alaska, 800 Cushman Street, Fairbanks, Alaska, 99701, as GRANTOR, and Patrick Levy d/b/a Fairbanks Distilling Company, 410 Cushman Street, Fairbanks Alaska 99701 as GRANTEE,

WITNESSETH:

The GRANTOR, for good and valuable consideration, being seized in title, and duly authorized has this day granted an easement to GRANTEE for the purposes of access and use as an outside seating area for Grantee’s business, Fairbanks Distilling Company, upon the following described parcel of land:

EASEMENT PARCEL

A strip of ground comprising a portion of Lot 4A, Block 66-A, of the Replat of Lots 3 and 4, Block 66-A of the Resubdivision of Blocks 48, 66, 75 and 86, FAIRBANKS TOWNSITE, according to the replat filed November 17, 2017, as Plat Number 2017-88, records of the Fairbanks Recording District, described as follows:

Commencing at the Southeast Corner of Lot 4A, proceed N 10° 48’ 23” W along the eastern lot line of Lot 4A a distance of 6 feet to a point, and Point of Beginning, continue thence N 10° 48’ 23” W 51.22’, thence along the line common to Lots 4A and 3A N 79° 11’ 47” E 5.00’, thence parallel to the East lot line of Lot 4A S 10° 48” 23” E 51.22’, thence S 79° 11’ 47” W 5.00’ to the Point of Beginning, as shown on the attached drawing.

This Grant of Easement will terminate on April 30, 2023 unless extended by written agreement of the parties.

IN WITNESS WHEREOF, the GRANTOR has caused this instrument to be executed on the day and year first written above.

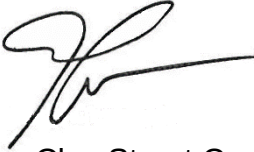
**GRANTOR
CITY OF FAIRBANKS**

Jim Matherly, Mayor

City of Fairbanks



MEMORANDUM

To: City Council Members
From: Jim Matherly, City Mayor 
Subject: Request for Concurrence – Clay Street Cemetery Commission
Date: April 5, 2021

A vacancy has occurred on the Clay Street Cemetery Commission with the recent resignation of Kristina Heredia. To fill the vacancy of Seat D, I hereby request your concurrence to the appointment of the following new member:

Seat D: Ms. Janet Richardson Term to Expire: August 31, 2022

Ms. Richardson's application is attached.

Thank you.

dds/



Board Details

The Clay Street Cemetery Commission shall advise the City Council and Mayor regarding the restoration, improvement, and maintenance of the Clay Street Cemetery. It shall provide and update a long-term plan for the cemetery.

Overview

Size 8 Seats

Term Length 3 Years

Term Limit N/A

Additional

Board/Commission Characteristics

The Clay Street Cemetery Commission shall consist of seven members, three of whom must be residents of the City, appointed by the Mayor and confirmed by the City Council. One member shall be active in the study of Fairbanks history, one member shall have experience or interest in maintaining the cemetery and five members shall represent the community at large (or four members shall be at-large representatives if a Council Member is appointed to the Commission). The City Public Works Director shall be an ex-officio member of the Commission. Appointed members shall serve a three-year term. A chairperson shall be selected from among the Commission's members.

Meetings

The Commission shall conduct regular public meetings, including public hearings required as a condition of receipt of grants. If authorized by the City Council, the Commission may convene into executive session in accordance with state law.

Enacting Legislation

FGC 2-485 through 2-488

Enacting Legislation Website

<http://bit.ly/2lJa2Yf>

Joint Commission Details

N/A

Email the Commission Members

claystreetcemeterycommission@fairbanks.us

Profile

Janet
First Name

Richardson
Last Name

[Redacted]
Email Address

Mailing Address

[Redacted]

Are you a City of Fairbanks resident? *

Yes

[Redacted]
Primary Phone

[Redacted]
Alternate Phone

Which Boards would you like to apply for?

Clay Street Cemetery Commission: Submitted

Interests and Experiences

Why are you interested in serving on a City board or commission? What experiences can you contribute to the benefit of the board or commission?

I am interested in the history of Fairbanks and preservation of the Clay Street Cemetery. I love history and I spend a great deal of my time researching not only my own family history but also those people buried in our local cemeteries. I would like to be a part of maintaining the grounds and research those buried there.

Please provide a brief personal biography in the space below, or attach a resume.

I am originally from St Simons Island, Georgia and I graduated from the University of Georgia College of Pharmacy in 1988. I moved to Kotzebue, Ak in 1989 and worked as a clinical pharmacist for the Indian Health Service until moving to Fairbanks in 2006 where I worked as a clinical pharmacist with the village health division with Tanana Chiefs Conference, Chief Andrew Isaac Health Center. I retired in 2018. I have been married for 30 years, have no children but 2 cats and a dog.

List any professional licenses or training you believe are relevant to the seat you are applying for.

I am able to research history and historical documents quite well and I am handy with being outdoors in the cemetery, whether it's digging up buried markers, cleaning markers or the grounds or locating burials.