

# CHAPTER 25C

CITY OF PRESQUE ISLE

## *Energy Conservation Code Ordinance*



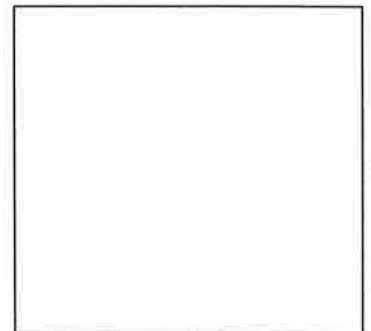
Adopted by the City Council: December 6, 2010

Repassed: January 3, 2018

Amended by the City Council: March 6, 2019

Repassed: January 5, 2022

Attest: Kimberly A. Finnemore  
Kimberly A. Finnemore, City Clerk



# Energy Conservation Code

## Chapter 25C

An Ordinance of the City of Presque Isle adopting the most current State of Maine adopted Energy Conservation code component of the Maine Uniform Building and Energy Code (M.U.B.E.C), regulating and governing the design and construction of buildings for the effective use of energy of all property, buildings and structures in the City of Presque Isle; providing for the issuance of permits and collections of fees, making of inspections; and providing penalties for the violation.

**PREAMBLE:** This Ordinance is intended to replace and repeal all prior ordinance(s) dealing with any subject matter dealt with herein, and shall supersede the same, whether specifically repealed or referenced herein:

Be it ordained by the City Council of the City of Presque Isle as follows:

### **SECTION 1. ADOPTION OF BUILDING CODE**

That a certain document, being marked and designated as the most current State of Maine *The Energy Conservation Code*, including Chapters 1 – 6 as published by the International Code Council, be and is hereby, adopted as the Energy Conservation Code of the City of Presque in the State of Maine; for regulating and governing the design and construction of buildings for the effective use of energy of all property, buildings and structures; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Energy Conservation Code on file in the office of the Code Enforcement Officer are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Ordinance.

### **SECTION 2. ADDITIONS, INSERTIONS AND CHANGES**

That the following sections are hereby revised as follows:

1. Section 101.1

*Delete* “City of Presque Isle; and  
*Insert* “State of Maine” in its place.

2. Section 107.1

**Insert** Five Dollars (\$5.00) per thousand Dollars of valuation or part thereof for residential construction and Eight Dollars (\$8.00) per thousand dollars of valuation or part thereof for commercial construction. Thirty Five Dollars (\$35.00) **MINIMUM PERMIT FEE**. Thirty Dollars (\$30.00) demolition fee for residential and One Hundred Dollars (\$100.00) for commercial. Twenty Five Dollars (\$25.00) use fee. Two Dollars and fifty cents (\$2.50) per square foot sign permit fee.

3. Section 107.3

**Insert** Any person who shall commence any work for which a permit is required by this Ordinance without first having obtained a building permit therefor, shall, if subsequently permitted to obtain a permit, pay double the permit fee fixed by this section for such work.

4. Section 108.4 Violation Penalties:

**Change to read:** any person who shall violate a provision of this Code shall fail to comply with any of the requirements thereof or who shall erect, construct, alter or repair a building or structure in violation of an approved plan or directive of the Code Official, or of a permit of certification issued under the provisions of this Code, shall be found guilty of a civil offense, punishable by a fine of not more than \$2,500. Each day that a violation continues shall be deemed a separate offense.

5. Section 109

**Change to read:** The Board shall modify or reverse the decisions of the Code Official by a concurring vote of the majority of the members present and voting. A quorum shall consist of three (3) members.

6. Section 503.2.5

**Delete** "Chapter 4 of the International Mechanical Code"  
**Insert** "ASHRAE 62.1-2007." in its place for both occurrences.

7. Section 503.4.5 Item 3

**Delete** "Chapter 4 of the International Mechanical Code"  
**Insert** "ASHRAE 90.1-2007." in its place.

### **SECTION 3. VALIDITY CLAUSE**

That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Presque Isle here by declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

### **SECTION 4. SAVING CLAUSE**

That nothing in this Ordinance or in the Existing Building Code hereby adopted shall be constructed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

### **SECTION 5. DATE OF EFFECT**

That the City Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law and this Ordinance shall take full force and effect after this date or final passage and approval.

### **SECTION 6. SUNSET PROVISION**

This Ordinance shall be in force for the term of four (4) years from its effective date noted. This Ordinance shall become null and void upon the expiration of four (4) years from said effective date: unless recommended and required by the City Council to remain effective prior to such expiration date.