

ORDINANCE NO. 2092

**AN ORDINANCE OF THE CITY OF COTTLEVILLE,
MISSOURI, AMENDING TITLE V, CHAPTER 500, ARTICLE
XII OF THE MUNICIPAL CODE BY ADDING A NEW
PROVISION THERETO, REGULATING REFRIGERANTS**

WHEREAS, the Board of Aldermen of the City finds and determines that it is in the best interest of the residents, businesses, and good governance of the City to amend the Municipal Code regulations relating to refrigerants.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF COTTLEVILLE, MISSOURI, AS FOLLOWS:

SECTION 1. That Title V, Chapter 500, Article XII of the Municipal Code of the City of Cottleville, Missouri, be and hereby is amended by adding a new Section 500.370 to read as follows:

Section 500.370. Refrigerants, Use Of – Building Codes Not to Prohibit if Approved For Use Under Federal Law

Pursuant to Section 260.295, RSMo., the City will not recognize any provision from any Code adopted by the City, including the International Building Code, 2015 Edition (Section 500.010); the International Plumbing Code, 2015 Edition (Section 500.060); the International Mechanical Code, 2015 Edition (Section 500.090); the National Electric Code, 2014 Edition (Section 500.120); the International Energy Conservation Code, 2015 Edition (Section 500.160); the International Swimming Pool and Spa Code, 2015 Edition (Section 500.200); the International Private Sewage Disposal Code, 2015 Edition (Section 500.230); the International Property Maintenance Code, 2015 Edition (Section 500.275); and the International Residential Code, One- and Two-Family Dwellings, 2015 Edition (Section 500.290), and any other similar Code adopted after the date of this ordinance, each as amended, that prohibits the use of refrigerants approved for use under the provisions of 42 U.S.C. Section 7671k, or the regulations promulgated thereunder, provided any related equipment is installed in accordance with the provisions of 42 U.S.C. Section 7671k, or the regulations promulgated thereunder.

SECTION 2. Savings Clause. Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 3. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall

be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date. This Ordinance shall be in full force and take effect from and after its final passage and approval.

Read the first (1st) time this 17 day of May, 2023.

Robert Rankin
As Presiding Officer and as Mayor

Attest: gchen
City Clerk

Read the second (2nd) time and passed this 21 day of June, 2023.

Robert Rankin
As Presiding Officer and as Mayor

Attest: gchen
City Clerk

Approved this 21 day of June, 2023.

Robert Rankin
Mayor

Attest: gchen
City Clerk