

RESOLUTION NO. 172-2024

Date Adopted: August 21 2024

Date Published: _____

Effective Date: Upon Publication

A RESOLUTION AMENDING SECTIONS 4.5.020 AND 4.5.030, AND DELETING SECTIONS 4.6.025, 4.6.030, 4.6.035, 4.6.040, 4.6.050, 4.6.060, 4.7.030, 4.7.040 AND REPEALING THE ORIGINALS OF SECTIONS 4.5.020, 4.5.030, 4.6.025, 4.6.030, 4.6.035, 4.6.040, 4.6.050, 4.6.060, 4.7.030 AND 4.7.040 OF THE WICHITA/SEDGWICK COUNTY UNIFIED BUILDING AND TRADE CODE.

WHEREAS, the Board of County Commissioners of Sedgwick County and the City of Wichita City Council have adopted the Wichita-Sedgwick County Unified Building and Trade Code ("UBTC") through Resolution No. 175-2012 and Ordinance No. 49-412; and

WHEREAS, the UBTC is the joint building and trade code within the city limits of the City of Wichita, the unincorporated area of Sedgwick County, and the second- and third-class cities within Sedgwick County that agree to have Sedgwick County inspect and/or enforce such codes within their city limits; and

WHEREAS, the Board of County Commissioners and the City of Wichita wish to adopt the ASME A17.1-2022 Safety Code for Elevators and Escalators with all addendums thereto, published by the American Society of Mechanical Engineers; and

WHEREAS, Article 4 of the UBTC contains the Safety Code for Elevators and Escalators; and

WHEREAS, the Board of County Commissioners and the City of Wichita wish to amend Article 4 of the UBTC to adopt and incorporate the ASME A17.1-2022 Safety Code for Elevators and Escalators, with local amendments as identified within this Resolution; and

WHEREAS, to effectuate these amendments the Board of County Commissioners and the City of Wichita wish to adopt respective resolution and ordinance amending sections of the UBTC.

NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF COUNTY COMISSIONERS OF SEDGWICK COUNTY, KANSAS, AMENDS THE WICHITA/SEDGWICK COUNTY UNIFIED BUILDING AND TRADE CODE AS FOLLOWS:

SECTION 1.

SECTION 4.5.020 – Installation Standards is hereby amended to read as follows:

“(A) All new or modernized elevators, dumbwaiters, escalators, moving walks, material lifts and related hoistways installations made shall be in strict conformity with the provisions of this Code and with the approved standards of construction, for safety to life and property. If sections contained within this Code, in a given situation, do not prescribe a specific type or class of material or specific standards of construction, then the standards as set forth and contained in the ASME A17.1 2022 Safety Code for Elevators and Escalators with all the addendums thereto, published by the American Society of Mechanical Engineers, shall apply to the design, construction, installation, operation, alteration and repair of elevators, handicapped accessibility lifts, dumbwaiters, escalators and moving walks and their hoistways. All elevators, escalators, and related equipment, shall be subject to the applicable acceptance and periodic inspections and tests as specified in the currently adopted edition of the ASME A17.1 Safety Code for Elevators and Escalators. The periodic inspections and periodic tests of category 1 shall be made at intervals not longer than one (1) year from the due date as established by the MABCD . The periodic tests of category 3

and 5 shall be made at intervals not longer than five (5) years from the due date as established by the MABCD. By this publication, all provisions of such publication are adopted by reference and made a part of this Code and this Section as though fully set forth herein.

(B) All existing elevators, dumbwaiters, escalators, moving walks, material lifts and related hoistways installations, shall be in strict conformity with the provisions of this Code and with the approved standards of construction, for safety to life and property. If sections contained within this Code, in a given situation, do not prescribe a specific type or class of material or specific standards of construction, then the standards as set forth and contained in the ASME A17.3-2015 Safety Code for Existing Elevators and Escalators with all the addendums thereto, published by the American Society of Mechanical Engineers, shall apply except Sections 2.1.2, 2.1.3, 2.3.1, 2.3.3, 2.7.3, 2.7.4, 3.3.5, 3.4.4.1, 3.5.1, 3.5.5, 3.9.2, 3.10.1, 3.10.2 & 4.5.2 which shall have an effective date of January 1, 2019; Sections 2.1.4, 2.2.4, 2.8.2, 3.6.1 & 3.10.4 shall have an effective date of January 1, 2020; Sections 3.6.2, 3.10.3 & 4.7.2 shall have an effective date of January 1, 2021; Sections 2.2.2 & 2.6.1 shall have an effective date of January 1, 2022; Sections 3.4.2, 3.11.3 & 4.3.3 shall have an effective date of January 1, 2023. The periodic inspections and periodic tests of category 1 shall be made at intervals not longer than one (1) year. The periodic tests of category 3 and 5 shall be made at intervals not longer than five (5) years. By this publication, all provisions of such publication are adopted by reference and made a part of this Code and this Section as though fully set forth herein.

(C) All handicapped accessibility lifts, inclined stairway chairlifts, inclined and vertical platform lifts, and private residence inclined stairway chairlifts and private residence

inclined and vertical platform lifts shall have prior approval and be in strict conformity with the provisions of this Code and with the approved standards of construction, for safety to life and property. If sections contained within this Code, in a given situation, do not prescribe a specific type or class of material or specific standards of construction, then the standards as set forth and contained in the ASME A18.1-2017 Safety Standard for Platform Lifts and Stairway Chairlifts with all addendums thereto, published by the American Society of Mechanical Engineers, shall apply to the design, construction, installation, operation, alteration and repair of handicapped accessibility lifts. All handicapped accessibility lifts, inclined stairway chairlifts, inclined and vertical platform lifts, and private residence inclined stairway chairlifts and private residence inclined and vertical platform lifts and related equipment, shall be subject to the applicable acceptance tests as specified in the currently adopted edition of the ASME A18.1 Safety Standard for Platform Lifts and Stairway Chairlifts. All handicapped accessibility lifts, inclined stairway chairlifts, inclined and vertical platform lifts, except in a private residence, shall be subject to periodic inspections and one (1) year periodic tests as specified in the currently adopted edition of the ASME A18.1 Safety Standard for Platform Lifts and Stairway Chairlifts. The periodic inspections shall be made at intervals not longer than one (1) year. By this publication, all provisions of such publication are adopted by reference and made a part of this Code and this Section as though fully set forth herein.”

SECTION 2.

SECTION 4.5.030 – Definitions is hereby amended to read as follows:

"Apprentice" means an individual who works as an employee in training under the direct supervision of a Journeyman or Master (while performing elevator work). An Apprentice is not a certified individual.

"Code" means the National Electrical Code, ASME Safety Code for Elevators and Escalators and Renewable Energy Codes as adopted by the MABCD, as the context of this Article may require.

"Direct supervision" means that the apprentice/helper is limited to the same structure and/or building site as the Journeyman or Master

"Elevator" as used in this Code, is inclusive of elevators, escalators, dumbwaiters, moving walks and material lifts.

"Elevator contractor" is a person, firm or corporation licensed to bid, plan, layout, install and supervise the installation, repair or maintenance of elevators and their associated equipment, material or devices.

"Equipment" is any elevator, escalator, dumbwaiter, moving walk, material lift, and dumbwaiters with automatic transfer devices, as defined in the current adopted edition of the ASME A17.1 Safety Code for Elevators and Escalators.

"Handicapped accessibility lift" means a hoisting and lowering mechanism equipped with a car, platform or chair that is installed in locations for use by the physically handicapped. For purposes of this Code, this definition specifically refers to the following devices: inclined stairway chairlifts, inclined and vertical platform lifts, and private residence inclined stairway chairlifts and private residence inclined and vertical platform lifts.

"Handicapped accessibility lift contractor" is a person, firm or corporation licensed to bid,

plan, layout, install and supervise the installation, repair or maintenance of handicapped accessibility lifts and their associated equipment, material or devices.

"Helper" means an individual who works as an employee in training under the direct supervision of a Journeyman or Master (while performing elevator work). A helper is not a certified individual.

"Journeyman" means an individual working for a licensed contractor, as defined below, and engaged principally in the occupation of erecting, installing, altering, repairing, servicing or maintaining in any or all of the following classifications and who is duly certified as herein set forth to engage in such occupation: A Journeyman is responsible for the supervision of any apprentice/helper assigned to work with them.

"Licensed contractor" means a person, firm, partnership, corporation, limited liability company, association or combination thereof, who undertakes or offers to undertake for another, for hire, the planning, laying out, supervising and installing or making additions, alterations, and repairs in the installation of electrical, elevator, accessibility lift, alarm, or renewable energy.

"Master" means an individual that holds a Master certificate issued pursuant to this article evidencing such person to be qualified to lay out, install, maintain and repair work in their area of expertise. A Master is responsible for the supervision of any apprentice/helper assigned to work with them.

"Modernization," as used in this Code, means updating all aspects of the car, platform, hoistway, machine room and all related equipment. The requirements set forth in the currently adopted edition of the ASME A17.1 Safety Code for Elevators and Escalators, published by the American Society of Mechanical Engineers shall apply.

"*Qualified Master*" or "*Qualified Person*" means an individual who holds a Master certificate issued pursuant to this article evidencing such person to be qualified to control and have authority of all technical work performed under the authority of the licensed contractor's enterprise, and assures quality control and is responsible for complying with all applicable laws, Codes and regulations. An individual shall not be the Qualified Master or Qualified Person for more than one licensed contractor's enterprise.

SECTION 3.

SECTION. 4.6.025 – Equipment in Hoistways and Machine Rooms is hereby deleted.

SECTION 4.

SECTION. 4.6.030 – Construction of Hoistways is hereby deleted.

SECTION 5.

SECTION. 4.6.035 – Machine Rooms and Machinery Spaces is hereby deleted.

SECTION 6.

SECTION. 4.6.040 – Buffers is hereby deleted.

SECTION 7.

SECTION 4.6.050 – Pits is hereby deleted.

SECTION 8.

SECTION 4.6.060 – Car Enclosures is hereby deleted.

SECTION 9.

SECTION 4.7.030 – Driving Machines is hereby deleted.

SECTION 10.

SECTION 4.7.040. – Minimum Rated Load is hereby deleted.

SECTION 11.

The originals of Sections 4.5.020, 4.5.030, 4.6.025, 4.6.030, 4.6.035, 4.6.040, 4.6.050, 4.6.060, 4.7.030, and 4.7.040 are hereby repealed.

SECTION 12. SEVERABILITY

Should any section, clause or provision of this Resolution be declared by any court of competent jurisdiction to be invalid, the same shall not affect the validity of this Resolution as a whole, or any part thereof, other than the part so declared to be invalid.

SECTION 13. PUBLICATON AND EFFECTIVE DATE

Upon approval of this Resolution, the Sedgwick County Clerk is directed to publish this Resolution once in the official county newspaper. This Resolution shall be included in the Wichita-Sedgwick County Unified Building and Trade Code, and shall be effective up publication.

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Commissioners present and voting were:

PETER F. MEITZNER
SARAH LOPEZ
DAVID T. DENNIS
RYAN K. BATY
JAMES M. HOWELL

aye
aye
aye
aye
aye


Dated this 21 day of August, 2024.


ATTEST:


KELLY B. ARNOLD, County Clerk




BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS



RYAN BATY, Chairman
Commissioner, Fourth District



SARAH LOPEZ, Chair Pro Tem
Commissioner, Second District

APPROVED AS TO FORM:


Armand L. Shukaev
Assistant County Counselor


PETER F. MEITZNER
Commissioner, First District


DAVID T. DENNIS
Commissioner, Third District


JAMES M. HOWELL
Commissioner, Fifth District