

Ordinance 2013- 041

**AN ORDINANCE AMENDING  
THE INTERNATIONAL RESIDENTIAL CODE, 2012 EDITION,  
AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL**

WHEREAS, the statutes of the State of Mississippi. Section 19-5-9 of the Mississippi Code of 1972, as amended, empowered the City to enact construction codes published by a nationally recognized code group which Sets minimum standards and has the proper provisions to maintain up-to-date amendments with minimum standard guides for building, plumbing, electrical, gas, sanitary,, and other related codes in Mississippi; and

WHEREAS, an Ordinance of the City of Diamondhead amending Section E3902.12 **Arc-fault circuit-interrupter protection** of the International Residential Code, 2012 edition, to only provide that level of protection from electrical arcing in all bedrooms as in previous IRC editions.

NOW THEREFORE BE IT ORDAINED by the City Council of the City of Diamondhead, Mississippi, that the International Residential Code, 2012 edition, is amended as follows:

**Section 1. Section E3902.12 Arc-fault circuit-interrupter protection.**

**Delete:** “All branch circuits that supply 120-volt, single phase, 15- and 20-ampere outlets installed in family rooms, dining rooms, living rooms, parlors, libraries, dens, bedrooms, sunrooms, recreations rooms, closets, hallways and similar rooms or areas shall be protected by a combination type arc-fault circuit interrupter installed to provide protection of the branch circuit.”

**Replace:** “All branch circuits that supply 120-volt, single phase, 15- and 20-ampere outlets installed in all bedrooms shall be protected by a combination type arc-fault circuit interrupter installed to provide protection of the branch circuit.”

**Section 2.** 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 Diamondhead hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 3.** That nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or caused 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.

In accordance with Mississippi Code of 1972, § 21-13-11, this ordinance becomes effective thirty days from date of passage with a single publication of the ordinance prior to the effective date.

MOTION was made by Council Member Lafontaine to adopt the forgoing Ordinance and SECONDED by Council Member Rech and having been reduced to writing, was submitted to a Roll Call Vote.

	Aye	Nay	Absent
Councilman Lopez	_____	_____	_____ ✓
Councilman Lafontaine	_____ ✓	_____	_____
Councilman Sislow	_____ ✓	_____	_____
Councilman Rech	_____ ✓	_____	_____
Councilman Knobloch	_____ ✓	_____	_____
Mayor Schafer	_____ ✓	_____	_____

NOW, THEREFORE, BE IT FURTHER ORDAINED by the City Council of the City of Diamondhead, Mississippi, that the International Residential Code, 2012 edition, of the City of Diamondhead, Mississippi, is hereby amended.

SO ORDAINED, THIS THE 19th DAY OF November 2013.

APPROVED [Signature]  
 MAYOR Thomas E. Schafer, IV

ATTEST [Signature]  
 Lolita McSwain Deputy City Clerk

SEAL

THIS IS TO CERTIFY THAT THE FOREGOING ORDINANCE WAS ADOPTED BY THE CITY

OF DIAMONDHEAD, MISSISSIPPI, ON THE 19 DAY OF November, 2013.



---

DEPUTY CITY CLERK