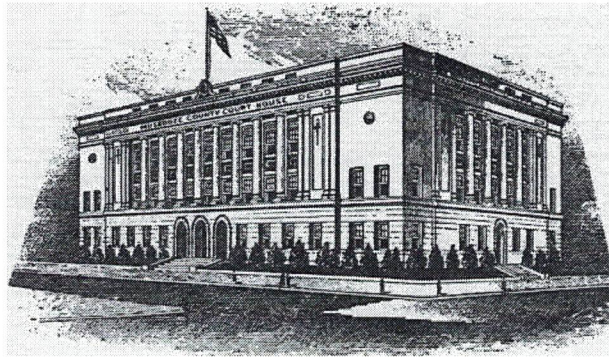


KEN DOKE
MUSKOGEE CO. DISTRICT 1

KEITH HYSLOP
MUSKOGEE CO. DISTRICT 2

KENNY PAYNE
MUSKOGEE CO. DISTRICT 3



POLLY IRVING
COUNTY CLERK



MELISSA LEE
BOCC Executive Assistant

MUSKOGEE BOARD OF COUNTY COMMISSIONERS

P.O. BOX 2307 MUSKOGEE, OK 74402-2307 * PHONE (918)682-9601 * FAX (918) 684-1697
Email: bocc@readymuskogee.org - Website: www.muskogeecountygov.com

RESOLUTION NO. 2025-06

SUBJECT: Muskogee County Building Codes

WHEREAS, the Oklahoma Uniform Building Codes Commission is empowered by state law (74 OS § 1000.23) to adopt uniform building standards applicable to all state, county, and municipal governments in Oklahoma.

WHEREAS, State law (74 OS §§ 324.8; 324.11) permits county governments to assume jurisdiction to enforce the building codes adopted by the Oklahoma Uniform Building Codes Commission.

WHEREAS, Muskogee County desires to assume jurisdiction from the Oklahoma State Fire Marshal's Office to enforce adopt the uniform building standards so adopted by the Oklahoma Uniform Building Codes Commission.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MUSKOGEE COUNTY AS FOLLOWS:

SECTION 1. POLICY.

- A. The Chair of the Board of County Commissioner is hereby authorized to execute the "Authority Having Jurisdiction Agreement" between Muskogee County and the Oklahoma State Fire Marshal's Office. Under such agreement, Muskogee County will ensure compliance with all adopted building codes for the county in its entirety. Specifically, Muskogee County will be responsible for all plan reviews and associated inspections, including, but not limited to, those related to building plans, smoke control, fire alarms, fire suppression, and access control, in addition to all required annual life safety inspections. Muskogee County understands such agreement will not extend to any State-owned or occupied buildings within the geographic boundaries of Muskogee County, the same remaining the sole responsibility of the State Fire Marshal's Office.

Such agreement, upon execution, shall be attached to this Resolution and shall remain in effect until revoked as permit thereby.

- B. The Board of County Commissioners does hereby adopt the following uniform building codes adopted by the Oklahoma Uniform Building Codes Commission as the building codes applicable in Muskogee County:

Fire Code Adoption

A certain document, one (1) copy of which are on file in the office of the County Clerk of the Muskogee County, Oklahoma, being marked and designated as the *ICC International Fire Code*, 2018 Edition, as published by the International Code Council, Inc., hereinafter the "Fire Code" or the "Fire Prevention Code" and amended or revised as stated in Title 748 Uniform Building Code Commission, is hereby adopted for the purpose of safeguarding life and property from fire and explosion hazards by regulating the storage, handling and use of hazardous substances, materials and devices and conditions related to the occupancy of buildings and premises in Muskogee County, as herein provided. Each and all the regulations, provisions, penalties, terms and conditions of the *ICC International Fire Code*, 2018 Edition, are hereby referred to, adopted and made a part hereof as if fully set out in this article, with the additions, insertions, deletions and changes as described below.

Section 101.1. Insert: **[Muskogee County, Oklahoma] [Name of Jurisdiction]**

Section 110.4. Insert: **is amended to read as follows: 110.4 Violation penalties. Any person who shall violate any provisions of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code shall be guilty of an offense and, upon conviction, shall be punished as provided for by resolution. Each and every day such violation continues shall constitute a separate offense [OFFENSE, DOLLAR AMOUNT, NUMBER OF DAYS]**

Section 112.4. Insert: **[As Approved by Resolution] [DOLLAR AMOUNT IN TWO LOCATIONS]**

Section 1103.5.3. Insert: **[2026] [DATE BY WHICH SPRINKLER SYSTEM MUST BE INSTALLED]**

Building Code Adoption

A certain document, one (1) copies of which are on file in the office of the County Clerk of the Muskogee County Oklahoma, being marked and designated as the *ICC International Building Code*, 2018 Edition, as published by the International Code Council, Inc., hereinafter the "Building Code", and amended or revised as stated in Title 748 Uniform Building Code Commission, is hereby adopted for the control of buildings and structures other than detached one- and two-family dwellings and townhouses, as herein provided. Each and all of the regulations, provisions, penalties,

terms and conditions of the ICC International Building Code, 2018 Edition, are hereby referred to, adopted and made a part hereof as if fully set out in this chapter with the amendments thereto, prescribed in Section 101 of this chapter.

Section 101.1. Insert: **[Muskogee County, Oklahoma] [NAME OF JURISDICTION]**

Section 1612.3. Insert: **[Muskogee County, Oklahoma] [NAME OF JURISDICTION]**

Residential Code Adoption

A certain document, one (1) copy of which is on file in the Office of the County Clerk, being marked and designated as the *International Residential Code for One- and Two-Family Dwellings*, 2018 Edition, as published by the International Code Council (ICC) and amended or revised as stated in Title 748 Uniform Building Code Commission—Chapter 20, is hereby adopted as a part of the Building Code of Muskogee County, Oklahoma, for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, or use of one- and two-family dwellings and townhouses not more than three (3) stories in height with separate means of egress in Muskogee County. Consistent with the adoption of this *International Residential Code*, 2018 Edition, there is hereby provided for the related issuance of permits and collection of fees. Each and all of the terms, conditions, regulations, and provisions of the *International Residential Code*, 2018 Edition, published by the ICC, as supplemented and amended, and made a part hereof as if fully set out in this article, with the additions, insertions, deletions and changes as described below.

Section R101.1. Insert: **[Muskogee County, Oklahoma] [NAME OF JURISDICTION]**

Mechanical Code Adoption

A certain document, three copies of which are on file in the office of the County Clerk of the Muskogee County, Oklahoma, being marked and designated as the "2018 International Mechanical Code," as published by the International Code Council and amended or revised as stated in Title 748 Uniform Building Code Commission, be and is hereby adopted as the International Mechanical Code of Muskogee County in the State of Oklahoma, for regulating and governing the repair, alteration, change of occupancy, addition, and relocation of existing buildings, including historic buildings, as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said International Mechanical Code on file in the office of the County Clerk are hereby referred to, adopted, and made a part hereof as if fully set out in this article, with the additions, insertions, deletions and changes as described below.

Section 101.1. Insert: **[Muskogee County, Oklahoma] [NAME OF JURISDICTION]**

Section 106.5.2. Insert: **[As Approved by Resolution] [APPROPRIATE SCHEDULE]**

Plumbing Code Adoption

A certain document, three copies of which are on file in the office of the County Clerk of the Muskogee County, Oklahoma, being marked and designated as the "2018 International Plumbing Code," as published by the International Code Council, and amended or revised as stated in Title 748 Uniform Building Code Commission, be and is hereby adopted as the International Plumbing Code of Muskogee County in the State of Oklahoma, for regulating and governing the repair, alteration, change of occupancy, addition, and relocation of existing buildings, including historic buildings, as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said International Plumbing Code on file in the office of the County Clerk are hereby referred to, adopted, and made a part hereof as if fully set out in this article, with the additions, insertions, deletions and changes as described below.

Section 101.1. Insert: **[Muskogee County, Oklahoma] [NAME OF JURISDICTION]**

Section 106.6.2. Insert: **[As Approved by Resolution] [APPROPRIATE SCHEDULE]**

Electrical Code Adoption

A certain document, one copies of which are on file in the office of the County Clerk of the Muskogee County, Oklahoma, being marked and designated as the "2023 National Electrical Code," (hereinafter "NEC"), as published by the International Code Council, and amended or revised as stated in Title 748 Uniform Building Code Commission, be and is hereby adopted as the National Electrical Code of Muskogee County in the State of Oklahoma, for regulating and governing the repair, alteration, change of occupancy, addition, and relocation of existing buildings, including historic buildings, as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said NEC on file in the office of the County Clerk are hereby referred to, adopted, and made a part hereof as if fully set out in this article, with the additions, insertions, deletions and changes as described below.

SECTION 2. IMPLEMENTATION. All departments, officers, and employees of the county government shall take all appropriate measures within their authority to implement this resolution. Nothing in this resolution shall be construed to impair or otherwise affect the authority granted by law to a county department or officer. This resolution shall be implemented consistent with applicable law and subject to the availability of appropriations. This resolution is not intended to, and does not, create any right or benefit, substantive or procedural, enforceable at law or in equity by any party against the county, its departments, officers, employees, or agents, or any other person.

SECTION 3. REPEALER. All other resolutions and parts of other resolutions inconsistent or conflicting with any part of this resolution are hereby repealed to the extent of such inconsistency or conflict.

SECTION 4. SEVERABILITY. If any provision, paragraph, word, section of article of this resolution is invalidated by any court of competent jurisdiction, the remaining provisions,

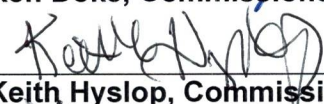
paragraphs, words, sections and chapters shall not be affected and shall continue in full force and effect.

SECTION 5. EFFECTIVE DATE. This resolution shall take effect immediately upon execution and shall remain in effect until amended or repealed.

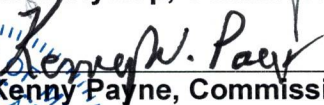
PASSED AND APPROVED BY THE BOARD OF COUNTY COMMISSIONERS OF MUSKOGEE COUNTY THIS _____ DAY OF _____, 20_____



Ken Doke, Commissioner – District 1



Keith Hyslop, Commissioner – District 2



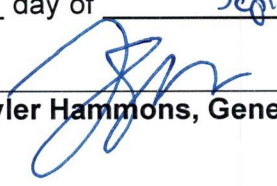
Kenny Payne, Commissioner – District 3

ATTEST:



Polly Irving, County Clerk

APPROVED AS TO FORM AND LEGALITY this 22 day of Sept,
2023.



John Tyler Hammons, General Counsel