

**AGENDA ITEM**  
December 29, 2020

Subject: Dangerous Building Code Update

Department: Administration

A technical error was discovered in the Dangerous building code while researching options for the downtown square collapsed structure at 100 N Cedar.

The current code in Section 6-34 makes reference to a subsection 6-25(f) which doesn't exist. This code section was updated in 2017.

To correct this error emergency action is needed to expedite this code change. The change will ensure current and future dangerous building procedures are enforceable.

**BILL NO. 2020-093**

**ORDINANCE NO.**

**A TECHNICAL CORRECTIONS ORDINANCE OF THE CITY OF NEVADA MISSOURI CORRECTING A REFERENCE IN SECTION 6-34 (B) OF THE CODE OF THE CITY OF NEVADA, MISSOURI.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:**

**Section 1.** The reference in Section 6-34(b) of the Code of the City of Nevada Missouri stating that costs shall be collected as provided in subsection 6-25(f) is found to be a typographical error referring to a non-existent section while the material grammatically identified and referred to was fully set forth in Section 6-25(d) of said Ordinance and said material was obviously the intended reference. The error is found and declared to be technical error subject to correction by a technical correction ordinance.

**Section 2.** Section 6-34(b) of the Code of the City of Nevada Missouri is hereby amended to make correction reference to Section 6-25(d) to read in its entirety as follows:

*Authority to issue emergency orders to take emergency action.* In any emergency case, the hearing officer shall have the power to take emergency measures to abate or correct such dangerous conditions. The emergency power herein granted shall include the power to order and cause the immediate vacation of any building and the summary correction of any emergency condition which exists in violation of this article, including, but not limited to, fencing, boarding or the repair or demolition of a dangerous building as is authorized by RSMo 67.440, as amended. Costs shall be collected as provided in subsection 6-25(d). It shall be the policy of the city to take sufficient action in emergency cases to abate the nuisance and protect the public.

**Section 3.** This Technical Corrections Ordinance is to be addressed as an Emergency Ordinance by reason of the need for clarification in addressing the problem of a partially collapsed building on the public square which is a hazard to public safety.

**Section 4.** This Ordinance shall be in full force and effect from and after its passage and approval.

**PASSED, APPROVED and ADOPTED** by the City Council of the City of Nevada, Missouri, this \_\_\_\_\_ day of December 2020.

**CITY OF NEVADA, MISSOURI  
(SEAL)**

**By: \_\_\_\_\_  
George Knox, Mayor**

**Attest:**

**\_\_\_\_\_  
Michele Bailey, City Clerk**