Town of Erie
Ordinance No. 026-2026

An Ordinance of the Town Council of the Town of Erie Amending Sections 9-1-2 and 9-1-4 of Chapter 1 of Title 9 of the Erie Municipal Code to Correct and Update Internal Cross-References

Whereas, on April 14, 2026, the Town Council adopted the 2024 International Energy Conservation Code ("IECC") pursuant to Ordinance No. 012-2026; and

Whereas, after adoption of the IECC, it was determined that certain cross-references within the IECC and references to the IECC in the International Residential Code needed to be corrected or updated.

Now Therefore be it Ordained by the Town Council of the Town of Erie, Colorado, as follows:

Section 1. Section 9-1-2.B.30. of the Erie Municipal Code is hereby amended as follows:

30. Part IV - Energy Conservation is deleted in its entirety, provided that the Residential Provisions of the ~~2021~~ 2024 International Energy Conservation Code (IECC) shall apply.

Section 2. Section 9-1-4.B. of the Erie Municipal Code is hereby amended as follows:

B. *Amendments*: The IECC is amended as follows:

* * *

3. A new Section C111 is added as follows:

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C111.1.1 Buildings Impacted by a Natural Disaster. The Town may authorize a waiver from the requirements of Appendix CB, Appendix CK, or both, where, owing to a declared natural disaster that has destroyed buildings or resulted in other exceptional and extraordinary circumstances as determined by the Town, and the Town determines enforcement of the provisions of Appendix CB or Appendix CK will result in unnecessary hardship.

C111.1.2 Substantial Cost Differential Waiver. The Town may authorize a waiver from the requirements of Appendix CB, Appendix CK, or both, for an applicant with a commercial building with a gross floor area greater than 10,000 square feet (929 m2) who asserts that compliance with Appendix CB or Appendix CK will result in a substantial cost differential. The Town may waive requirements of Appendix CB or Appendix CK only until the cost differential for compliance with the remaining requirements reaches 1% or less. The burden of proof is upon the applicant to provide substantiation of a cost differential, such as quotes or other licensed design professional analyses as approved by the Town. For purposes of this subsection, "substantial cost differential" means costs incurred as a result of compliance with the requirements of Appendix CB or Appendix CK, respectively, would exceed 1% of the total mechanical, electrical, and plumbing construction costs inclusive of materials and labor.

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6. Section ~~C402.6.1.2.1~~ C402.6.1.2.(1) is amended as follows: "1. The air barrier shall be continuous for all assemblies that comprise the building thermal envelope and across the joints and assemblies."

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11. Section 405.13 is amended to read as follows: "C405.13 Energy monitoring. New buildings with a gross conditioned floor area of 25,000 square feet (2,323.6 m2) or more shall be equipped to measure, monitor, record, and report energy consumption in accordance with Sections C405.13.1-C405.13.6 for load categories indicated in Table C405.13.2 and Sections C405.13.7-C405.13.11 for end-use categories indicated in Table C405.13.8. Exceptions:

1. Dwelling Units in R-2 occupancies.

2. Individual tenant spaces need not comply with this Section if the space has its own utility services and meters and has less than 5,000 Square feet (464.5 m2) of conditioned floor area.

~~11~~ 12. Table C405.13.2 is amended to add a new line at the end of the table as follows:

EV charging	EV charging loads

~~12. Section 405.13 is amended to read as follows: "C405.13 Energy monitoring. New buildings with a gross conditioned floor area of 25,000 square feet (2,323.6 m2) or more shall be equipped to measure, monitor, record, and report energy consumption in accordance with Sections C405.13.1-C405.13.6 for load categories indicated in Table C405.13.2 and Sections C405.13.7-C405.13.11 for end-use categories indicated in Table C405.13.8. Exceptions:~~

~~1. Dwelling Units in R-2 occupancies.~~

~~2. Individual tenant spaces need not comply with this Section if the space has its own utility services and meters and has less than 5,000 Square feet (464.5 m2) of conditioned floor area.~~

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14. Section C406 is amended by adding Subsection C406.4 to read as follows:

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C406.4.3.1 Combustion equipment. Combustion equipment shall have all of the following:

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2. An electric receptacle or junction box meeting the requirements of Section ~~C406.4.2.4~~ C406.4.3.5 and connected to the electrical panel through the branch circuit, with reasonable access to the combustion equipment or dedicated physical space for future electric equipment with no obstructions other than the current combustion equipment

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Section 3. Severability. If any article, section, paragraph, sentence, clause, or phrase of this Ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this Ordinance. The Town Council hereby declares that it would have passed this Ordinance and each part or parts hereof irrespective of the fact that

any one, or part, or parts be declared unconstitutional or invalid.

Section 4. Safety. The Town Council finds that the adoption of this Ordinance is necessary for the protection of the public health, safety and welfare.

Section 5. Effective Date. This Ordinance shall take effect 10 days after publication following adoption.

EXPLANATORY NOTE:
~~STRIKETHROUGHS~~ INDICATE MATERIAL DELETED FROM EXISTING LAW;
UNDERLINES INDICATE MATERIAL ADDED TO EXISTING LAW;
ASTERISKS * * * INDICATE MATERIAL UNCHANGED BY THIS ORDINANCE.

Introduced, Read, Passed, and Ordered Published this 23rd day of June, 2026.

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Andrew J. Moore, Mayor

Attest:

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Debbie Stamp, Town Clerk