

ORDINANCE NO. \_\_\_\_\_

1 AN ORDINANCE amending Chapter 25.06 of the Lincoln Municipal Code entitled  
 2 “Lincoln Mechanical Code” by amending Section 25.06.385 Section 507.2.1 Amended;  
 3 Commercial Kitchen Hoods; Type I Hoods to include an exception for cooking recirculating  
 4 systems which will allow the use of factory-built commercial cooking recirculating systems in  
 5 accordance with the International Mechanical Code; by repealing Sections 25.06.350 and  
 6 25.06.380; and repealing Section 25.06.385 of the Lincoln Municipal Code as hitherto existing.

7 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

8 Section 1. That Section 25.06.385 of the Lincoln Municipal Code be amended to  
 9 read as follows:

10 **25.06.385 Section 507.2.1 Amended; Commercial Kitchen, Type I Hoods.**

11 Section 507.2.1 of the International Mechanical Code is amended to read as follows:

12 **507.2.1 Type I hoods.** Type I hoods shall be installed where cooking appliances produce  
 13 grease or smoke. Type I hoods shall be installed over medium duty, heavy duty, and extra heavy  
 14 duty cooking appliances. Type I hoods shall be installed over light duty cooking appliances that  
 15 produce grease or smoke.

16 **Exception No. 1:** Pizza ovens not using solid fuel shall be exempt from requiring a Type I hood  
 17 and shall be placed under a Type II hood. Pizza ovens not using solid fuel and equipped with a  
 18 factory approved venting method will not require a hood.

19 **Exception No. 2:** A Type I hood shall not be required for an electric cooking appliance where an  
 20 approved testing agency provides documentation that the appliance effluent contains 5 mg/m<sup>3</sup> or  
 21 less of grease when tested at an exhaust flow rate of 500 cfm (0.236 m<sup>3</sup>/s) in accordance with

1 [Section 17 of UL 710B.](#)

2 Section 2. That Section 25.06.350 of the Lincoln Municipal Code be and the same  
3 is hereby repealed:

4 ~~25.06.350 — Section 501.3 Amended; Exhaust Discharge.~~

5 ~~Section 501.3 of the international Mechanical Code is amended to read as follows:~~

6 ~~**501.3 Exhaust discharge.** The air removed by every mechanical exhaust system shall be  
7 discharged outdoors at a point where it will not cause a nuisance and not less than the distances  
8 specified in Section 501.3.1. The air shall be discharged to a location from which it cannot again be  
9 readily drawn in by a ventilating system. Air shall not be exhausted into an attic or crawl space.~~

10 ~~**Exception:** Whole house ventilation type attic fans shall be permitted to discharge into the attic  
11 space of dwelling units having private attics.~~

12 Section 3. That Section 25.06.380 of the Lincoln Municipal Code be and the same  
13 is hereby repealed:

14 ~~25.06.380 — Section 507.1 Amended; Commercial Kitchen Hoods; General.~~

15 ~~Section 507.1 of the International Mechanical Code is amended to read as follows:~~

16 ~~**507.1 General.** Commercial kitchen exhaust hoods shall comply with the requirements of  
17 this section. Hoods shall be Type I or Type II and shall be designed to capture and confine cooking  
18 vapors and residues. Commercial kitchen exhaust hood systems shall operate during the cooking  
19 operation.~~

20 ~~**Exceptions:**~~

- 21 ~~1. Factory built commercial exhaust hoods which are tested in accordance with UL 710  
22 and listed, labeled, and installed in accordance with Section 304.1 shall not be  
23 required to comply with Sections 507.4, 507.7, 507.11, 507.12, 507.13, 507.14, and  
24 507.15.~~

1 ~~2. Net exhaust volumes for hoods shall be permitted to be reduced during part load~~  
2 ~~cooking conditions, where engineered or listed multispeed or variable speed controls~~  
3 ~~automatically operate the exhaust system to maintain capture and removal of cooking~~  
4 ~~effluents as required by this section.~~

5 Section 4. That Section 25.06.385 of the Lincoln Municipal Code as hitherto  
6 existing be and the same is hereby repealed.

7 Section 5. This ordinance shall be published, within fifteen days after the  
8 passage hereof, in one issue of a daily or weekly newspaper of general circulation in the City, or  
9 posted on the official bulletin board of the City, located on the wall across from the City Clerk's  
10 office at 555 S. 10<sup>th</sup> Street, in lieu and in place of the foregoing newspaper publication with notice  
11 of passage and such posting to be given by publication one time in the official newspaper by the  
12 City Clerk. This ordinance shall take effect and be in force from and after its passage and  
13 publication or after its posting and notice of such posting given by publication as herein and in the  
14 City Charter provided.

Introduced by:

\_\_\_\_\_

Approved as to Form & Legality:

\_\_\_\_\_  
City Attorney

Approved this \_\_\_ day of \_\_\_\_\_, 2018:

\_\_\_\_\_  
Mayor