

## TITLE 12

### BUILDING, UTILITY, ETC. CODES

#### CHAPTER

1. BUILDING CODE.
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#### CHAPTER 1

### BUILDING CODE<sup>1</sup>

#### SECTION

- 12-101. International Building Code adopted.
- 12-102. International Residential Building Code adopted.
- 12-103. Available in clerk's office.
- 12-104. Violations.

**12-101. International Building Code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 -- 6-54-506, and for the purpose of regulating the construction, alteration, repair, use, occupancy,

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<sup>1</sup>Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.

location, maintenance, removal and demolition of every building or structure or any appurtenance connected or attached to any building or structure, the following code, appendices thereto and amendments thereto are adopted and are hereafter together called the building code:

The 2006 International Building Code<sup>1</sup> and appendices C, E, F, H, I, and J. (1981 Code, § 4-101, as amended by Ord. #1996-1, March 1996, and Ord. #2001-17, Dec. 2001, replaced by Ord. #2005-4, May 2005, and amended by Ord. #2007-9, Aug. 2007, and replaced by Ord. #2009-8, June 2009)

**12-102. International Residential Building Code adopted.**

Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and for the purpose of regulating the construction, alteration, repair, use, occupancy, location, maintenance, removal and demolition of every residential building or structure or any appurtenance connected or attached to any residential building or structure, the following code, appendices thereto and amendments thereto are adopted and are hereafter together called the residential building code:

The 2006 International Residential Building Code and appendices E, G, H, J, K, and M. (1981 Code, § 4-102, as replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-103. Available in clerk's office.** Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the building code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-103, modified)

**12-104. Violations.** It shall be unlawful for any person to violate or fail to comply with any provision of the building code as herein adopted by reference and modified. (1981 Code, § 4-104)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

## CHAPTER 2

### PLUMBING CODE<sup>1</sup>

#### SECTION

12-201. International plumbing code adopted.

12-202. Permit fees.

12-203. Available in clerk's office.

12-204. Violations.

**12-201. International plumbing code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and for the purpose of regulating plumbing installations, including alterations, repairs, equipment, appliances, fixtures, fittings and the appurtenances thereto, within or without the city, when such plumbing is or is to be connected with city water or sewage systems, the following are adopted and are hereafter together called the plumbing code:

The 2006 International Plumbing Code<sup>2</sup> and Appendix F thereto. (1981 Code, § 4-201, as amended by Ord. #1996-1, March 1996, and Ord. #2001-17, Dec. 2001, and replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-202. Permit fees.** The schedule of plumbing and inspection fees is provided in "Exhibit A" to Ord. #1998-4, July 1998 and any amendments thereto of record in the clerk's office. (1981 Code, § 4-202 and § 4-203, as amended by Ord. #1998-4, July 1998, and Ord. #2000-03, April 2000, and replaced by Ord. #2005-4, May 2005)

**12-203. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the plumbing code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-204, modified)

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<sup>1</sup>Municipal code references

Cross connections: title 18.

Street excavations: title 16.

Wastewater treatment: title 18.

Water and sewer system administration: title 18.

<sup>2</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

**12-204. Violations.** It shall be unlawful for any person to violate or fail to comply with any provision of the plumbing code as herein adopted by reference and modified. (1981 Code, § 4-205)

## CHAPTER 3

### ELECTRICAL CODE<sup>1</sup>

#### SECTION

- 12-301. Electrical code adopted.
- 12-301.1. [Deleted.]
- 12-302. Available in clerk's office.
- 12-303. Permit required for doing electrical work.
- 12-304. Violations.
- 12-305. Enforcement.
- 12-306. Fees.

**12-301. Electrical code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and for the purpose of providing practical minimum standards for the safeguarding of persons and buildings and their contents from hazards arising from the use of electricity for light, heat, power, radio, signaling, or for other purposes, the following are adopted and are hereafter together called the electrical code:

- (1) The 2005 NEC (NFPA 70; National Electrical Code, International Electrical Code Series; and
- (2) The 2006 ICC Electrical Code-Administrative Provisions. (1981 Code, § 4-301, as amended by Ord. #1999-1, May 1999, and Ord. #2001-17, Dec. 2001, replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-301.1. [Deleted].** (Ord. #1999-18, Feb. 2000, as deleted by Ord. #2005-4, May 2005)

**12-302. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the electrical code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-302, modified)

**12-303. Permit required for doing electrical work.** No electrical work shall be done within this city until a permit therefor has been issued by the city. The term "electrical work" shall not be deemed to include minor repairs that do not involve the installation of new wire, conduits, machinery, apparatus, or other electrical devices generally requiring the services of an electrician. (1981 Code, § 4-303)

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<sup>1</sup>Municipal code reference

Fire protection, fireworks and explosives: title 7.

**12-304. Violations.** It shall be unlawful for any person to do or authorize any electrical work or to use any electricity in such manner or under such circumstances as not to comply with this chapter and/or the requirements and standards prescribed by the electrical code. (1981 Code, § 4-304)

**12-305. Enforcement.** The electrical inspector shall be such person as the mayor shall appoint or designate. It shall be his duty to enforce compliance with this chapter and the electrical code as herein adopted by reference. He is authorized and directed to make such inspections of electrical equipment and wiring, etc., as are necessary to insure compliance with the applicable regulations, and may enter any premises or building at any reasonable time for the purpose of discharging his duties. He is authorized to refuse or discontinue electrical service to any person or place not complying with this chapter and/or the electrical code. (1981 Code, § 4-305)

**12-306. Fees.** The schedule of electrical permit and inspection fees is provided in "Exhibit A" to Ord. #1998-4, July 1998 and any amendments thereto of record in the clerk's office. (1981 Code, § 4-306, Ord. #1998-4, July 1998; and Ord. #2000-03, April 2000)

## CHAPTER 4

### GAS CODE<sup>1</sup>

#### SECTION

- 12-401. Title and definitions.
- 12-401.1. Gas code adopted.
- 12-402. Purpose and scope.
- 12-402.1. [Deleted.]
- 12-403. Use of existing piping and appliances.
- 12-404. Bond and license.
- 12-405. Gas inspector and assistants.
- 12-406. Powers and duties of inspector.
- 12-407. Permits.
- 12-408. Inspections.
- 12-409. Certificates.
- 12-410. Fees.
- 12-411. Violations and penalties.
- 12-412. Nonliability.

**12-401. Title and definitions.** This chapter and the code herein adopted by reference shall be known as the gas code of the city. The following definitions are provided for the purpose of interpretation and administration of the gas code.

(1) "Inspector" means the person appointed as inspector, and shall include each assistant inspector, if any, from time to time acting as such under this chapter by appointment of the mayor.

(2) "Person" means any individual, partnership, firm, corporation, or any other organized group of individuals.

(3) "Gas company" means any person distributing gas within the corporate limits or authorized and proposing to so engage.

(4) "Certificate of approval" means a document or tag issued and/or attached by the inspector to the inspected material, piping, or appliance installation, filled out, together with date, address of the premises, and signed by the inspector.

(5) "Certain appliances" means conversion burners, floor furnaces, central heating plants, vented wall furnaces, water heaters, and boilers. (1981 Code, § 4-401)

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<sup>1</sup>Municipal code reference

Gas system administration: title 19, chapter 2.

**12-401.1. Gas code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and for the purpose of providing practical minimum standards for the safeguarding of persons and buildings and their contents from hazards arising from the use of gas, the following are adopted and are hereafter together called the gas code:

The 2006 International Fuel Gas Code.<sup>1</sup> (as added by Ord. #2001-17, Dec. 2001, and replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-402. Purpose and scope.** The purpose of the gas code is to provide minimum standards, provisions, and requirements for safe installation of consumer's gas piping and gas appliances. All gas piping and gas appliances installed, replaced, maintained, or repaired within the corporate limits shall conform to the requirements of this chapter and to the 2006 International Fuel Gas Code, which is hereby incorporated by reference and made a part of this chapter as if fully set forth herein. One (1) copy of the gas code shall be kept on file in the office of the city clerk for the use and inspection of the public. (1981 Code, § 4-402, as amended by Ord. #1996-1, March 1996, modified, and amended by Ord. #2009-8, June 2009)

**12-402.1. [Deleted.]** (Ord. #1999-18, § 1, Feb. 2000, as deleted by Ord. #2009-8, June 2009)

**12-403. Use of existing piping and appliances.** Notwithstanding any provision in the gas code to the contrary, consumer's piping installed prior to the adoption of the gas code or piping installed to supply other than natural gas may be converted to natural gas if the inspector finds, upon inspection and proper tests, that such piping will render reasonably satisfactory gas service to the consumer and will not in any way endanger life or property; otherwise, such piping shall be altered or replaced, in whole or in part, to conform with the requirements of the gas code. (1981 Code, § 4-403)

**12-404. Bond and license.** (1) No person shall engage in or work at the installation, extension, or alteration of consumer's gas piping or certain gas appliances, until such person shall have secured a license as hereinafter provided, and shall have executed and delivered to the mayor a good and sufficient bond in the penal sum of \$10,000, with corporate surety, conditioned for the faithful performance of all such work, entered upon or contracted for, in strict accordance and compliance with the provisions of the gas code. The bond herein required shall expire on the first day of January next following its approval by the city clerk, and thereafter on the first day of January of each

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.



year a new bond, in form and substance as herein required, shall be given by such person to cover all such work as shall be done during such year.

(2) Upon approval of said bond, the person desiring to do such work shall secure from the city clerk a nontransferable license which shall run until the first day of January next succeeding its issuance, unless sooner revoked. The person obtaining a license shall pay any applicable license fees to the city clerk.

(3) Nothing herein contained shall be construed as prohibiting an individual from installing or repairing his own appliances or installing, extending, replacing, altering, or repairing consumer's piping on his own premises, or as requiring a license or a bond from an individual doing such work on his own premises; provided, however, all such work must be done in conformity with all other provisions of the gas code, including those relating to permits, inspections, and fees. (1981 Code, § 4-404)

**12-405. Gas inspector and assistants.** To provide for the administration and enforcement of the gas code, the office of gas inspector is hereby created. The inspector, and such assistants as may be necessary in the proper performance of the duties of the office, shall be appointed or designated by the mayor. (1981 Code, § 4-405)

**12-406. Powers and duties of inspector.** (1) The inspector is authorized and directed to enforce all of the provisions of the gas code. Upon presentation of proper credentials, he may enter any building or premises at reasonable times for the purpose of making inspections or preventing violations of the gas code.

(2) The inspector is authorized to disconnect any gas piping or fixture or appliance for which a certificate of approval is required but has not been issued with respect to same, or which, upon inspection, shall be found defective or in such condition as to endanger life or property. In all cases where such a disconnection is made, a notice shall be attached to the piping, fixture, or appliance disconnected by the inspector, which notice shall state that the same has been disconnected by the inspector, together with the reason or reasons therefor, and it shall be unlawful for any person to remove said notice or reconnect said gas piping or fixture or appliance without authorization by the inspector and such gas piping or fixture or appliance shall not be put in service or used until the inspector has attached his certificate of approval in lieu of his prior disconnection notice.

(3) It shall be the duty of the inspector to confer from time to time with representatives of the local health department, the local fire department, and the gas company, and otherwise obtain from proper sources all helpful information and advice, presenting same to the appropriate officials from time to time for their consideration. (1981 Code, § 4-406)

**12-407. Permits.** (1) No person shall install a gas conversion burner, floor furnace, central heating plant, vented wall furnace, water heater, boiler, consumer's gas piping, or convert existing piping to utilize natural gas without first obtaining a permit to do such work from the mayor; however, permits will not be required for setting or connecting other gas appliances, or for the repair of leaks in house piping.

(2) When only temporary use of gas is desired, the clerk may issue a permit for such use, for a period of not to exceed sixty (60) days, provided the consumer's gas piping to be used is given a test equal to that required for a final piping inspection.

(3) Except when work in a public street or other public way is involved the gas company shall not be required to obtain permits to set meters, or to extend, relocate, remove, or repair its service lines, mains, or other facilities, or for work having to do with its own gas system. (1981 Code, § 4-407)

**12-408. Inspections.** (1) A rough piping inspection shall be made after all new piping authorized by the permit has been installed, and before any such piping has been covered or concealed or any fixtures or gas appliances have been attached thereto.

(2) A final piping inspection shall be made after all piping authorized by the permit has been installed and after all portions thereof which are to be concealed by plastering or otherwise have been so concealed, and before any fixtures or gas appliances have been attached thereto. This inspection shall include a pressure test, at which time the piping shall stand an air pressure equal to not less than the pressure of a column of mercury six (6) inches in height, and the piping shall hold this air pressure for a period of at least ten (10) minutes without any perceptible drop. A mercury column gauge shall be used for the test. All tools, apparatus, labor, and assistance necessary for the test shall be furnished by the installer of such piping. (1981 Code, § 4-408)

**12-409. Certificates.** The inspector shall issue a certificate of approval at the completion of the work for which a permit for consumer piping has been issued if after inspection it is found that such work complies with the provisions of the gas code. A duplicate of each certificate issued covering consumer's gas piping shall be delivered to the gas company and used as its authority to render gas service. (1981 Code, § 4-409)

**12-410. Fees.** The schedule of gas permit and inspection fees is provided in "Exhibit A" to Ord. #1998-4, July 1998 and any amendments thereto of record in the clerk's office. (1981 Code, § 4-410, as amended by Ord. #1998-4, July 1998; and Ord. #2000-03, April 2000)

**12-411. Violations and penalties.** Any person who shall violate or fail to comply with any of the provisions of the gas code shall be guilty of a

misdemeanor, and upon conviction thereof shall be fined under the general penalty clause for this code of ordinances, or the license of such person may be revoked, or both fine and revocation of license may be imposed. (1981 Code, § 4-411)

**12-412. Nonliability.** This chapter shall not be construed as imposing upon the municipality any liability or responsibility for damages to any person injured by any defect in any gas piping or appliance mentioned herein, or by installation thereof, nor shall the municipality, or any official or employee thereof, be held as assuming any such liability or responsibility by reason of the inspection authorized hereunder or the certificate of approval issued by the inspector. (1981 Code, § 4-412)

## CHAPTER 5

### HOUSING CODE

#### SECTION

12-501. Housing code adopted.

12-502. Modifications.

12-503. Available in clerk's office.

12-504. Violations.

**12-501. Housing code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of securing the public safety, health, and general welfare through structural strength, stability, sanitation, adequate light, and ventilation in dwellings, apartment houses, rooming houses, and buildings, structures, or premises used as such, the Standard Housing Code,<sup>1</sup> 1997 edition, as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the housing code. (1981 Code, § 4-501, as amended by Ord. #1996-1, March 1996, modified)

**12-502. Modifications.** (1) Definitions. Wherever the housing code refers to the "Housing Official" it shall mean the person appointed or designated by the mayor to administer and enforce the provisions of the housing code. Wherever the "Department of Law" is referred to it shall mean the city attorney. Wherever the "Chief Appointing Authority" is referred to it shall mean the mayor.

(2) Penalty clause deleted. Section 108 of the housing code is deleted. (1981 Code, § 4-502)

**12-503. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the housing code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-503, modified)

**12-504. Violations.** It shall be unlawful for any person to violate or fail to comply with any provision of the housing code as herein adopted by reference and modified. (1981 Code, § 4-504)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

**CHAPTER 6**

**ENERGY CONSERVATION CODE**<sup>1</sup>

**SECTION**

- 12-601. International Energy Conservation Code adopted.
- 12-602. Available in clerk's office.
- 12-603. Violation and penalty.

**12-601. International Energy Conservation Code adopted.**

Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and for the purpose of regulating the design of buildings for adequate thermal resistance and low air leakage, and the design and selection of mechanical, electrical, water-heating and illumination systems and equipment that will promote the effective use of energy in new building construction, the following are adopted and together called the energy conservation code:

The 2006 International Energy Conservation Code.<sup>2</sup> (as replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-602. Available in clerk's office.** Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the energy code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (as renumbered by Ord. #2005-4, May 2005)

**12-603. Violation and penalty.** It shall be a civil offense for any person to violate or fail to comply with any provision of the energy code as herein adopted by reference and modified. The violation of any section of this chapter shall be punishable by a penalty of up to five hundred dollars (\$500) for each

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<sup>1</sup>State law reference

Tennessee Code Annotated, § 13-19-106 requires Tennessee cities either to adopt the Model Energy Code, 1992 edition, or to adopt local standards equal to or stricter than the standards in the energy code.

Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.

<sup>2</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

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offense. Each day a violation is allowed to continue shall constitute a separate offense. (as renumbered by Ord. #2005-4, May 2005)

## CHAPTER 7

### FAMILY FALLOUT SHELTERS

#### SECTION

12-701. Exemptions from building code, generally.

12-702. Definition.

12-703. Shelter to conform to federal recommendations.

12-704. General building requirements--building code.

12-705. Provisions of building code generally applicable.

**12-701. Exemptions from building code, generally.** The provisions of this chapter are hereby exempt from the regulations and specifications set out in the building code in title 12, chapter 1 of this code, except as otherwise provided herein. (1981 Code, § 4-601)

**12-702. Definition.** A family fallout shelter is a structure designed and constructed in accordance with this chapter for emergency use only to afford minimum protection from nuclear radiation commonly known as fallout, resulting from a nuclear incident which recently has been, or is, or is likely to be, of catastrophic proportions. (1981 Code, § 4-602)

**12-703. Shelter to conform to federal regulations.** A family fallout shelter shall be of a design conforming to that recommended or accepted by the federal department of defense, office of FEMA. (1981 Code, § 4-603, modified)

**12-704. General building requirements--building code.** A family fallout shelter shall in all matters relative to construction and structural stability comply with not less than the equivalent of the provisions relating to design loads and general building requirements specified in title 12, chapter 1 of the city code. (1981 Code, § 4-604)

**12-705. Provisions of building code generally applicable.** Notwithstanding the foregoing, provisions of this chapter relating to administration, permits inspection, and penalties, shall be applicable to family fallout shelters. (1981 Code, § 4-605)

## CHAPTER 8

### UNSAFE BUILDING ABATEMENT CODE

#### SECTION

12-801. Unsafe building abatement code adopted.

12-802. Modifications.

12-803. Available in clerk's office.

12-804. Violations.

**12-801. Unsafe building abatement code adopted.** Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-506 and for the purpose of regulating buildings and structures to insure structural strength, stability, sanitation, adequate light and ventilation, and safety to life and property from fire and other hazards incident to the construction, alteration, repair, removal, demolition, use and occupancy of buildings, structures or premises, within or without the city, the Standard Unsafe Building Abatement Code<sup>1</sup>, 1985 edition as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the unsafe building abatement code. (Ord. #1996-1, March 1996)

**12-802. Modifications. Definitions.** Whenever the unsafe building abatement code refers to the "Chief Appointing Authority," it shall be deemed to be a reference to the mayor. When the "Building Official" is named it shall, for the purposes of the unsafe building abatement code, mean such person as the mayor has appointed or designated to administer and enforce the provisions of the unsafe building abatement code. Whenever the "Department of Law" is referred to, it shall mean the city attorney. (Ord. #1996-1, March 1996)

**12-803. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated § 6-54-502 one (1) copy of the unsafe building abatement code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (Ord. #1996-1, March 1996)

**12-804. Violations.** It shall be unlawful for any person to violate or fail to comply with any provision of the unsafe building abatement code as herein adopted by reference and modified. (Ord. #1996-1, March 1996)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.



## CHAPTER 9

### MECHANICAL CODE<sup>1</sup>

#### SECTION

12-901. International Mechanical Code adopted.

12-902. Definitions.

12-903. Available in clerk's office.

12-904. Violations.

**12-901. International Mechanical Code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501-- 6-54-506, and for the purpose of regulating the installation of mechanical systems, including alterations, repairs, replacement, equipment, appliances, fixtures, fittings and/or appurtenances thereto, including ventilating, heating, cooling, air conditioning, and refrigeration systems, incinerators, and other energy-related systems, the following are adopted and are together called the mechanical code:

The 2006 International Mechanical Code.<sup>2</sup> (1981 Code, § 4-801, as amended by Ord. #1996-1, March 1996, and Ord. #2001-17, Dec. 2001, and replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-902. Definitions.** Wherever the mechanical code refers to the "Building Official," it shall mean the person appointed or designated by the mayor to administer and enforce the provisions of the mechanical code. Whenever the "Department of Law" is referred to it shall mean the city attorney. Whenever the "Chief Appointing Authority" is referred to it shall mean the mayor. (1981 Code, § 4-802, as amended by Ord. #1999-18, Feb. 2000, and Ord. #2009-8, June 2009)

**12-903. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated § 6-54-502 one (1) copy of the mechanical code has been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-803)

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<sup>1</sup>Municipal code references

Street excavations: title 16.

Wastewater treatment: title 18.

Water and sewer system administration: title 18.

<sup>2</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

**12-904. Violations.** It shall be unlawful for any person to violate or fail to comply with any provision of the mechanical code as herein adopted by reference and modified. (1981 Code, § 4-804)

**CHAPTER 10**

**DRAINAGE DESIGN MANUAL**

**SECTION**

12-1001. Adopted.

**12-1001. Adopted.** A copy of the September 1989 edition of the "City of Millington Drainage Design Manual," is officially filed in the office of the City Clerk of Millington, Tennessee and its provisions officially recognized as being incorporated by reference into the official code of the City of Millington as the standards for drainage in the City of Millington. (1981 Code, § 4-901)

## CHAPTER 11

### HANDICAPPED CODE

#### SECTION

12-1101. Handicapped code adopted.

12-1102. Available in city clerk's office.

**12-1101. Handicapped code adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501-- 6-54-506, and in order to make all buildings and facilities used primarily by the general public accessible and usable by the physically handicapped, the 2003 International Code Council ICC/ANSI A117.7 (\*Accessible and Usable Buildings and Facilities) is adopted.<sup>1</sup> (1981 Code, § 4-1001, as replaced by Ord. #2001-17, Dec. 2001, and Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-1102. Available in city clerk's office.** Pursuant to the requirements of section 6-54-502 of the Tennessee Code Annotated, a copy of the American National Standard Accessible and Usable Buildings and Facilities Code (ICC/ANSI A117.1) has been and is now on file in the office of the city clerk for use and inspection by the public. (1981 Code, § 4-1002, as replaced by Ord. #2001-17, Dec. 2001)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

## CHAPTER 12

### SWIMMING POOL CODE<sup>1</sup>

#### SECTION

12-1201. Swimming pool code adopted.

12-1202. Available in clerk's office.

**12-1201. Swimming pool code adopted.**<sup>2</sup> Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-516, and for the purpose of setting standards for the design, construction, or installation, alteration, repair or alterations of swimming pools, public or private and equipment related thereto. The Standard Swimming Pool Code<sup>3</sup>, 1997 edition, as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the swimming pool code. (1981 Code, § 4-1101, modified)

**12-1202. Available in clerk's office.** Pursuant to the requirements of the Tennessee Code Annotated § 6-54-502 one (1) copy of the swimming pool code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1981 Code, § 4-1102)

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<sup>1</sup>Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.

<sup>2</sup>Amendments and revisions to the Standard Swimming Pool Code, 1997 edition, set out in Exhibit A to Ord. #2001-17 are adopted and incorporated by reference into the code. Copies of these amendments and revisions have been placed on file in the city clerk's office with the swimming pool code and kept there for use and inspection by the public.

<sup>3</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

## CHAPTER 13

### STANDARD AMUSEMENT DEVICE CODE

#### SECTION

- 12-1301. Code adopted.
- 12-1302. Available in city clerk's office.
- 12-1303. Enforcement.
- 12-1304. Violations and penalties.

**12-1301. Code adopted.**<sup>1</sup> The Standard Amusement Device Code, 1997 edition, including all appendices thereto and all amendments hereinafter adopted, is hereby adopted and incorporated by reference as part of this Official Code of the City of Millington. (Ord. #1998-2, May 1998)

**12-1302. Available in city clerk's office.** A copy of the Standard Amusement Device Code, 1997 edition, together with all appendices and all amendments thereto, is now, and shall be, on file in the office of the City Clerk of the City of Millington for use and inspection by the public during regular business hours. (Ord. #1998-2, May 1998)

**12-1303. Enforcement.** When reference is made in the Standard Amusement Device Code to the duties of a certain official named therein, the designated official of the City of Millington who has duties corresponding to those of the named official in said code shall be deemed to be the official responsible for enforcing the provisions of said code. (Ord. #1998-2, May 1998)

**12-1304. Violations and penalties.** Any person who shall violate or fail to comply with any of the provisions of the Standard Amusement Device Code shall be guilty of a misdemeanor, and upon conviction thereof shall be fined under the general penalty clause for this code of ordinances, unless a greater penalty for such violation shall be established by ordinance. Each day that a violation exists shall constitute a separate offense. (Ord. #1998-2, May 1998)

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<sup>1</sup>Amendments and revisions to the Standard Amusement Device Code, 1997 edition, set out in Exhibit A to Ord. #2001-17 are adopted and incorporated by reference into the code. Copies of these amendments and revisions have been placed on file in the city clerk's office with the amusement device code and kept there for use and inspection by the public.

## CHAPTER 14

### PERMIT AND INSPECTION FEES

#### SECTION

12-1401. Permit and inspection fees.

**12-1401. Permit and inspection fees.** The schedules of permit and inspection fees listed in this section and attached to this section as collective "Exhibit A"<sup>1</sup> to Ordinance #1998-4, as amended, and incorporated herein by reference, are approved and adopted:

- (1) Boiler, pressure vessels and process piping permit and inspection fees,
- (2) Building permit, plans and inspection fees,
- (3) Electrical permit and inspection fees,
- (4) Elevator permit and inspection fees,
- (5) Gas permit and inspection fees,
- (6) Mechanical permit and inspection fees, and
- (7) Plumbing permit and inspection fees.

To the extent that the fees adopted hereby are different in amount from fees set out in any of the codes or fees previously adopted by the city, the fees set out in this chapter shall be the fees in effect from and after the date of final adoption of this chapter. (Ord. #1998-4, July 1998 and Ord. #2000-03, April 2000)

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<sup>1</sup>A copy of "Exhibit A" to Ordinance #1998-4, and any amendments thereto, shall be placed on file in the city clerk's office along with copies of the construction codes, and shall be kept there for use and inspection by the public during normal business hours.

## CHAPTER 15

### INTERNATIONAL PROPERTY MAINTENANCE CODE

#### SECTION

12-1501. International Property Maintenance Code adopted.

12-1502. Available in clerk's office.

12-1503. Violation/penalty.

12-1504. Severability.

**12-1501. International Property Maintenance Code adopted.**

Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501--6-54-506, and in order to establish minimum regulations governing the conditions and maintenance of all property, buildings and structures within the city, to insure that such property, buildings and structures are safe, sanitary and fit for occupation and use, and to provide for the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such buildings and structures, the following are adopted and together called the property maintenance code:

The 2006 International Property Maintenance Code.<sup>1</sup> (as added by Ord. #2000-14, June 2000, amended by Ord. #2002-9, July 2002, and replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-1502. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, upon adoption of this chapter, at least one (1) copy of the property maintenance code, together with all amendments thereto, shall be kept in the office of the city clerk for use and inspection by the public during normal business hours. (as added by Ord. #2000-14, June 2000, amended by Ord. #2002-9, July 2002, and renumbered by Ord. #2005-4, May 2005)

**12-1503. Violation/penalty.** It shall be unlawful for any person or entity to violate or fail to comply with any provisions of the property maintenance code as herein adopted by reference and modified. The penalty for any such violation or failure to comply shall be a fine of up to \$500, and each day that a violation or failure to comply exists shall constitute a separate offense. (as added by Ord. #2000-14, June 2000, and renumbered by Ord. #2005-4, May 2005)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.



**12-1504. Severability.** If any provision of this chapter 15 of title 12 or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of such chapter which can be given effect without the invalid provision or application, and to that end the provisions of chapter 15, title 12 are declared to be severable. (as added by Ord. #2000-14, June 2000, and renumbered by Ord. #2005-4, May 2005)

## CHAPTER 16

### INTERNATIONAL ONE- AND TWO-FAMILY DWELLING CODE

#### SECTION

- 12-1601. International one- and two-family dwelling code 1998 edition adopted.
- 12-1602. Modifications.
- 12-1603. Available in clerk's office.
- 12-1604. Violation/penalty.
- 12-1605. Severability.

**12-1601. International one- and two-family dwelling code, 1998 edition, adopted.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 et seq., and for the purpose of establishing minimum regulations governing the conditions and maintenance of all one- and two-family dwellings within the city to ensure that such structures are safe, sanitary and fit for occupation and use, and the condemnation of one- and two-family dwellings unfit for human occupancy and use, and the demolition of such structures, the International One- and Two-Family Dwelling Code,<sup>1</sup> 1998 Edition, published by the International Code Council, is hereby adopted and incorporated by reference as a part of the Millington Municipal Code as fully as if set out herein verbatim. Said code shall be known as the Dwelling Code. (as added by Ord. #2000-14, § 2, June 2000)

**12-1602. Modifications.**<sup>2</sup> Definitions. Whenever the Dwelling Code refers to the code official or other such person, it shall be deemed to be a reference to such person as the mayor shall have appointed or designated to administer and enforce the provisions of the Dwelling Code. (as added by Ord. #2000-14, § 2, June 2000)

**12-1603. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, upon adoption of this chapter, at least one (1) copy of the Dwelling Code shall be placed on file in the clerk's office and

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

<sup>2</sup>Amendments and revisions to the International One-and Two-Family Dwelling Code, 1998 edition, set out in Exhibit A to Ord. #2001-17 are adopted and incorporated by reference into the code. Copies of these amendments and revisions have been placed on file in the city clerk's office with the dwelling code and kept there for use and inspection by the public.

shall be kept there for use and inspection by the public. (as added by Ord. #2000-14, § 2, June 2000)

**12-1604. Violation/penalty.** It shall be unlawful for any person or entity to violate or fail to comply with any provisions of the Dwelling Code as herein adopted by reference and modified. The penalty for any such violation or failure to comply shall be a fine of up to \$500, and each day that a violation or failure to comply exists shall constitute a separate offense. (as added by Ord. #2000-14, § 2, June 2000)

**12-1605. Severability.** If any provision of this chapter 16 of title 12 or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of such chapter which can be given effect without the invalid provision or application, and to that end the provisions of chapter 16, title 12 are declared to be severable. (as added by Ord. #2000-14, § 2, June 2000)

## CHAPTER 17

### INTERNATIONAL EXISTING BUILDING CODE

#### SECTION

12-1701. International Existing Building Code adopted.

12-1702. Available in clerk's office.

**12-1701. International Existing Building Code adotped.** Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501-- 6-54-506, and for the purpose of regulating the alteration, repair, use, occupancy, maintenance and renovation of every existing building or structure or any appurtenances connected or attached to any building or structure, the 2006 International Existing Building Code and all inclusive appendices thereto are hereby adopted.<sup>1</sup> (as added by Ord. #2001-17, Dec. 2001, and replaced by Ord. #2005-4, May 2005, and Ord. #2009-8, June 2009)

**12-1702. Available in clerk's office.** Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the existing building code has been placed on file in the city clerk's office and shall be kept there for use and inspection by the public. (as added by Ord. #2001-17, Dec. 2001)

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<sup>1</sup>Copies of this code (and any amendments) may be purchased from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.