

CITY OF MILLERSVILLE, TENNESSEE

ORDINANCE 10-560

AN ORDINANCE TO AMEND THE MILLERSVILLE CODE OF ORDINANCES, CHAPTER 18, BUILDINGS AND BUILDING REGULATIONS, TO UPDATE THE CITY'S BUILDING CODES.

WHEREAS, the City of Millersville's Planning Commission, Codes Administrator, Building Inspector and Urban Planner recommend adopting the following changes to the building codes; and

WHEREAS, the related offices within the State of Tennessee require adopting subsequent and updated codes every six years.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the City of Millersville, Tennessee, that the Millersville Code of Ordinances, Chapter 18, be amended as follows:

Section 1:

Amending Section 18-31, (a) and (b) to read as follows:

Sec. 18-31. *International Building Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Building Code, 2006 edition*, together with appendices B, *Board of Appeals*; G, *Flood-Resistant Construction*; I, *Patio Covers* and J, *Grading* is hereby adopted by reference with the following revisions as if copied fully in this section:

Section 101.1 Insert: City of Millersville
Section 1612.3 Insert: City of Millersville
Section 1612.3 Insert: January 15, 2008
Section 1612.3 Insert: (January 5, 1982)

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 2:

Amending Section 18-61, (a) and (b) to read as follows:

Sec. 18-61. The *International Code Council Electrical Code – Administrative Provisions, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Code Council Electrical Code – Administrative Provisions, 2006 edition* is hereby adopted by reference with the following revision as if copied fully in this section:

Section 101.1 Insert: City of Millersville

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 3:

Amending Section 18-121, (a) and (b) to read as follows:

Sec. 18-121. The *International Existing Building Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Existing Building Code, 2006 edition* is hereby adopted by reference with the following revisions as if copied fully in this section

Section 101.1 Insert: City of Millersville

Section 1301.2 Insert: (January 5, 1982)

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 4:

Amending Section 18-151, (a) and (b) to read as follows:

Sec. 18-151. The *International Fuel Gas Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Fuel Gas Code, 2006 edition* is hereby adopted by reference with the following revisions as if copied fully in this section:

Section 101.1 Insert: City of Millersville

Section 108.4 Insert: (Civil Penalties) (\$50.00 per day) (the authority of the court of the City of Millersville)

Section 108.5 Insert: (less than \$50.00 or more than \$50.00 per day)

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 5:

Amending Section 18-181, (a) and (b) to read as follows:

Sec. 18-181. The *International Residential Code for One- and Two-Family Dwellings, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Residential Code for One- and Two-Family Dwellings, 2006 edition* together with appendices A, *Sizing and Capacity of Gas Piping*;

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E, *Manufactured Housing used as Dwellings*; G, *Swimming Pools, Spas, and Hot Tubs*; H, *Patio Covers*; J, *Existing Buildings and Structures*; L, *Permit Fees*; and M, *Home Daycare/R-3 Occupancy*; is hereby adopted by reference with the following revisions as if copied fully in this section.

Section 101.1 Insert: City of Millersville

Section P2603.61 Insert: (18 inches; a minimum of 18 inches below grade with all state rules and regulation requirements met.)

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 6:

Amending Section 18-211, (a) and (b) to read as follows:

Sec. 18-211. The *International Mechanical, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Mechanical Code, 2006 edition* is hereby adopted by reference with the following revision as if copied fully in this section.

Section 101.1 Insert: City of Millersville

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 7:

Amending Section 18-171, (a) and (b) to read as follows:

Sec. 18-171. The *International Plumbing Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Plumbing Code, 2006 edition* is hereby adopted by reference with the following revision as if copied fully in this section:

Section 101.1 Insert: City of Millersville

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 8:

Repeal Article XI. *Swimming Pool Code* as it is replaced in full with *Appendix G. Swimming Pools, Spas and Hot Tubs*, of the *International Residential Code for One- and Two-Family Dwellings, 2006 edition*, as listed above in section 5 of this ordinance.

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Section 9:

Amending Section 18-331, (a) and (b) to read as follows:

Sec. 18-331. The *International Property Maintenance Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Property Maintenance Code, 2006 edition* is hereby adopted by reference as if copied fully in this section with the following revisions:

Section 101.1 Insert: City of Millersville.

Section 103.5 Insert: The following Fee Schedule:

Initial Maintenance Inspections are free to owners and occupants.

Where building permits are required for the repair of a structure, a \$50.00 base permit fee will be charged in addition to \$50.00 per inspection. The minimum fee for the building permit shall be \$100.00.

Section 302.4 Insert: over eight (8) inches

Section 304.14 Insert: from first day of March to the last day of October

Section 602.3 Insert: from the first day of September to the last day of the following May

Section 602.4 Insert: from the first day of September to the last day of the following May

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

Section 10:

Adding Section 18-351, (a), (b) and (c) to read as follows:

Sec. 18-351. The *International Energy Conservation Code, 2006 edition*, adopted; effect of conflict; official.

- (a) The *International Energy Conservation Code, 2006 edition* is hereby adopted by reference with the following revisions as if copied fully in this section:

Section: 101.1 Insert: City of Millersville

- (b) Any matter in the code adopted by this section which is contrary to ordinances in existence on April 20, 2010 shall prevail and to that extent, any provision of such existing ordinance in conflict with such code is hereby repealed in that respect only.

- (c) When reference in the code adopted by this section is made to a certain official named therein, that designated official of the city who has duties corresponding to those of the named official in such code shall be deemed to be the responsible official insofar as enforcing the provisions of such code are concerned.

**THIS ORDINANCE SHALL BE EFFECTIVE FROM AND AFTER ITS PASSAGE,
THE PUBLIC WELFARE REQUIRING IT.**

Passed First Reading MAR 16 2010

Public Hearing APR 20 2010

Passed Second Reading APR 20 2010

BOARD OF COMMISSIONERS

By: *Dan Toole*
Dan Toole, Mayor

ATTEST

By: *Holly L. Murphy*
Holly L. Murphy, City Recorder

Approved as to Form and Legality:

By: *Robert G. Wheeler, Jr.*
Robert G. Wheeler, Jr., City Attorney

