

TITLE 12

BUILDING, UTILITY, ETC. CODES

CHAPTER

1. BUILDING CODE.
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4. FUEL GAS CODE.
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CHAPTER 1

BUILDING CODE¹

SECTION

- 12-101. Building code adopted.
- 12-102. Modifications.
- 12-103. Available in recorder's office.
- 12-104. Violations.
- 12-105. Enforcement.
- 12-106. Penalty.

12-101. Building code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of regulating the construction, alteration, repair, use, occupancy, location, maintenance, removal, and demolition of every building or structure or any appurtenance connected or attached to any building or structure, the

¹Municipal 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.

International Building Code,¹ 2009 edition, as prepared and adopted by the International Code Council, is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the building code. (Ord. #67, Jan. 1990, as amended by Ord. #76, Nov. 1990, modified, as amended by Ord. #172, June 2006, and Ord. #206, March 2010)

12-102. Modifications. (1) Whenever the building code refers to the "Chief Appointing Authority" or the "Chief Administrator," it shall be deemed to be a reference to the governing body of the municipality. When the "Building Official" or "Director of Public Works" is named it shall, for the purposes of the building code, mean such person as the municipal governing body shall have appointed or designated to administer and enforce the provisions of the building code.

Within the building code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the named official in the building code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. Section 107 of the building code is hereby deleted.

The recommended schedule of permit fees set forth in Appendix "B" of the building code is adopted.

Section 103 PERMITS of the International Building Code as adopted herein, be and the same is hereby amended so that the language contained within said International Building Code Section 103 PERMITS is hereby deleted in its entirety and the following language is substituted in lieu thereof:

103 PERMITS

A person, firm or corporation shall not erect, construct, enlarge or move any building or structure in the applicable jurisdiction, or cause the same to be done, without first obtaining a building permit for such building or structure from the Building Official.

(2) All commercial remodeling projects shall be charged a permit fee as set forth below:

TOTAL VALUATION

PERMIT FEE

\$10,000 and less

No fee, unless inspection is required, in which case a \$15.00 fee for each inspection shall be charged

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

\$10,000 to \$50,000	\$15.00 for the first \$10,000.00 plus \$5.00 for each additional thousand or fraction thereof, to and including \$50,000.00
\$50,000 to \$100,000	\$260.00 for the first \$50,000.00 plus \$4.00 for each additional thousand or fraction thereof, to and including \$100,000.00
\$100,000 to \$500,000	\$460.00 for the first \$100,000.00 plus \$3.00 for each additional thousand or fraction thereof, to and including \$500,000.00
\$500,000 and up	\$1,600.00 for the first \$500,000.00 plus \$2.00 for each additional thousand or fraction thereof.

(Ord. #22, March 1974, as amended by Ord. #76, Nov. 1990, Ord. #100, April 1995, Ord. #172, June 2006, and Ord. #188, Oct. 2007)

12-103. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public. (Ord. #22, March 1974)

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. (Ord. #22, March 1974)

12-105. Enforcement. The board of mayor and aldermen shall appoint a building inspector who shall be responsible for enforcing the provisions of the code herein adopted by reference. The building inspector shall have all the powers and duties prescribed for the "Building Official" in the adopted code and shall receive such compensation as the board of mayor and aldermen may prescribe. (Ord. #22, March 1974)

12-106. Penalty. Any person, firm, corporation or agent who shall violate or fail to comply with any provision of the code herein adopted by reference shall be punishable in the city court by a civil penalty of not more than five hundred dollars (\$500.00) for each offense and each day a violation or non-compliance continues shall constitute a separate offense. (Ord. #22, March 1974, modified)

CHAPTER 2

PLUMBING CODE¹

SECTION

- 12-201. Plumbing code adopted.
- 12-202. Modifications.
- 12-203. Available in recorder's office.
- 12-204. Violations.

12-201. Plumbing code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 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 town, when such plumbing is or is to be connected with the town water or sewerage system, the International Plumbing Code,² 2009 edition, as prepared and adopted by the International Code Council, is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the plumbing code. (Ord. #76, Nov. 1990, modified, as amended by Ord. #172, June 2006, and Ord. #206, March 2010)

12-202. Modifications. Within the plumbing code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the named official in the plumbing code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-203. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public.

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.

¹Municipal code references

Wastewater treatment: title 18.

Water and sewer system administration: title 18.

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

CHAPTER 3

ELECTRICAL CODE¹

SECTION

- 12-301. Electrical code adopted.
- 12-302. Permit required for doing electrical work.
- 12-303. Available in recorder's office.
- 12-304. Violations.
- 12-305. Enforcement.
- 12-306. Fees.
- 12-307. Penalty.

12-301. Electrical code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of providing practical minimum standards for the safeguarding of persons and of buildings and their contents from hazards arising from the use of electricity for light, heat, power, radio, signaling, or for other purposes, the National Electrical Code,² 1999 edition, as prepared by the National Fire Protection Association, is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the electrical code. (Ord. #69, March 1990, modified)

12-302. Permit required for doing electrical work. No electrical work shall be done within this municipality until a permit therefor has been issued by the municipality. 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. (Ord. #23, March 1974)

12-303. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public. (Ord. #23, March 1974)

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

¹Municipal code references

Fire protection, fireworks and explosives: title 7.

²Copies of this code may be purchased from the National Fire Protection Association, 1 Batterymarch Park, Quincy, Massachusetts 02269-9101.

such circumstances as not to comply with this chapter and/or the requirements and standards prescribed by the electrical code. (Ord. #23, March 1974)

12-305. Enforcement. The electrical inspector shall be such person as the municipal governing body 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. (Ord. #23, March 1974)

12-306. Fees. The electrical inspector shall collect the same fees as are authorized in Tennessee Code Annotated, § 68-102-143, for electrical inspections by deputy inspectors of the state fire marshal. (Ord. #23, March 1974)

12-307. Penalty. Any person, firm, corporation or agent who shall violate or fail to comply with any provision of the code herein adopted by reference shall be punishable in the city court by a civil penalty of not more than five hundred dollars (\$500.00) for each offense and each day a violation or non-compliance continues shall constitute a separate offense. (Ord. #23, March 1974, modified)

CHAPTER 4

FUEL GAS CODE

SECTION

- 12-401. Title and definitions.
- 12-402. Purpose and scope.
- 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.
- 12-413. Modifications.

12-401. Title and definitions. This chapter and the code herein adopted by reference shall be known as the gas code of the town. 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.

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 International Fuel Gas Code,¹ 2009 edition, 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 recorder for the use and inspection of the public. (Ord. #76, Nov. 1990, modified, as amended by Ord. #172, June 2006, and Ord. #206, March 2010)

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.

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 recorder, and thereafter on the first day of January of each 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 recorder 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 recorder.

(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.

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

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 board of mayor and aldermen.

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.

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 recorder 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.

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.

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.

12-410. Fees. The permit fee schedule as recommended in Appendix "B" of the gas code is hereby adopted.

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.

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.

12-413. Modifications. Within the gas code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the gas code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

CHAPTER 5

RESIDENTIAL CODE

SECTION

- 12-501. Residential code adopted.
- 12-502. Modifications.
- 12-503. Available in recorder's office.
- 12-504. Violations.
- 12-505. Enforcement.
- 12-506. Penalty.

12-501. Residential 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 International Residential Code,¹ 2009 edition, as prepared and adopted by the International Code Council, is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the residential code. (Ord. #68, March 1990, as amended by Ord. #76, Nov. 1990, modified, as amended by Ord. #172, June 2006, and Ord. #206, March 2010)

12-502. Modifications. Wherever the residential code refers to the "Building Official" it shall mean the person appointed or designated by the municipal governing body to administer and enforce the provisions of the residential 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 municipal governing body.

Within the residential code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the residential code shall be deemed to be the responsible official insofar as enforcing the provisions of the residential code are concerned.

Section P2904 of the International Residential Code entitled "Dwelling Unit Fire Sprinkler Systems," is not adopted by the town. (Ord. #21, March 1974, as amended by Ord. #76, Nov. 1990, and Ord. #206, March 2010)

12-503. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the residential code has

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

been placed on file in the recorder's office and shall be kept there for the use and inspection of the public. (Ord. #21, March 1974)

12-504. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the residential code as herein adopted by reference and modified. (Ord. #21, March 1974)

12-505. Enforcement. The board of mayor and aldermen shall appoint a housing inspector who shall be responsible for enforcing the provisions of the code herein adopted by reference. The housing inspector shall have all the powers and duties prescribed for the "Building Official" in the adopted code and shall receive such compensation as the board of mayor and aldermen may prescribe. (Ord. #21, March 1974)

12-506. Penalty. Any person, firm, corporation or agent who shall violate or fail to comply with any provision of the code herein adopted by reference shall be punishable in the city court by a civil penalty of not more than five hundred dollars (\$500.00) for each offense and each day a violation or non-compliance continues shall constitute a separate offense. (Ord. #21, March 1974, modified)

CHAPTER 6

ENERGY CONSERVATION CODE¹

SECTION

- 12-601. Energy conservation code adopted.
- 12-602. Modifications.
- 12-603. Available in recorder's office.
- 12-604. Violation and penalty.

12-601. Energy conservation code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 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 which will enable the effective use of energy in new building construction, the Energy Conservation Code,² 2009 edition, with the exclusion and exception of section 402.4.2.1 thereof (the "blower door test") and section 403.2.2 thereof (the "duct tightness test"), as created by the International Code Council, be and the same is hereby adopted for application and enforcement within the town. (as amended by Ord. #241, Aug. 2016)

12-602. Modifications. (1) Whenever the energy code refers to the "responsible government agency," it shall be deemed to be a reference to the Town of Kimball. When the "building official" is named it shall, for the purposes of the energy code, mean such person as the board of mayor and aldermen shall have appointed or designated to administer and enforce the provisions of the energy code.

(2) 2016 Tennessee Public Chapter No. 378 and Tennessee Code Annotated, § 68-120-101(a)(8)(C)(I), which provides that fire sprinkler systems

¹State 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.

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

shall not be required for the construction of townhouses, is hereby acknowledged and adopted for application and enforcement within the town. (as amended by Ord. #241, Aug. 2016)

12-603. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public.

12-604. 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 offense. Each day a violation is allowed to continue shall constitute a separate offense.

CHAPTER 7

AMUSEMENT DEVICE CODE¹

SECTION

12-701. Amusement device code adopted.

12-702. Modifications.

12-703. Available in recorder's office.

12-704. Violations.

12-701. Amusement device code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-516, and for the purpose of regulating the installation, construction, alteration, repair, removal, operation and use of amusement rides and devices. The Standard Amusement Device Code,² 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 amusement device code. (Ord. #76, Nov. 1990)

12-702. Modifications. Within the amusement device code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the amusement device code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-703. Available in recorder's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the amusement device code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public.

12-704. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the amusement device code as herein adopted by reference and modified.

¹Municipal 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.

²Copies of this code (and any amendments) may be purchased from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213.

CHAPTER 8

EXCAVATION AND GRADING CODE¹

SECTION

- 12-801. Excavation and grading code adopted.
- 12-802. Modifications.
- 12-803. Application.
- 12-804. Plans and specifications.
- 12-805. Issuance of permit.
- 12-806. Engineering review fees.
- 12-807. Available in recorder's office.
- 12-808. Violations.

12-801. Excavation and grading code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-516, and for the purpose of setting forth rules and regulations to control excavation, grading and earthwork construction, including fills and embankments, the Standard Excavation and Grading Code,² 1975 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 excavation and grading code. (Ord. #76, Nov. 1990)

12-802. Modifications. Within the excavation and grading code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the excavation and grading code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-803. Application. (1) To obtain a permit the applicant shall first file an application therefor in writing on a form furnished for that purpose. Every application shall:

¹Municipal 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.

²Copies of this code (and any amendments) may be purchased from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213.

(a) Identify and describe the work to be covered by the permit for which application is made;

(b) Describe the land on which the proposed work is to be done, by lot, block, tract, and house and street address, or similar description that will readily identify and definitely locate the proposed building or work;

(c) Be accompanied by plans and specifications as required in this code;

(d) State the estimated quantities of work involved;

(e) Be signed by the permittee, or his authorized agent, who may be required to submit evidence to indicate such authority;

(f) Give such other information as reasonably may be required by the building official which may include:

(i) Temporary cover during the grading and development period.

(ii) Permanent grass and vegetative cover for the area.

(iii) Stabilization by means of mulching (non-vegetative materials).

(iv) Sodding the area subject to erosion

(v) Use of low-growing plants, vines, shrubs or other ground covers to stabilize sediment-producing areas.

(vi) Constructing diversionary channels and terraces across the slope.

(vii) Construction of structures that will stabilize the grade in water channels.

(viii) Sediment basins constructed in such manner that failure of the structure would not result in loss of life or interruption of use or service of public utilities.

(ix) Use of grassed waterways for the safe disposal of run-off water.

(x) Staging development to avoid having large areas in an erosive condition at one time.

(xi) Utilization of existing topography in planning development to minimize erosion, such as planning roadways parallel to contours.

(xii) Leaving critical areas in an undisturbed condition or correction of critical areas which cause erosion hazard.

(2) Information on plans. Plans shall be drawn to scale upon substantial paper or cloth and shall be of sufficient clarity to indicate the nature and extent of the work proposed and show in detail that they will conform to the provisions of this code and all relevant laws, ordinances, rules and regulations. The first sheet of each set of plans shall give the location of the work and the name and address of the owner and the person by whom they were prepared.

The plans shall include the following information:

- (a) General vicinity of the proposed site.
- (b) Property limits and accurate contours of existing ground and details of terrain and area drainage.
- (c) Limiting dimensions, elevations or finish contours to be achieved by the grading, and proposed drainage channels and relating construction.

(d) Detailed plans of all surface and subsurface drainage devices, walls, cribbing, dams and other protective devices to be constructed with, or as a part of, the proposed work together with a map showing the drainage area and the estimated run-off of the area served by any drains. Upstream drainage must be considered and explained in any adverse effect is possible. Plans for removal, recontouring or other final disposition of sediment basins or other structural improvements or devices included in the plan. If a sediment basin is required, it should be designed by registered engineers in accordance with property guidelines.

(e) Location of any buildings or structures on the property where the work is to be performed and the location of any buildings or structures on land of adjacent owners which are within 15 feet of the property or which may be affected by the proposed grading operations.

Specifications shall contain information covering construction and material requirements.

(f) All elevations must be stated in mean sea level datum and this fact indicated in a note on the plan sheet.

(g) Location of areas of proposed paving.

(h) Limits of vegetative clearing.

(i) Estimates of exposed time of denuded land.

(j) Plans for vegetation reestablishment.

(k) A schedule for performance of all earthwork, earth stabilization, and reclamation activities.

(l) A soil erosion control plan which shall consider the following items:

(i) Minimize grading - The plan should relate to the specific site conditions, and should keep land grading and land disturbance to a minimum under the circumstances.

(ii) Storm drainage - Both surface and underground storm water drainage systems should be integrated to accommodate the increased runoff incurred during land grading.

(iii) Cover - Existing and future protective vegetative cover should be emphasized, and grading operations and sediment control measures should minimize land exposure to erosion.

(iv) Sediment basins - Sediment basins for high sediment producing areas should be planned, installed, and maintained as safety devices to catch and trap excessive sediment from the development site.

- (v) Use of low-growing plants, vines, shrubs or other ground covers to stabilize sediment-producing areas.
- (vi) Constructing diversionary channels and terraces across the slope.
- (vii) Construction of structures that will stabilize the grade in water channels.
- (viii) Sediment basins shall be designed and constructed in such manner that failure of the structure would not result in loss of life or interruption of use or service of public utilities.
- (ix) Use of grassed waterways for the safe disposal of run-off water.
- (x) Staging development to avoid having large areas in an erosive condition at one time.
- (xi) Utilization of existing topography in planning development to minimize erosion, such as planning roadways parallel to contours.
- (xii) Leaving critical areas in an undisturbed condition or correction of critical areas which cause erosion hazard.
- (xiii) Within any sinkhole, no fill shall be used without approval of the city engineer.

12-804. Plans and specifications. When required by the building official, each application for a grading permit shall be accompanied by two sets of plans and specifications, and supporting data consisting of a soil engineering report and engineering geology report. The plans and specifications shall be prepared and signed by a civil engineer when required by the building official. The building official shall obtain recommendations from the town's consulting engineer, prior to approving such plans and issuing a cut and fill permit.

12-805. Issuance of permit. The application, plans and specification filed by an applicant for a permit shall be checked by the building official. Such plans shall be reviewed by the towns' consulting engineer to check compliance with all applicable laws and ordinances. If the building official is satisfied that the work described in an application for permit and the plans filed therewith conform to the requirements of this code and other pertinent laws and ordinances, and that the fees have been paid, he shall issue a permit therefor to the applicant.

When the building official issues the permit, he shall endorse in writing or stamp on both sets of plans and specifications "APPROVED." Such approved plans and specifications shall not be changed, modified, or altered without authorization from the building official, and all work shall be done in accordance with the approved plans.

12-806. Engineering review fees. The building official shall submit the application, plans, and specifications filed by the applicant to the town's, consulting engineer for evaluation and recommendations. The town's consulting engineer shall also make the necessary site inspection(s) and make appropriate recommendations thereof, prior to the issuance of a cut and fill permit. All costs engendered by the town's consulting engineer in the performance of the duties specified herein shall be borne by the project applicant. The building official shall act as the agent through which all engineering fees are collected.

12-807. Available in recorder's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the standard excavation and grading code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public.

12-808. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the standard excavation and grading code as herein adopted by reference and modified.

CHAPTER 9**SWIMMING POOL CODE**¹**SECTION**

- 12-901. Swimming pool code adopted.
- 12-902. Modifications.
- 12-903. Available in recorder's office.
- 12-904. Violations.

12-901. Swimming pool code adopted. 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,² 1994 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. (Ord. #76, Nov. 1990, modified)

12-902. Modifications. Within the swimming pool code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the swimming pool code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-903. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public.

¹Municipal 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.

²Copies of this code (and any amendments) may be purchased from the Southern Building Code Congress International, Inc., 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 swimming pool code as herein adopted by reference and modified.

CHAPTER 10

UNSAFE BUILDING ABATEMENT CODE

SECTION

12-1001. Unsafe building abatement code adopted.

12-1002. Modifications.

12-1003. Available in recorder's office.

12-1004. Violations.

12-1001. 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 town, the Standard Unsafe Building Abatement Code,¹ 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. #76, Nov. 1990)

12-1002. Modifications. Within the unsafe building abatement code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the unsafe building abatement code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-1003. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public.

12-1004. 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.

¹Copies of this code (and any amendments) may be purchased from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213.

CHAPTER 11

MECHANICAL CODE¹

SECTION

- 12-1101. Mechanical code adopted.
- 12-1102. Modifications.
- 12-1103. Available in recorder's office.
- 12-1104. Violations.

12-1101. Mechanical code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-516, 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 International Mechanical Code,² 2003 edition, as prepared and adopted by the International Code Council, is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the mechanical code. (Ord. #76, Nov. 1990, modified, as amended by Ord. #172, June 2006)

12-1102. Modifications. Within the mechanical code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the mechanical code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-1103. Available in recorder'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 recorder's office and shall be kept there for the use and inspection of the public.

¹Municipal code references

Street excavations: title 16.

Wastewater treatment: title 18.

Water and sewer system administration: title 18.

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

12-1104. 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.

CHAPTER 12

EXISTING BUILDINGS CODE¹

SECTION

12-1201. Existing buildings code adopted.

12-1202. Modifications.

12-1203. Available in recorder's office.

12-1204. Violations.

12-1201. Existing buildings code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-516, and for the purpose of providing a concise set of regulations and procedures to effect safety in occupancy, the Existing Buildings Code,² 1988 edition with 1991/1994 revisions, as prepared by the Southern Building Code Congress International, Inc., is adopted and the same is incorporated herein by reference, subject to modifications as hereinafter provided, and shall be known and referred to as the existing buildings code. (Ord. #76, Nov. 1990, modified)

12-1202. Modifications. Within the existing buildings code when reference is made to the duties of certain officials named therein that designated official of the Town of Kimball who has duties corresponding to those of the names official in the existing buildings code shall be deemed to be the responsible official insofar as enforcing the provisions of the building code are concerned. (Ord. #76, Nov. 1990)

12-1203. Available in recorder's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the existing buildings code shall be placed on file in the office of the recorder and the same shall be kept there for the use and inspection of the public.

12-1204. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the existing buildings code or any final order made pursuant thereto. Such violation is declared an offense against the town

¹Municipal 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.

²Copies of this code (and any amendments) may be purchased from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213.

and for which punishment shall be a fine of not more than \$50 for each such violation. Each day that a violation occurs shall be deemed a separate offense. The building official or his or her deputy or assistant is empowered to issue citations to answer in the municipal court of the town by any person, firm or corporation found to be in such violation.