

TITLE 12

BUILDING, UTILITY, ETC. CODES<sup>1</sup>

CHAPTER

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CHAPTER 1

BUILDING CODE<sup>2</sup>

SECTION

- 12-101. Building code adopted.
- 12-102. Modifications.
- 12-103. Available in city clerk's office.
- 12-104. Violations and penalties.

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<sup>1</sup>Ord. #921 adopted the 1999 North Carolina Accessible Building Code with 2003 updates by reference as though they were copied herein fully.

<sup>2</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.

Charter references

Corporate powers; title I, § 1.04.

City legislation: title II, § 2.09.

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 International Building Code,<sup>1</sup> 2006 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. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, Ord. #730, June 1998, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-102. Modifications. (1) Whenever in the building code or the 1999 North Carolina Accessible Building Code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced codes are concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (1983 Code, § 4-102, as replaced by Ord. #921, Oct. 2010)

12-103. Available in city 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 city clerk's office and shall be kept there for the use and inspection of the public. (1983 Code, § 4-103)

12-104. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted codes and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (1983 Code, § 4-104, as replaced by Ord. #921, Oct. 2010)

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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. Plumbing code adopted.

12-202. Modifications.

12-203. Available in city clerk's office.

12-204. Violations and penalties.

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 city, when such plumbing is or is to be connected with the city water or sewerage system, the International Plumbing Code,<sup>2</sup> 2006 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. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997; Ord. #730, June 1998; Ord. #810, Sept. 2003, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-202. Modifications. (1) Whenever in the plumbing code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced code is concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (1983 Code, § 4-202, as replaced by Ord. #921, Oct. 2010)

12-203. Available in city clerk's office. Pursuant to the requirements of Tennessee Code Annotated § 6-54-502 one (1) copy of the plumbing code has

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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.

been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1983 Code, § 4-203)

12-204. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted code and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (1983 Code, § 4-204, as replaced by Ord. #921, Oct. 2010)

CHAPTER 3

ELECTRICAL CODE<sup>1</sup>

SECTION

- 12-301. Electrical code adopted.
- 12-302. Available in recorder'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 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 International Electrical Code,<sup>2</sup> 2006 edition, as prepared 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 electrical code. (as replaced by Ord. #921, Oct. 2010)

12-302. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, section 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.

12-303. Permit required for doing electrical work. No electrical work shall be done within the 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.

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.

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<sup>1</sup>Municipal code reference

Fire protection, fireworks and explosives: title 7.

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

12-305. Enforcement. The electrical inspector shall be such person as the board of mayor and aldermen 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.

12-306. Fees. The electrical inspector shall collect the same fees as are authorized in Tennessee Code Annotated, section 68-17-143 for electrical inspections by deputy inspectors of the state fire marshal.

CHAPTER 4

GAS CODE<sup>1</sup>

SECTION

12-401. Gas code adopted.

12-402. Definitions.

12-403. Enforcement of gas code.

12-404. Violation and penalties.

12-401. Gas code adopted. 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,<sup>2</sup> 2006 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 fuel gas code shall be kept on file in the office of the city clerk for the use and inspection of the public. (Ord. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, Ord. #730, June 1998, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-402. Definitions. 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 city council.<sup>3</sup>

(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.

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<sup>1</sup>Municipal code reference  
Water and sewers: 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.

<sup>3</sup>Municipal code reference  
Building official - - appointment, authority, duties: § 12-601.

(5) "Certain appliances" means conversion burners, floor furnaces, central heating plants, vented wall furnaces, water heaters, and boilers. (1983 Code, § 4-402)

12-403. Enforcement of gas code. The building official is hereby designated as the gas inspector, and as such shall be responsible for enforcing the provisions of the gas code. The gas inspector shall be authorized and is hereby directed to make any and all necessary inspections of gas equipment, appliances and piping to insure compliance with the gas code and may enter any premises or building at any reasonable time for the purpose of discharging his duties. He is authorized to discontinue gas service to any person or place not complying with the gas code. (1983 Code, § 4-403)

12-404. 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. (1983 Code, § 4-404)



## CHAPTER 5

HOUSING CODE

## SECTION

12-501. Housing code adopted.

12-502. Modifications.

12-503. Available in city clerk's office.

12-504. Violations.

12-505. Fences required for excavations, swimming pools, etc.

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. (Ord. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, and Ord. #730, June 1998)

12-502. Modifications. (1) Definitions Wherever the housing code refers to the "Housing Official" it shall mean the person appointed or designated by the city council to administer and enforce the provisions of the housing code.<sup>2</sup> 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 city council.

(2) Penalty clause deleted. Section 108 of the housing code is deleted. (1983 Code, § 4-502)

12-503. Available in city 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 city clerk's office and shall be kept there for the use and inspection of the public. (1983 Code, § 4-503, modified)

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

<sup>2</sup>Municipal code reference

Building official - - appointment, authority, duties: § 12-601.

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. (1983 Code, § 4-504)

12-505. Fences required for excavations, swimming pools, etc. All persons owning lots fronting the public thoroughfare and streets of the city on which there are excavations, cellars or swimming pools or other dangerous places, will be required to have such lots fenced with substantial plank or wire fence. (1983 Code, § 4-505)

## CHAPTER 6

CODE ADMINISTRATION; PERMITS

## SECTION

12-601. Building official--appointment, authority, duties.

12-602. Permit issuance; hearing on denials.

12-603. Penalty clauses deleted from codes.

12-601. Building official--appointment, authority, duties. There is hereby created the position and office of the building official which position and office shall be filled by appointment of the mayor. The building official or his duly authorized representative shall enforce all the codes contained in, and shall make all inspections required by, this title. He shall have the right to enter upon any structure for the purpose of making such inspections. (1983 Code, § 4-601)

12-602. Permit issuance; hearing on denials. (1) Any and all permits required by this chapter shall be secured from the city clerk. Such permit shall not be issued by the clerk until all the requirements of such permits, as set out in this chapter, have been met, all fees paid and any bond requirements complied with.

(2) Should the clerk refuse to issue any permit, the applicant may have a hearing before the city council to determine if such permit should be granted. The following procedure must be followed if a hearing is to be granted.

(a) Notification to the city council must be filed with the clerk within ten (10) days after the denial of the permit.

(b) Such notification shall state all pertinent facts and shall show clearly on what grounds applicant bases his contention that the permit was improperly denied.

(c) Applicant shall appear in person, or through his attorney, at the hearing and shall have with him all his witnesses. The applicant may examine the clerk and any of his witnesses at the hearing.

(3) The city council shall constitute the final administrative body deciding upon permits. (1983 Code, § 4-602)

12-603. Penalty clauses deleted from codes. All penalty clauses contained in the codes adopted in this chapter are hereby deleted. (1983 Code, § 4-603)

## CHAPTER 7

AMUSEMENT DEVICE CODE<sup>1</sup>

## SECTION

12-701. Amusement device code adopted.

12-702. Modifications.

12-703. Available in city clerk'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<sup>2</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 amusement device code. (Ord. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, and Ord. #730, June 1998)

12-702. Modifications. Definitions. Whenever the amusement device code refers to the "Chief Administrator," it shall be deemed to be a reference to the city council. When the "Building Official" is named it shall, for the purposes of the amusement device code, mean such person as the city council has appointed or designated to administer and enforce the provisions of the amusement device code.

12-703. Available in city clerk'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 city clerk's office and shall be kept there for the use and inspection of the public.

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

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.

## CHAPTER 8

STANDARD EXCAVATION AND GRADING CODE<sup>1</sup>

## SECTION

- 12-801. Excavation and grading code adopted.  
12-802. Modifications.  
12-803. Available in city clerk's office.  
12-804. 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<sup>2</sup>, 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. #597, Apr. 1989, modified)

12-802. Modifications. Definitions. Whenever the excavation and grading code refers "Building Official" is named it shall, for the purposes of the excavation and grading code, mean such person as the city council has appointed or designated to administer and enforce the provisions of the excavating and grading code.

12-803. Available in city clerk'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 city clerk's office and shall be kept there for the use and inspection of the public.

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

12-804. 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.

CHAPTER 9

EXISTING BUILDINGS CODE<sup>1</sup>

SECTION

- 12-901. Existing buildings code adopted.
- 12-902. Modifications.
- 12-903. Available in city clerk's office.
- 12-904. Violations and penalties.

12-901. Existing buildings code adopted. Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-516, and for the purpose of securing the public safety, health and general welfare through structural strength, stability, sanitation, adequate light and indoor air quality, and safety to life and property from fire and other hazards incident to the alteration, repair, removal, demolition, use and occupancy of existing buildings or structures, the International Existing Buildings Code,<sup>2</sup> 2006 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 existing buildings code. (Ord. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, Ord. #730, June 1998, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-902. Modifications. (1) Whenever in the existing buildings code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced codes are concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (as replaced by Ord. #921, Oct. 2010)

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



12-903. Available in city clerk's office. Pursuant to the requirements of the 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 the use and inspection of the public.

12-904. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted code and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (as replaced by Ord. #921, Oct. 2010)

## CHAPTER 10

SWIMMING POOL CODE<sup>1</sup>

## SECTION

12-1001. Swimming pool code adopted.

12-1002. Modifications.

12-1003. Available in city clerk's office.

12-1004. Violations.

12-1001. 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<sup>2</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. (Ord. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, and Ord. #730, June 1998)

12-1002. Modifications. Definitions. Whenever the swimming pool code refers to the "Administrative Authority," it shall be deemed to be a reference to the Building Official or his authorized representative. When the "Building Official" is named it shall, for the purposes of the swimming pool code, mean such person as the city council has appointed or designated to administer and enforce the provisions of the swimming pool code.

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

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

12-1004. 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.

## CHAPTER 11

UNSAFE BUILDING ABATEMENT CODE

## SECTION

12-1101. Unsafe building abatement code adopted.

12-1102. Modifications.

12-1103. Available in city clerk's office.

12-1104. Violations.

12-1101. 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. #597, Apr. 1989, modified)

12-1102. Modifications. Definitions. Whenever the unsafe building abatement code refers to the "Chief Appointing Authority," or the "Chief Administrator" it shall be deemed to be a reference to the city council. When the "Building Official" is named it shall, for the purposes of the unsafe building abatement code, mean such person as the city council has appointed or designated to administer and enforce the provisions of the unsafe building abatement code.

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

12-1104. 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.

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

CHAPTER 12

MECHANICAL CODE<sup>1</sup>

SECTION

- 12-1201. Mechanical code adopted.
- 12-1202. Modifications.
- 12-1203. Available in city clerk's office.
- 12-1204. Violations and penalties.

12-1201. 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 and maintenance of all electrical, gas, mechanical and plumbing systems, which may be referred to as service systems, the International Mechanical Code<sup>2</sup>, 2006 edition revisions, 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. #597, Apr. 1989, modified, as amended by Ord. #724, Oct. 1997, Ord. #730, June 1998, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-1202. Modifications. (1) Whenever in the mechanical code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced codes are concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (as replaced by Ord. #921, Oct. 2010)

12-1203. Available in city 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.

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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.

12-1204. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted code and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (as replaced by Ord. #921, Oct. 2010)

CHAPTER 13

RESIDENTIAL CODE

SECTION

- 12-1301. Residential code adopted.
- 12-1302. Modifications.
- 12-1303. Available in recorder's office.
- 12-1304. Violations and penalties.

12-1301. Residential code adopted.<sup>1</sup> Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of regulating the fabrication, erection, construction, enlargement, alterations, repair, location, and use of detached one and two family dwellings and their appurtenances and accessory structures, the International Residential Code, One and Two Family Dwellings,<sup>2</sup> 2006 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. #724, Oct. 1997, as amended by Ord. #730, June 1998, Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-1302. Modifications. (1) Whenever in the residential code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced codes are concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (Ord. #724, Oct. 1997, as amended by Ord. #730, June 1998, and Ord. #921, Oct. 2010)

12-1303. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the dwelling code has been placed on file in the recorder's office and shall be kept there for the use and

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<sup>1</sup>Exception: adjustment to Section R403 -- Footers: Single story dwelling requires a minimum of thirteen inch depth, eighteen inches wide with a minimum of eight inches concrete depth. Two Story Dwelling requires a minimum of thirteen inch depth, twenty-four inches wide with two runs of No. 5 rebar and 8 inches concrete depth.

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

inspection of the public. (Ord. #724, Oct. 1997, as amended by Ord. #730, June 1998)

12-1304. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted code and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (as added by Ord. #921, Oct. 2010)



CHAPTER 14

PROPERTY MAINTENANCE CODE

SECTION

12-1401. Property maintenance code adopted.

12-1402. Modifications.

12-1403. Violations and penalties.

12-1401. Property maintenance code adopted. A certain document, three (3) copies of which are on file in the office of the City Administrator of the City of Winchester, being marked and designated as the 2006 International Property Maintenance Code<sup>1</sup> (excluding the appeal board provisions), as published by the International Code Council, Inc., be and is hereby adopted as the Property Maintenance Code of the City of Winchester, in the State of Tennessee; for regulating and governing the conditions and maintenance of all property, buildings and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use, and the demolition of such existing structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said property maintenance code on file in the office of the City of Winchester are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance. (as added by Ord. #816, April 2004, and amended by Ord. #835, Feb. 2005, and Ord. #921, Oct. 2010)

12-1402. Modifications. (1) Whenever in the property maintenance code reference is made to the duties of a certain official named therein, that designated official of the City of Winchester, who has duties corresponding to those of the named official in said code, shall be deemed to be the responsible official insofar as enforcing the provisions of the above referenced codes are concerned.

(2) The schedule of permit fees shall be as approved by the board of mayor and council by ordinance from time to time, a copy of which shall be available in the office of the city recorder. (as added by Ord. #816, April 2004, and replaced by Ord. #921, Oct. 2010)

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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.

12-1403. Violations and penalties. It shall be unlawful for any person to violate or fail to comply with any provisions of the above referenced and adopted code and as may be amended from time to time. The violation of any section of this chapter shall be punishable by a penalty of up to fifty dollars (\$50.00). Each day a violation is allowed to continue shall constitute a separate offense. (as added by Ord. #921, Oct. 2010)

## CHAPTER 15

ENERGY CONSERVATION CODE

## SECTION

- 12-1501. International energy conservation code adopted.  
12-1502. Modifications.  
12-1503. Available in recorder's office.  
12-1504. Violations and penalty.

12-1501. International 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 energy-efficient building envelopes and the installation of energy-efficient mechanical, lighting and power systems to establish energy-efficient buildings using prescriptive and performance-related provisions which will make possible the use of new materials and innovative techniques that conserve energy, the International Energy Conservation Code,<sup>1</sup> 2006 edition, as prepared and maintained 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 energy code. (as added by Ord. #835, Feb. 2005, and replaced by Ord. #921, Oct. 2010)

12-602. Modifications. Whenever the international energy conservation code refers to duties of a certain official named therein, that designated official of the City of Winchester who has duties corresponding to those of the named official in the international energy conservation code shall be deemed to be the responsible official insofar as enforcing the provisions of the international energy conservation code are concerned. (as added by Ord. #835, Feb. 2005)

12-603. Available in clerk's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the international energy conservation code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public. (as added by Ord. #835, Feb. 2005)

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 international energy conservation 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 fifty

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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.

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dollars (\$50.00) for each offense. Each day a violation is allowed to continue shall constitute a separate offense. (as added by Ord. #835, Feb. 2005)