

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

AN ORDINANCE OF THE TOWN OF MOUNTAIN CITY, TENNESSEE ADOPTING THE 2003 EDITION OF THE *INTERNATIONAL BUILDING CODE*.

WHEREAS, the *Southern Standard Building Code* as currently used by the Town will no longer be updated by the Southern Building Code Congress International, and;

WHEREAS, the *International Building Code* is a new standard which is recommended for adoption, and;

WHEREAS, the *International Building Code* provides for the regulating and governing of conditions and maintenance of 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; the condemnation of buildings and structures unfit for human occupancy and use; the demolition of such structures; and providing for the issuance of permits and collection of fees in the Town:

NOW, THEREFORE BE IT ORDAINED by the Board of Mayor and Aldermen of the Town of Mountain City, Tennessee, that:

**Section 1.** That a certain document, one (1) copy of which is on file in the office of the City Recorder of Mountain City, being marked and designated as the International Building Code, 2003 edition, including Appendix Chapters A-J as published by the International Code Council, be and is hereby adopted as the Building Code of the Town of Mountain City, 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 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 Building Code on file in the office of the Town of Mountain City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

**Section 2.** Title 12, Chapter 1, Section 12-101 of the *Mountain City Municipal Code* is hereby amended by striking the following language: "... Standard Building Code, 1991 edition with 1992 and 1992-93 revisions, as prepared and adopted by the Southern Building Code Congress International, Inc..." and replacing it with the following language: "...International Building Code, 2003 edition as published by the International Code Council..."

**Section 3.** Title 12, Chapter 1, Section 12-102(2) of the *Mountain City Municipal Code* is hereby amended by striking the following language: "The recommended schedule of permit fees set forth in Appendix K of the building code is amended so that the fees to be collected shall be as follows:..." and replacing it with the following language: "The following schedule of permit fees shall be collected in lieu of any fees described in the International Building Code..."

**Section 4.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance.

**Section 5.** That the City Recorder is hereby ordered and directed to cause this ordinance to be published.

**Section 6.** That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage, the public welfare requiring it.

Passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

Passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

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Mayor

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City Recorder