

1ST READING

1-28-09

2ND READING

8-4-09

INDEX NO.

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ORDINANCE NO. 12274

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, SECTIONS 19-1 AND 19-2, SO AS TO ADOPT THE 2006 EDITION OF THE INTERNATIONAL FUEL GAS CODE AND CERTAIN APPENDICES AS REVISED AND AMENDED AS THE OFFICIAL GAS CODE OF THE CITY OF CHATTANOOGA; TO AMEND SECTION 19-3 CONCERNING AMENDMENTS TO SAID CODE; AND TO DELETE THE LAST SENTENCE IN SECTION 19-91 REGARDING "ISSUANCE OF A COPY OF THE CURRENT GAS CODE WITHOUT CHARGE" TO ALL MASTER GAS FITTERS.

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SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Chattanooga City Code, Part II, Section 19-1, be and is hereby amended by striking said section in its entirety and substituting in lieu thereof the following:

**Section 19-1. Gas Code Adopted.**

The International Fuel Gas Code, 2006 edition, one (1) copy of which is, and has been on file in the Office of the City Council Clerk for more than fifteen (15) days, is hereby adopted as the official Gas Code of the City.

SECTION 2. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Section 19-2, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-2. Appendices to the Code Adopted.**

The following appendices to the International Fuel Gas Code, 2006 edition, and as further amended in this chapter, are hereby adopted as part of the official Gas Code of the City.

Appendix A – Sizing and capacities of gas piping.

Appendix B – Sizing of venting systems.

Appendix C – Exit Terminals, et al.

Appendix D – Recommended procedure for safety inspection of an existing appliance installation.

SECTION 3. BE IT FURTHER ORDAINED, That Chattanooga City Code, Part II, Section 19-3, be amended by deleting same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-3. Amendments to Code Adopted.**

The following sections and appendices of the International Fuel Gas Code, 2006 edition, are hereby amended, as hereinafter provided:

- 1) Section 101.1 and 101.2 are deleted in their entirety and the following language is substituted in lieu thereof:

**Section 101.1 Title.** These regulations shall be know as the International Fuel Gas Code hereinafter referred to as "this code."

**Section 101.2 Scope.** This code shall apply to the installation of fuel-gas piping systems, fuel-gas utilization equipment and related accessories in accordance with Sections 101.2.1 through 101.2.5.

**Exceptions:** Detached one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories high with separate means of egress and their accessory structures shall comply with the *International Residential Code*.

- 2) Section 106.1 is deleted in its entirety and the following language is substituted in lieu thereof:

**106.1 When required.** Any properly licensed contractor who desires to erect, install, enlarge, alter, repair, remove, convert or replace an installation regulated by this code, or to cause such work to be done, shall first make application to the code official and obtain the required permit for the work.

**Exception:** Where equipment replacements and repairs are required to be performed in an emergency situation, the permit application shall be submitted within the next working business day of the Department of Inspection.

- 3) Section 106.3 is deleted in its entirety and the following language is substituted in lieu thereof:

**Section 106.3 Application for permit.** Each application for a permit, with the required fee, shall be filed with the code official on a form furnished for that purpose and shall contain a general description of the proposed work and its location. The application shall be signed by the properly licensed contractor. The application shall indicate the proposed occupancy of all parts of the building and of that portion of the site or lot, if any, not covered by the building or structure and shall contain such other information required by the code official.

- 4) Sections 106.4.3 and 106.4.4 are deleted in their entirety and the following is substituted in lieu thereof:

**Section 106.4.3 Expiration.** Every permit issued by the code official under the provisions of this code shall expire by limitation and become null and void if the work authorized by such permit is not commenced within 180 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work is commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained.

**Section 106.5.4 Extensions.** Any permittee holding an unexpired permit shall have the right to apply for an extension of the time within which the permittee will commence work under that permit when work is unable to be commenced within the time required by this section for good and satisfactory reasons. The code official shall extend the time for action by the permittee for a period not exceeding 180 days if there is reasonable cause. No permit shall be extended more than once.

- 5) Section 106.5.2 is deleted in its entirety and the following language is substituted in lieu thereof:

**Section 106.5.2 Fees.** All fees are set forth in § 19-36 of the Chattanooga City Code and shall be non-refundable.

- 6) Sections 108.4 and 108.5 are amended by deleting said sections in their entirety and substituting in lieu thereof the following:

**108.4 Violation penalties.** Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or

repair plumbing work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a municipal offense subject to a fine assessed as a general penalty under Chattanooga City Code § 1-8. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

**108.5 Stop work orders.** Upon notice from the code official, work on any plumbing system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine assessed as a general penalty under Chattanooga City Code § 1-8.

- 7) Section 109. Means of Appeal, is amended by deleting said Section in its entirety, and substituting in lieu thereof the following:

**Section 109. Board of Adjustments & Appeals.**

The Construction Board of Adjustments and Appeals for the Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing Codes of the City of Chattanooga as established by Section 2-625, Part II, Chattanooga City Code, shall act as the Board of Adjustments and Appeals for appeals from any decision of the Building Official or his designee and consider variances of the technical codes as provided in this Code.

SECTION 4. BE IT FURTHER ORDAINED, That any reference to the International Existing Building Code, the International Residential Code, the International Sewage Disposal Code, and/or the International Electrical Code shall be deleted from the reference standards in

Chapter 8 of the International Fuel Gas Code and all such references shall be construed to reference the appropriate official codes adopted by the City of Chattanooga.

SECTION 5. BE IT FURTHER ORDAINED, That the last sentence in Section 19-91 of the Chattanooga City Code regarding "issuance of a copy of the current gas code without charge" to all Master Gas Fitters is deleted in its entirety.

SECTION 6. BE IT FURTHER ORDAINED, That this Ordinance shall become effective immediately after its passage, but the Building Official shall have discretion to accept drawings and designs based upon the 2003 International Fuel Gas Code and the amendments of that code adopted by the City Council upon a showing of significant effect upon existing projects up to and including July 1, 2009.

PASSED on Second and Final Reading

August 4, 2009.

  
CHAIRPERSON

APPROVED:  DISAPPROVED:

DATE: Aug 10, 2009.

  
MAYOR

PAN/kac