

FST READING
2ND READING
INDEX NO.

4-29-08
5-6-08

ORDINANCE NO. 12123

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, TO AMEND SECTION 10-3 CONCERNING SPECIAL AMENDMENTS TO THE INTERNATIONAL BUILDING CODE, AND THE INTERNATIONAL RESIDENTIAL CODE.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, that Section 10-3, Sections 105.5, 105.6 and 105.7 are deleted in their entirety and substituted in lieu thereof as follows:

The following sections and appendices of the International Building Code, 2003 edition, are hereby amended, as hereinafter provided:

a. Section 105.5 is deleted in its entirety and the following is substituted in lieu thereof:

105.5. Expiration. Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within thirty (30) days from the date of issuance. Work authorized by that permit shall be completed within the time frame set forth in the following paragraphs 105.5.1, 105.5.2, 105.5.3, and 105.5.4 as follows:

For Building Permits in the Amount of:

- | | |
|---------|---|
| 105.5.1 | \$0.01 - \$250,000.00 – twelve (12) months |
| 105.5.2 | \$250,000.01 - \$500,000.00 – eighteen (18) months |
| 105.5.3 | \$500,000.01 - \$1,000,000.00 – twenty-four (24) months |
| 105.5.4 | \$1,000,000.01 and up – thirty-six (36) months |

b. Section 105.6 is deleted in its entirety and the following is substituted in lieu thereof:

105.6. Extension. Extensions of time may be granted by the Building Official; however, the extension must be requested in writing and justifiable cause demonstrated. The building official is authorized to grant, in writing, one or more extensions of time. Each extension shall be for a period of time not to exceed 180 days. A fee of one percent (1%) of the Contract Value, as listed on

the original permit application, shall be charged to cover administrative expenses.

c. Section 105.7 is deleted in its entirety and the following is substituted in lieu thereof:

105.7. Fee for Completion. After a permit has become void, if the Owner wishes to commence construction to complete the structure for which the original permit was issued, the Owner shall reapply for a new building permit for the completion of the construction. When a new building permit is issued, the permit fee for the completion of the construction shall be equal to the permit fee that was paid when the original permit was issued.

d. Section 105.8 is deleted in its entirety and the following is substituted in lieu thereof:

105.8. Completion. Construction shall be considered complete when a Certificate of Occupancy has been issued by the Building Official or his designee.

e. Section 105.9 is deleted in its entirety and the following is substituted in lieu thereof:

105.9. Suspension or revocation. The Building Official is authorized to suspend or revoke a permit issued under the provisions of this code where the permit is issued in error or on the basis of incorrect, inaccurate, or incomplete information, or in violation of any ordinance or regulation of any of the provisions of this code.

f. Section 105.10 is deleted in its entirety and the following is substituted in lieu thereof:

105.10. Placement of Permit. The building permit or copy shall be kept on the site of the work until the completion of the project.

g. Section 105.11 is deleted in its entirety and the following is substituted in lieu thereof:

105.11. Standard Operating Procedures.

1. Should a structure become abandoned in accordance with the above revised sections of the International Building Code, or if the structure or equipment shall be deemed

unsafe in accordance with Section 115 of the International Building Code, the Building Official shall notify the Department of Neighborhood Services. Neighborhood Services shall take action, as it is legally authorized, and shall move to commence demolition or other appropriate action.

2. If, in the opinion of the Building Official or his authorized representative, the construction site has become unsafe because of clutter or construction debris, the Owner shall be notified and given seven (7) days to rectify the unsafe condition. Should the Owner not rectify the unsafe condition, the Building Official shall take action as required. The cost of the site clean up shall be borne by the Owner.

SECTION 2. BE IT FURTHER ORDAINED THAT Section 10-3, Part II, Chattanooga City Code, be further amended to delete Sections R105.5, R105.6, R105.7, R105.8, R105.9, R105.10, and R105.11 in their entirety and substitute in lieu thereof as follows:

The following sections and appendices of the International Residential Code, 2003 edition, are hereby amended, as hereinafter provided:

- a. Section R105.5 is deleted in its entirety and the following is substituted in lieu thereof:

R105.5. Expiration. Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within thirty (30) days from the date of issuance. Work authorized by that permit shall be completed within the time frame set forth in the following paragraphs 105.5.1, 105.5.2, 105.5.3, and 105.5.4 as follows:

For Building Permits in the Amount of:

R105.5.1	\$0.01 - \$250,000.00 – twelve (12) months
R105.5.2	\$250,000.01 - \$500,000.00 – eighteen (18) months
R105.5.3	\$500,000.01 - \$1,000,000.00 – twenty-four (24) months
R105.5.4	\$1,000,000.01 and up – thirty-six (36) months

- b. Section R105.6 is deleted in its entirety and the following is substituted in lieu thereof:

R105.6. Extension. Extensions of time may be granted by the Building Official; however, the extension must be requested in writing and justifiable cause demonstrated. The building official is authorized to grant, in writing, one or more extensions of time. Each extension shall be for a period of time not to exceed 180 days. A fee of one percent (1%) of the Contract Value, as listed on the original permit application, shall be charged to cover administrative expenses.

c. Section R105.7 is deleted in its entirety and the following is substituted in lieu thereof:

R105.7. Fee for Completion. After a permit has become void, if the Owner wishes to commence construction to complete the structure for which the original permit was issued, the Owner shall reapply for a new building permit for the completion of the construction. When a new building permit is issued, the permit fee for the completion of the construction shall be equal to the permit fee that was paid when the original permit was issued.

d. Section R105.8 is deleted in its entirety and the following is substituted in lieu thereof:

R105.8. Completion. Construction shall be considered complete when a Certificate of Occupancy has been issued by the Building Official or his designee.

e. Section R105.9 is deleted in its entirety and the following is substituted in lieu thereof:

R105.9. Suspension or revocation. The Building Official is authorized to suspend or revoke a permit issued under the provisions of this code where the permit is issued in error or on the basis of incorrect, inaccurate, or incomplete information, or in violation of any ordinance or regulation of any of the provisions of this code.

f. Section R105.10 is deleted in its entirety and the following is substituted in lieu thereof:

R105.10. Placement of Permit. The building permit or copy shall be kept on the site of the work until the completion of the project.

g. Section 105.11 is deleted in its entirety and the following is substituted in lieu thereof:

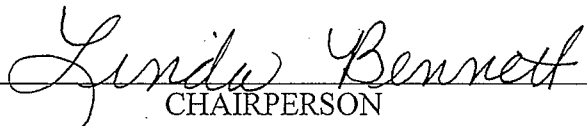
105.11. Standard Operating Procedures.

1. Should a structure become abandoned in accordance with the above revised sections of the International Building Code, or if the structure or equipment shall be deemed unsafe in accordance with Section 115 of the International Building Code, the Building Official shall notify the Department of Neighborhood Services. Neighborhood Services shall take action, as it is legally authorized, and shall move to commence demolition or other appropriate action.
2. If, in the opinion of the Building Official or his authorized representative, the construction site has become unsafe because of clutter or construction debris, the Owner shall be notified and given seven (7) days to rectify the unsafe condition. Should the Owner not rectify the unsafe condition, the Building Official shall take action as required. The cost of the site clean up shall be borne by the Owner.

SECTION 3. That this Ordinance shall become effective two (2) weeks from and after its passage, provided however that this ordinance shall be operative immediately upon passage.

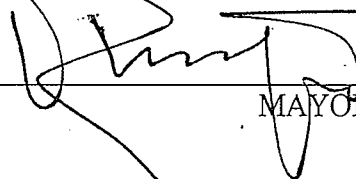
PASSED on Second and Final Reading

_____ May 6 _____, 2008.


CHAIRPERSON

APPROVED: DISAPPROVED: _____

DATE: May 13 '08, 2008


MAYOR

PAN/kac