

1ST READING
2ND READING

4-24-12
5-1-12

ORDINANCE NO. 12587

AN ORDINANCE TO AMEND CHATTANOOGA CITY CODE, PART II, CHAPTER 22.5, BY AMENDING SECTIONS 22.5-35(b), 22.5-37, 22.5-39, 22.5-52, 22.5-55, 22.5-60, AND 22.5-62(h), RELATIVE TO THE BOARD OF MECHANICAL EXAMINERS.

SECTION 1. BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That Part II, Chapter 22.5, Section 22.5-35(b), Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-35. Officers.

(b) *Secretary.* The board shall select from its membership one (1) member to serve as secretary for at least one (1) year and until his successor is elected by the board unless that position is provided by staff of the building inspection office.

SECTION 2. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-37, Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-37. Meetings.

(a) *Regular meetings.* The board of mechanical examiners shall hold meetings semiannually in March and September for the purpose of conducting examinations of applicants to determine their knowledge of the rules and regulations for the installation of mechanical, heating, ventilation, and air conditioning devices, appliances and equipment as set forth in the statutes of this state, this Code and other ordinances of the city and the International Mechanical Code; to issue licenses and certificates therefore; to determine the general qualifications and fitness of each applicant for executing the class of work covered by the license applied for and for the transaction of other business.

(b) *Special meetings.* Special meetings of the board of mechanical examiners may be called by the chairman with the approval of a majority of the board.

SECTION 3. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-39, Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-39. Appeals.

Any person aggrieved by any action or decision of the board of mechanical examiners shall have the right of appeal to the board of adjustments and appeals by requesting an appeal in writing and by lodging such request with the Chief Building Official of the city within ten (10) days after such action or decision.

SECTION 4. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-52, Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-52. Examinations to be written; records required.

Examinations for Master Mechanical Contractors and Journeyman mechanics given by the Board shall be written and a complete record of the results of every examination including the score of the applicant shall be kept on file by the Board in compliance with the Records Retention Manual adopted by the City Council pursuant to T.C.A. 10-7-702.

SECTION 5. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-55, Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-55. License fee established.

Beginning on the date of passage of this Ordinance, all licenses issued by the Board shall be effective and renewed on a two year scheduled basis with the license expiring on the 31st day of October in odd numbered years following its date of issuance. Those whose licenses expire on October 31, 2012 shall be renewed for one (1) year. Beginning with the renewal due on October 31, 2013, all journeyman mechanics and Master Mechanical Contractors licenses shall be renewed every two (2) years in the odd numbered years. Each certificate of competency shall be renewable without further examination upon application of the holder within sixty (60) days after notice of the expiration date, and the payment of the two year fee set out above. Any applicant for a renewal who fails to make application and pay the required fee within sixty (60) days of notice may be required to take another examination by the board of examiners unless such applicant shows good and sufficient cause for the failure to make such application; provided that, if any licensee enters active service in the armed forces of the United States, the applicant

shall be granted a renewal license upon an application after discharge from such service if such application is presented to the board within six (6) months following the date of discharge. as follows:

Master Mechanical Contractor.....	\$200.00
Journeyman Mechanic or temporary.....	20.00
Registered Helper.....	No Charge

SECTION 6. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-60, Chattanooga City Code, be and hereby is amended by striking said section in its entirety and substituting in lieu thereof the following:

Sec. 22.5-60. Expiration, renewal of license.

Beginning on the date of passage of this Ordinance, all licenses issued by the Board shall be effective and renewed on a two year scheduled basis with the license expiring on the 31st day of October in odd numbered years following its date of issuance. Each certificate of competency shall be renewable without further examination upon application of the holder within sixty (60) days after notice of the expiration date, and the payment of the two year fee set out above. Any applicant for a renewal who fails to make application and pay the required fee within sixty (60) days of notice may be required to take another examination by the board of examiners unless such applicant shows good and sufficient cause for the failure to make such application; provided that, if any licensee enters active service in the armed forces of the United States, the applicant shall be granted a renewal license upon an application after discharge from such service if such application is presented to the board within six (6) months following the date of discharge. The failure to renew any license before October 31 of the third year following expiration of a license will result in retesting.

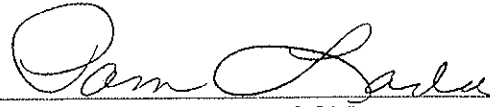
SECTION 7. BE IT FURTHER ORDAINED, That Part II, Chapter 22.5, Section 22.5-62, Chattanooga City Code, be and hereby is amended by adding a new subparagraph (h) as follows:

(h) All license holders will comply with all workers compensation provisions for any employees which are required by the State of Tennessee at the time any work is performed and submit any evidence of workers compensation insurance that is required by the State of Tennessee before any license is issued.

SECTION 8. BE IT FURTHER ORDAINED THAT this Ordinance shall be effective two (2) weeks from and after its passage.

PASSED on Second and Final Reading

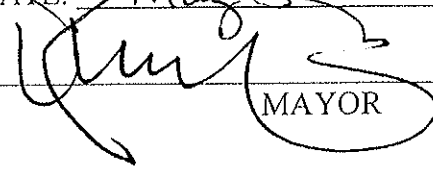
May 1, 2012.



CHAIRPERSON

APPROVED: _____ DISAPPROVED: _____

DATE: May 3, 2012



MAYOR

PAN/kac/mms