

\*\*\*\*\*OCTOBER 10, 2005\*\*\*\*\*

The Town Council of the Town of Signal Mountain held its regular monthly meeting on Monday, October 10, 2005, at 7:00 p.m. in the Town Hall. Those present were:

Mayor William O. Leonard, III  
 Councilmember Robert V. Linehart, Jr.  
 Councilmember Lizetta Paturalski  
 Councilmember Robert E. White, II

Also present were: Interim Town Manager Diana Campbell  
 Town Attorney Phil Noblett

Mayor Leonard called the meeting to order and led the Pledge of Allegiance to the Flag. Councilmember White offered the prayer. The roll call showed all Councilmembers present except Vice-Mayor Ruffin.

Councilmember White requested an error on the September 12, 2005, minutes be corrected. He pointed out that on page seven, paragraph two there were extra words. The minutes stated "Councilmember White thanked the people present who had worked on the high school. He talked about the". Diana Campbell said that was a typographical error and she would remove "he talked about the" from the notes. Councilmember Linehart moved the minutes of the September 12, 2005, regular monthly Council meeting and the September 18, special called Council meeting/work session be approved as corrected. Councilmember White seconded the motion and it passed unanimously.

The first resolution before the Council was "A RESOLUTION AUTHORIZING THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL 'SAFETY PARTNERS' LOSS CONTROL MATCHING GRANT PROGRAM." Diana Campbell explained that the grant would provide 50% of the cost of safety equipment up to \$2000. She further explained that the Town would not be spending any additional money than was already budgeted for safety equipment. Councilmember Paturalski made a motion to approve the resolution. Councilmember White seconded the motion and it passed unanimously.

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The second resolution considered was "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PURCHASE RADIOS FROM MOTOROLA ON STATE CONTRACT NUMBER 4027939, IN THE AMOUNT OF TWENTY-NINE THOUSAND THREE HUNDRED SEVENTY-ONE AND 75/100 (\$29,371.75) DOLLARS TO BE USED BY THE POLICE DEPARTMENT FOR THE TOWN OF SIGNAL MOUNTAIN." Diana Campbell explained that included in this year's budget was a total of \$33,000 to purchase new radios for the police vehicles. She said with this purchase there would be one new portable radio for the Police Chief and nine radios installed in the police vehicles. Councilmember Linehart made a motion to approve the resolution. Councilmember White seconded the motion and it passed unanimously.

The last resolution before the Council was "A RESOLUTION AUTHORIZING THE TOWN MANAGER TO DESIGNATE THE SUM OF SEVENTY-SEVEN THOUSAND FOUR HUNDRED EIGHTY-FIVE AND 96/100 DOLLARS (\$77,485.96) TO BE CREDITED TO CONSTRUCTION FUNDING FOR THE HIGH SCHOOL-MIDDLE SCHOOL BUILDING TO BE LOCATED WITHIN THE TOWN OF SIGNAL MOUNTAIN IN ACCORDANCE WITH THE INTERLOCAL AGREEMENT DATED SEPTEMBER 28, 2005, WITH THE TOWN OF WALDEN, HAMILTON COUNTY, TENNESSEE AND THE HAMILTON COUNTY SCHOOL BOARD." Phil Noblett explained the legal issues. He stated that the Town had passed a referendum in 1999 to collect ½ cent additional sales tax to be used for a high school. He said that the Town had recently received a copy of a letter of an opinion from an MTAS (Municipal Technical Advisory Service) attorney Melissa Ashburn stating that the 2004 countywide referendum essentially nullified the 1999 referendum for the high school. Diana Campbell explained that the Town had collected from 1999 until June 30, 2004, some \$675,000 that was restricted. She said beginning July 1, 2004, the ½ cent sales tax had gone to Hamilton County and they had deducted ½ for education and sent the balance to the Town. She said that from July 1, 2004, until June 30, 2005, the Town had collected additional tax and accumulated interest totaling the \$77,297.87 and this resolution would designate that this additional money be used for the high school. She pointed out that a designated amount could be undesignated at any time. She explained she needed clarification as to how the Council wanted to report the money on the June 30, 2005, year end financial statements since it was no longer legally restricted. After further discussion and questions, Councilmember Paturalski made a motion to approve the resolution. Councilmember White seconded the motion and it passed unanimously.

The first ordinance before the Council was the ordinance for second reading "AN ORDINANCE TO AMEND SIGNAL MOUNTIAN TOWN CODE, TITLE 19, CHAPTER 3, SECTION 19-301, IN ORDER TO ADOPT THE NATIONAL ELECTRICAL CODE OF 2005 AS THE OFFICIAL ELECTRICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN AND TO AMEND SECTION 19-303, REGARDING CERTAIN AMENDMENTS TO THE ELECTRICAL CODE ADOPTED AND TO REVISE CERTAIN LANGUAGE UNDER SECTION 19-308 REGARDING NON-REFUNDABLE ELECTRICAL FEES." The Town Attorney explained that the Town

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was amending the code to adopt the latest electrical code and revising the fees that would be charged. Councilmember Linehart made a motion to approve the ordinance. Councilmember Paturalski seconded the motion and it passed unanimously.

The next ordinance to come before the Council for second reading was “AN ORDINANCE TO AMEND TITLE 12, CHAPTER 5, SECTIONS 12-501 THROUGH 12-503, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL MECHANICAL CODE AND ADOPT CERTAIN APPENDICES AS REVISED AND AMENDED AND TO ADD CERTAIN AMENDMENTS TO SAID CODE AS THE OFFICIAL MECHANICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN.” Mr. Noblett explained this dealt with heating and air-conditioning design and a specific code dealing with how these were installed on residential and commercial buildings. Councilmember White moved that the ordinance be passed. The motion was seconded by Councilmember Linehart and passed unanimously.

The third ordinance before the Council for second reading was “AN ORDINANCE TO AMEND TITLE 12, CHAPTER 2, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 12-201 THROUGH 12-203, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL PLUMBING CODE AS REVISED AND AMENDED, AND TO ADOPT CERTAIN APPENDICES AS THE OFFICIAL PLUMBING CODE OF THE TOWN OF SIGNAL MOUNTAIN.” The Town Attorney explained this ordinance amended the plumbing code and revisions to the fee schedule. Councilmember Linehart moved that the ordinance be passed on first reading. The motion was seconded by Councilmember Linehart and passed unanimously.

The next ordinance to be considered by the Council for second reading was “AN ORDINANCE TO AMEND TITLE 19, CHAPTER 2, SIGNAL MOUNTAIN CODE, SECTIONS 19-201 AND 19-202, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL FUEL GAS CODE AND CERTAIN APPENDICES AS REVISED AND AMENDED AS THE OFFICIAL GAS CODE OF THE TOWN OF SIGNAL MOUNTAIN, AND TO AMEND SECTION 19-203 CONCERNING AMENDMENTS TO SAID CODE, AND TO ADD A NEW SECTION 19-205 REGARDING FEES”. Mr. Noblett explained this would adopt the 2003 international fuel gas code and also change the fee schedule. Councilmember White moved that the ordinance be passed. Councilmember Linehart seconded the motion and it passed unanimously.

The last ordinance to come before the Council for first reading was “AN ORDINANCE TO AMEND TITLE 7, CHAPTER 1, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 7-101 AND 7-102 RELATIVE TO THE ADOPTION OF THE INTERNATIONAL FIRE CODE, 2003 EDITION, AS THE OFFICIAL FIRE CODE OF THE TOWN OF SIGNAL MOUNTAIN; AND AS APPENDICES TO CODE ADOPTED, AND TO ADD A NEW SECTION 17-103 AS AMENDMENTS TO CODE, AND TO RENUMBER NEW SECTIONS 7-108 AND 7-109, RELATIVE TO ENFORCEMENT AND APPEALS FROM THE APPLICATION OF THE FIRE

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PREVENTION CODE". Mr. Noblett explained this ordinance would adopt the 2003 international fire code. Councilmember White moved that the ordinance be passed. Councilmember Linehart seconded the motion and it passed unanimously.

Next Lou Oliphant gave the report from the Planning Commission. She noted that each Councilmember had already received a copy of the Planning Commission meeting minutes. She said they had a very interesting meeting, nothing was decided but a lot of things explained.

During the opportunity for citizens to address the Council, Brendan Olin spoke. He stated that he had heard at the Planning Commission something that was troubling to him. He said Mayor Leonard spoke on talking to the State of Tennessee about getting a portion of Prentice Cooper above Timberlinks Drive for the Town and spoke about a new road down the mountain at Edwards Point. He said Councilmember Linehart talked about sewers in the Town. He stated that with respect to the sewers, the WWTA would only need to put in a four-inch line but to get them to put in a twelve-inch line, the WWTA would need 751 homes and they would raise tap fees from \$600 to \$1100. He then said it would be a departure from the rest of the Town because it has been ½ acre for a long time and has worked well. Mr. Olin wanted to propose what he thought would work. He stated that back in 1968 and 1969 the Town was required to put roughly 1/3 of the homes on sewers. He said the thing to do now would be to put on sewers the houses in the developed part of the Town that were not on sewers.

The Mayor explained that the WWTA financial analysts had advised them of how many homes would be needed in the undeveloped area to finance the larger sewer line. He said the Council had asked WWTA to look at putting in a larger line. Councilmember Linehart pointed out Westfield as an example. He said there were four units per acre at Westfield. Mayor Leonard talked about the Fox Run and Windtree subdivisions and noted there had been many septic tank failures. He stated that the WWTA had said it was very expensive to run sewers to existing homes. Councilmember Linehart stated that there was going to be growth. He stated that he was for moderate growth. He said the Town had a lot of green space not even counting the Prentice Cooper area. The Mayor said the Town needed to annex the Timberlinks Road. He said the Town would help oversee the Prentice Cooper area in exchange for using a portion of the park. He said the State had asked for help through Sam Powell. He then said regarding the road going out Edwards Point that there had been no thought or study on a road in that area. He said he was not sure a study would show a need for a road there.

Next Doug Dooley from Carriage Hills addressed the Council. He wanted to talk about the potential road at Edwards Point. He said it would cost \$500,000,000 to build a road at that location because of the terrain and that was not feasible. He said he thought the Town should work with existing roads and improve them. He said the Roberts Mill Road should be improved.

Councilmember Linehart said the Council was trying to balance development of homes and green space. He noted that were a lot of complaints when the Carriage Hill subdivision was built. He said most of the people in the Town believed in the rights of property owners.

Councilmember White stated that he agreed with growth and development. He noted that when only the Olde Town area existed, the citizens didn't want a Hidden Brook to be built. He also announced that the Express Mart had given every employee of the Town a give for an ice cream.

Councilmember Paturalski informed the Council and citizens that the next Stormwater Committee meeting had been changed from October 13 to October 20.

There being no further business the meeting was adjourned.

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William O. Leonard, III, Mayor

  
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Diana Campbell, Interim Town Manager and Recorder

Date: OCTOBER 10, 2005

NAME	ADDRESS
1. <del>Jean Dolan</del>	796 Cherokee
2. <del>Low Elephant</del>	1004 Ladder
3. <del>Hershel Dick</del>	1022 Signal Rd.
4. MARK AND PRUDHART	501 James Blvd
5. Holly Conard	Signal Man Pass
6. Melan Nation	1108 Haverwood Dr.
7. BEN SMITH	1300 SAMPS BLVD
8. George Ren	400 James Blvd
9. John Mills	2702 Ashmont PK
10. Karla Street	✓ ✓
11. Doug Dooley	44 Rockcrest Dr.
12. Mike Gabel	Turnercrest Dr
13. Gray Goodbone	1112 Glamis Circle
14. JAMES S. CAWTHORNE	2100 MOUNTAIN HOLLOW DR.
15. BRENDAN OLIN	821 CHEROKEE LANE
16.	
17.	
18.	
19.	
20.	
21.	

RESOLUTION NO. R2005-37

A RESOLUTION AUTHORIZING THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE TO PARTICIPATE IN THE TML RISK MANAGEMENT POOL "SAFETY PARTNERS" LOSS CONTROL MATCHING GRANT PROGRAM.

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WHEREAS, the safety and well being of the employees of the Town of Signal Mountain, Tennessee is of the greatest importance; and

WHEREAS, all efforts shall be made to provide a safe and hazard-free workplace for the Town of Signal Mountain employees; and

WHEREAS, the TML Risk Management Pool seeks to encourage the establishment of a safe workplace by offering a "Safety Partners" Loss Control Matching Grant Program by awarding grants up to \$2,000.00 for expenditure of safety equipment; and

WHEREAS, the Town of Signal Mountain, Tennessee seeks to participate in this important program.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE as follows:

SECTION 1. That the Town of Signal Mountain, Tennessee is hereby authorized to submit application for a "Safety Partners" Loss Control Matching Grant through the TML Risk Management Pool.

SECTION 2. That the Town Manager is further authorized to provide a matching sum up to \$2,000.00 to serve as a match for any monies provided by TML Risk Management Pool to assist in providing a safe and hazard free workplace through this grant for Fiscal Year 2005-2006.

William O. Lemuel  
MAYOR

Alison Campbell  
RECORDER

10/10/05  
DATE

10-10-05  
DATE

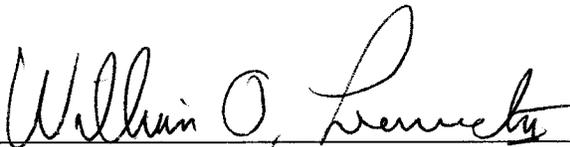
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RESOLUTION NO. R2005-38

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO PURCHASE RADIOS FROM MOTOROLA ON STATE CONTRACT NUMBER 4027939, IN THE AMOUNT OF TWENTY-NINE THOUSAND THREE HUNDRED SEVENTY-ONE AND 75/100 (\$29, 371.75) DOLLARS TO BE USED BY THE POLICE DEPARTMENT FOR THE TOWN OF SIGNAL MOUNTAIN.

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BE IT RESOLVED BY THE TOWN COUNCIL OF THE CITY OF CHATTANOOGA, TENNESSEE, That the Town Manager be and is hereby authorized to purchase one (1) mobile radio and 9 radios installed in vehicles from Motorola on State Contract No. 4027939, in the amount of \$29,371.75 to be used by the Police Department for the Town of Signal Mountain.

  
MAYOR

  
RECORDER

10/10/05  
DATE

10-10-05  
DATE

PAN/kac

RESOLUTION NO. R2005-39

A RESOLUTION AUTHORIZING THE TOWN MANAGER TO DESIGNATE THE SUM OF SEVENTY-SEVEN THOUSAND FOUR HUNDRED EIGHTY-FIVE AND 96/100 DOLLARS (\$77,485.96) TO BE CREDITED TO CONSTRUCTION FUNDING FOR THE HIGH SCHOOL-MIDDLE SCHOOL BUILDING TO BE LOCATED WITHIN THE TOWN OF SIGNAL MOUNTAIN IN ACCORDANCE WITH THE INTERLOCAL AGREEMENT DATED SEPTEMBER 28, 2005 WITH THE TOWN OF WALDEN, HAMILTON COUNTY, TENNESSEE AND THE HAMILTON COUNTY SCHOOL BOARD.

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WHEREAS, the Town of Signal Mountain began restricting the one-half (1/2) cent sales tax collected in the Town of Signal Mountain to a fund designated for the High School since the referendum was approved effective August, 1999; and

WHEREAS, a countywide referendum passed imposing a one-half (1/2) cent sales tax in the unincorporated county during 2004 which now requires distribution of sales tax revenues in accordance with T.C.A. § 67-6-712 and allows a city or town, by contract, to provide for distribution of the one-half (1/2) of the one-half (1/2) cent sales tax in such manner as may be designated by the Town;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Signal Mountain, Tennessee that the Town Manager is authorized to designate the sum of \$77,485.96 to be credited to construction funding for the High School-Middle School Building to

be located within the Town of Signal Mountain in accordance with the Interlocal Agreement dated September 28, 2005 with the Town of Walden, Hamilton County, Tennessee and the Hamilton County School Board. A copy of the Interlocal Agreement is attached.

William O. Lumsden  
MAYOR

Rebecca Campbell  
RECORDER

10/10/05  
DATE

10-10-05  
DATE

PAN/kac

ORDINANCE NO. 2005-8

AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 19, CHAPTER 3, SECTION 19-301, IN ORDER TO ADOPT THE NATIONAL ELECTRICAL CODE OF 2005 AS THE OFFICIAL ELECTRICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN AND TO AMEND SECTION 19-303, REGARDING CERTAIN AMENDMENTS TO THE ELECTRICAL CODE ADOPTED AND TO REVISE CERTAIN LANGUAGE UNDER SECTION 19-308 REGARDING NON-REFUNDABLE ELECTRICAL FEES.

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**SECTION 1.** BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Signal Mountain Town Code, Title 19, Chapter 3, Section 19-301 be and hereby is amended by deleting the present Section 19-301 in its entirety and substituting in lieu thereof the following:

**Section 19-301. Code Adopted.**

The National Electrical Code of 2005 (NFPA 70: National Electrical Code, International Electrical Code Series) is hereby adopted as the official electrical code of the Town. Such Code is adopted by reference pursuant to the provisions of T.C.A. §6-54-501 through §6-54-506. All tables and examples included in the National Electrical Code of 2005 are adopted by the Town of Signal Mountain except as amended by Section 19-303. The provisions of such National Electrical Code shall be in full force and effect to the same extent as if such provisions were copied verbatim herein.

**SECTION 2.** BE IT FURTHER ORDAINED that Signal Mountain Town Code, Title 19, Chapter 3, Section 19-303, entitled "Modification", be and the same is hereby amended by deleting said section in its entirety and substituting in lieu thereof the following:

**Section 19-303. Amendments to the Code Adopted.**

The following sections of the National Electrical Code, 2005 Edition, are hereby amended, as hereinafter approved:

- (a) Sections 210.52.C(2) and (3) are deleted in their entirety;
- (b) Section 210.52.C(5), all reference to the paragraph entitled "Exception" is deleted in its entirety.
- (c) Section 406.8(1) shall not apply to one and two family dwellings.
- (d) "Electric fences" consisting of an above ground electrically charged conductor or other above ground electrically charged device intended to enclose or restrict persons or animals by electric shock shall not be installed or used regardless of its source of supply within the Town.

SECTION 3. BE IT FURTHER ORDAINED, That Signal Mountain Town Code, Title 19, Chapter 3, Section 19-308 be stricken in its entirety and the following new section substituted in lieu thereof:

**Sec. 19-308. Electrical Inspection Fees.**

Before any electrical contractor obtains a permit for installation or alterations, services, feeders, branch circuits or signs, he shall pay a non-refundable fee for such permit based upon the following schedule. For any electrical permit, the minimum non-refundable fee shall not be less than twenty dollars (\$20.00):

(1)	Fees for work on electrical services:	
	600 volts or less	\$ 20.00
	plus per 100 amps	4.00
	Over 600 volts, per KVA (\$100.00 min.)	.20
	Fee for temporary service complete	20.00
(2)	Fees for work on separately derived systems, per 100 amps	\$ 4.00
(3)	Fees for work on feeder and branch circuits (new or alterations to existing):	
	0-30 amp	\$ 2.00
	31-100 amp	4.00
	Larger, per 100 amp	8.00

- (4) Fees for interior-wired signs:  
 25 sq. ft. or less \$ 20.00  
 Over 25 square feet 20.00 plus \$.20 for each  
 additional square foot over  
 25 square feet  
 Neon transformers 20.00 per transformer with  
 maximum of 3 transformers
- (5) Fees for approval of non-listed or non-labeled  
 signs and showcases \$ 20.00 each
- (6) Fees for neon transformers:  
 Neon transformers \$ 10.00 per transformer with a  
 \$60.00 minimum charge
- (7) Re-inspection fee \$ 25.00

SECTION 4. 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 2002 National Electrical Code and the amendments of that Code adopted by the Town Council upon a showing of significant financial effect upon existing projects up to and including January 1, 2006.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005



WILLIAM O. LEONARD, III, Mayor



DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-9

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 5, SECTIONS 12-501 THROUGH 12-503, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL MECHANICAL CODE AND ADOPT CERTAIN APPENDICES AS REVISED AND AMENDED AND TO ADD CERTAIN AMENDMENTS TO SAID CODE AS THE OFFICIAL MECHANICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN.

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**SECTION 1.** BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 12, Chapter 5, Signal Mountain Town Code, Section 12-501, be and is hereby amended by striking said section in its entirety and substituting in lieu thereof the following:

**Section 12-501. Mechanical Code Adopted.**

The International Mechanical Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Mechanical Code of the Town.

**SECTION 2.** BE IT FURTHER ORDAINED, That Section 12-502, Signal Mountain Town Code, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-502. Appendices to the Code Adopted.**

The following appendices to the International Mechanical Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Mechanical Code of the Town.

Appendix A – Combustion Air Openings.

**SECTION 3.** BE IT FURTHER ORDAINED, That Section Title 12, Chapter 5, Section 12-503, Signal Mountain Town Code, be amended by striking in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-503. Amendments to Code Adopted.**

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

- 1) Section 101.1 is amended as follows:

**Section 101.1 Title.** These regulations shall be known as the International Mechanical Code hereinafter referred to as "this code."

- 2) Section 101.2 is amended as follows:

**Section 101.2 Scope.** This code shall regulate the design, installation, maintenance, alteration and inspection of mechanical systems that are permanently installed and utilized to provide control of environmental conditions and related processes within buildings. This code shall also regulate those mechanical systems, system components, equipment and appliances specifically addressed herein. The installation of fuel gas distribution piping and equipment, fuel gas-fired appliances and fuel gas-fired appliance venting systems shall be regulated by the *International Fuel Gas Code*.

**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*.

- 3) Section 106.1 is amended as follows:

**106.1 When required.** Any properly licensed contractor who desires to erect, install, enlarge, alter, repair, remove, convert or replace a mechanical system, the installation of which is 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 and appliance replacements or repairs must be performed in an emergency situation, the permit application shall be submitted within the next working business day of the department or mechanical inspection.

- 3) Section 106.2 is amended as follows:

**106.2 Permits not required.** Permits shall not be required for the following:

1. Portable heating appliances;
2. Portable ventilation appliances and equipment;
3. Portable cooling units;
4. Steam, hot water or chilled water piping within any heating or cooling equipment or appliances regulated by this code;
5. The replacement of any minor part that does not alter the approval of equipment or an appliance or make such equipment or appliance unsafe;
6. Portable evaporative coolers;
7. Self-contained refrigeration systems that contain 10 pounds (4.5 kg) or less of refrigerant, or that are actuated by motors of 1 horsepower (0.75 kW) or less; and
8. Portable fuel cell appliances that are not connected to a fixed piping system and are not interconnected to a power grid.

Exemption from the permit requirements of this code shall not be deemed to grant authorization for work to be done in violation of the provisions of this code or other laws or ordinances of this jurisdiction.

- 4) Section 106.3 is amended as follows:

**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.

- 5) Section 106.5.2 is amended as follows:

**Section 106.5.2 Fee Schedule.** The fees for all mechanical work shall be as indicated in the following schedule:

**PERMIT FEES**

**Initial Fee**

For issuing each permit.....\$ 10.00

**Additional Fees**

Fee for inspecting heating, ventilating, ductwork, air conditioning and refrigeration systems shall be \$10.00 for the first \$1,000.00, or fraction thereof, of

valuation of the installation plus \$2.00 for each additional \$1,000.00 or fraction thereof.

Fee for inspecting repairs, alterations and additions to an existing system shall be \$5.00 plus \$2.00 for each \$1,000.00 or fraction thereof.

Fee for inspecting boilers (based upon Btu input):

33,000 Btu (1 BHp) to 165,000 (5 BHp).....	\$ 5.00
165,001 Btu (5 BHp) to 330,000 (10 BHp).....	10.00
330,001 Btu (10 BHp) to 1,165,000 (52 BHp).....	15.00
1,165,001 Btu (52 BHp) to 3,300,000 (98 BHp).....	25.00
over 3,300,000 Btu (98 BHp).....	35.00

Note: 1 KJ = 1.055 BTU, 1 BHp = 33,475 Btuh.

**Fee for Reinspection**

In case it becomes necessary to make a reinspection of a heating, ventilation, air conditioning or refrigeration system, or boiler installation, the installer of such equipment shall pay a reinspection fee of \$5.00.

**Temporary Operation Inspection Fee**

When preliminary inspection is requested for purposes of permitting temporary operation of a heating, ventilating, refrigeration, or air conditioning system, or portion thereof, a fee of \$5.00 shall be paid by the contractor requesting such preliminary inspection. If the system is not approved for temporary operation on the first preliminary inspection, the usual reinspection fee shall be charged for each subsequent preliminary inspection for such purpose.

**Self-Contained units less than two tons**

In all buildings, except one and two family dwellings, where self-contained air conditioning units of less than two tons are to be installed, the fee charged shall be that for the total cost of all units combined as listed under **Additional Fees** above.

All of the fees under Section 106.5.2 shall be nonrefundable. Any refund of fees shall be in the sole discretion of the Building Official.

- 6) Section 106.4.3 and 106.4.4 are deleted in their entirety and the following language 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 106.4.4 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 commence 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.

- 7) Section 106.5.3 is deleted in its entirety.
- 8) Sections 108.4 and 108.5 are amended as follows:

**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 the Signal Mountain Town Code. 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 the Signal Mountain Town.

- 9) 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.**

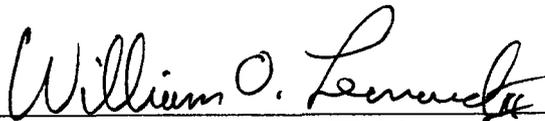
The Signal Mountain Construction Board of Adjustments & Appeals set forth at Title 12, Chapter 6, Sections 12-601 through 12-606, shall be the appeals board for the Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing Codes of the Town of Signal Mountain and shall act as the Board 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 Electrical Code shall be deleted from the reference standards in Chapter 15 of the International Mechanical Code and all such references shall be construed to reference the appropriate official codes adopted by the Town of Signal Mountain.

SECTION 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
 WILLIAM O. LEONARD, III, Mayor

  
 DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-10

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 2, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 12-201 THROUGH 12-203, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL PLUMBING CODE AS REVISED AND AMENDED, AND TO ADOPT CERTAIN APPENDICES AS THE OFFICIAL PLUMBING CODE OF THE TOWN OF SIGNAL MOUNTAIN.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-201 through 12-203, be and is hereby amended by striking said sections in their entirety and substituting in lieu thereof the following:

**Section 12-201. Plumbing Code Adopted.**

The International Plumbing Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Plumbing Code of the Town.

SECTION 2. BE IT FURTHER ORDAINED, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-202, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-202. Appendices to the Code Adopted.**

The following appendices to the International Plumbing Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Plumbing Code of the Town.

- Appendix B - Rates of Rainfall.
- Appendix C - Gray Water Recycling System.
- Appendix D - Degree Day Temperature.
- Appendix E - Sizing of Water Piping.
- Appendix F - Structural Safety.
- Appendix G - Vacuum Drainage System.

SECTION 3. BE IT FURTHER ORDAINED, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-203, be amended by deleting same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-203. Amendments to Code Adopted.**

The following sections and appendices of the International Plumbing Code, 2003 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 known as the International Plumbing Code hereinafter referred to as "this code."

**Section 101.2 Scope.** The provisions of this code shall apply to the erection, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of plumbing systems within this jurisdiction. This code shall also regulate nonflammable medical gas, inhalation anesthetic, vacuum piping, nonmedical oxygen systems and sanitary and condensate vacuum collection systems. The installation of fuel gas distribution piping and equipment, fuel gas-fired water heaters and water heater venting systems shall be regulated by the *International Fuel Gas Code*. Provisions in the appendices shall not apply unless specifically adopted.

**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 construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the code official and obtain the required permit for the work.

- 3) Section 106.5.3 and 106.5.4 are deleted in their entirety and the following new sections are substituted in lieu thereof:

**Section 106.5.3 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.

- 4) Section 106.6.2 is deleted in its entirety and the following language is substituted in lieu thereof:

**Section 106.6.2 Fee Schedule.** The fees for all plumbing work shall be as indicated in the following schedule:

**PERMIT FEES**

Permit Fees:

For issuing and administering each permit..... \$ 20.00

Plus the following when provided:

For each Plumbing Fixture, Floor Drain or Trap (including Water and Drainage Piping).....	\$ 4.00/ea
For each Building sewer.....	\$ 3.00/ea
For each Building Sewer having to be replaced or repaired.....	\$ 3.00/ea
For each Water Heater and/or Vent.....	\$ 3.00/ea
For installation, alteration or repair of water Piping and/or water treating equipment.....	\$ 3.00/ea
For repair or alteration of Drainage or Vent Piping.....	\$ 3.00/ea
For each Pressure Reducing Device and each Check Valve Assembly- - -	
One to Five.....	\$ 3.00/ea
Over Five, each.....	\$ 3.00/ea
For Vacuum Breakers or backflow protective devices Installed subsequent to the installation of the Piping or equipment served - - -	
One to Five.....	\$ 3.00/ea
Over Five, each.....	\$ 3.00/ea

For each Grease or Oil Interceptor.....	\$	3.00/ea
Other Miscellaneous Items, each.....	\$	3.00/ea
Reinspection Fee.....	\$	25.00

All of the fees in this section shall be nonrefundable.

- 5) Section 106.6.3 entitled refunds is deleted in its entirety.
- 6) Sections 108.4 and 108.5 are deleted in their entirety and the following language is substituted in lieu thereof:

**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 the general penalty set forth in the Signal Mountain Town Code. 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 assessed a fine in accordance with general penalty provisions under the Signal Mountain Town Code.

- 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 Town of Signal Mountain as established by Section 12-605, Signal Mountain Town Code, shall act as the Construction 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.

- 8) Section 305.6.1. is amended by deleting said section in its entirety and substituting in lieu thereof the following:

**Section 305.6.1. Sewer Depth**, is amended by substituting the words "Twelve (12) inches" for the phrase "[NUMBER] inches (mm)" wherever such phrase appears within the subsection.

- 9) Section 310 is amended as follows:

**Section 310, Washroom and Toilet room** requirements is amended by adding a new Section 310.5 which states as follows:

**310.5 Urinal privacy.** Each urinal utilized by the public or employees shall occupy a separate area with walls or partitions to provide privacy. The construction of such walls or partitions shall incorporate waterproof, smooth, readily cleanable and nonabsorbent finish surfaces. The walls or partitions shall begin at a height not more than 12 inches (304.8 mm) from and extend not less than 60 inches (1524 mm) above the finished floor surface. The walls or partitions shall extend from the wall surface at each side of the urinal a minimum of 18 inches (457 mm) or to a point not less than 6 inches (152 mm) beyond the outermost front lip of the urinal measured from the finished back wall surface, whichever is greater.

- 10) Section 904.1 is deleted in its entirety and substituting in lieu thereof the following:

**Section 904.1. Roof Extension**, is amended by substituting the words "Six (6) inches" for the phrase "[NUMBER] inches (mm)" wherever such phrase appears within this subsection.

- 11) Section 917 is amended as follows:

**Section 917. Air Admittance Valves for Venting Plumbing Fixtures and Fixture Branches**, is amended by adding a new Section 917.9 which shall read as follows:

"**917.9** – Any use of air admittance valves on fixture branches is subject to the discretion and approval of the Chief Plumbing Official."

- 12) Section 918. Engineering Vent Systems, is amended by deleting said section and all of its subsections in their entirety.

**SECTION 4.** BE IT FURTHER ORDAINED, That any reference in the International Electrical Code shall be deleted from the reference standards in Chapter 13 of the International Plumbing Code and all such references shall be construed to reference the appropriate official

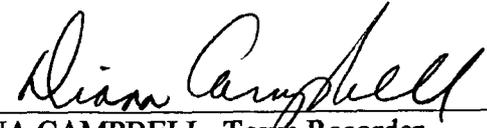
codes adopted by the Town of Signal Mountain.

SECTION 10. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
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WILLIAM O. LEONARD, III, Mayor

  
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DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-11

AN ORDINANCE TO AMEND TITLE 19, CHAPTER 2, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 19-201 AND 19-202, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL FUEL GAS CODE AND CERTAIN APPENDICES AS REVISED AND AMENDED AS THE OFFICIAL GAS CODE OF THE TOWN OF SIGNAL MOUNTAIN, AND TO AMEND SECTION 19-203 CONCERNING AMENDMENTS TO SAID CODE, AND TO ADD A NEW SECTION 19-205 REGARDING FEES.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 19, Chapter 2, Signal Mountain Town Code, Section 19-201, be and is hereby amended by striking said section in its entirety and substituting in lieu thereof the following:

**Section 19-201. Gas Code Adopted.**

The International Fuel Gas Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Gas Code of the Town.

SECTION 2. BE IT FURTHER ORDAINED, That Title 19, Chapter 2, Section 19-202, Signal Mountain Town Code, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-202. Appendices to the Code Adopted.**

The following appendices to the International Fuel Gas Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Gas Code of the Town.

- Appendix A – Sizing and capacities of gas piping.
- Appendix B – Sizing of venting systems.
- Appendix C – Exit Terminals, et al.

**SECTION 3.** BE IT FURTHER ORDAINED, That Title 19, Section 19-203, Signal Mountain Town Code, be amended by deleting same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-203. Amendments to Code Adopted.**

The following sections and appendices of the International Fuel Gas Code, 2003 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 commence 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 § 19-205 of the Signal Mountain Town 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 the Signal Mountain Town Code. 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 the Signal Mountain Town Code.

- 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 Appeals for the Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing Codes of Section 12-605 of the Signal Mountain Town Code, shall act as the Construction 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 a new Section 19-205 be added entitled "Inspection Fees" which shall state as follows:

**Sec. 19-205. Fees.**

(a) For the examination of an application for a permit for any construction, reconstruction, installation, reinstallation or alteration or repair covered by this chapter, the inspection division shall collect, at the time of issuing such permit, for the use of the city, fees as follows, based on B.T.U. input:

Less than 125,000 B.T.U. per hour, each object.....	\$ 3.00
125,000-less than 250,000 B.T.U. per hour each object.....	4.00
250,000-less than 400,000 B.T.U. per hour each object.....	5.00
400,000-less than 1,000,000 B.T.U. per hour each object.....	6.00
1,000,000-less than 5,000,000 B.T.U. per hour each object.....	10.00
Over 5,000,000 B.T.U. per hour each object.....	20.00

In cases where more than five (5) objects in any category above are to be installed on one installation, the first five (5) objects will be at the maximum base cost for each. Additional objects will be at the rate of \$2.00 each.

(b) Reference to more than one (1) object covers the installation of furnaces or boilers and gas burners together or more than one (1) unit or combination in a given overall installation.

(c) These fees apply to all installation of circulators, boilers, gas burners, conversion gas burners, furnaces, combination of boilers and gas burners and stacks, or any other gas burning equipment except as hereinbefore excluded. The permit fees shall be paid to the inspection division prior to the approval of plans for such installations by the inspector or his representatives.

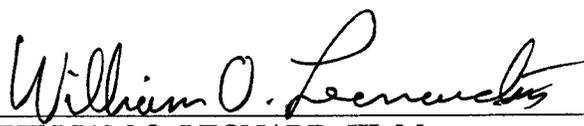
(d) Where installation of gas piping or appliances is commenced before a permit is obtained, the permit fees shall be doubled; provided, however, that, in case of emergency repair, work may be done; provided, further, that the necessary permits therefor must be obtained the following work day.

**SECTION 5.** BE IT FURTHER ORDAINED, That any reference to 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 Town of Signal Mountain.

SECTION 8. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
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WILLIAM O. LEONARD, III, Mayor

  
\_\_\_\_\_  
DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-12

AN ORDINANCE TO AMEND TITLE 7, CHAPTER 1, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 7-101 AND 7-102, RELATIVE TO THE ADOPTION OF THE INTERNATIONAL FIRE CODE, 2003 EDITION, AS THE OFFICIAL FIRE CODE OF THE TOWN OF SIGNAL MOUNTAIN; AND AS APPENDICES TO CODE ADOPTED, AND TO ADD A NEW SECTION 17-103 AS AMENDMENTS TO CODE, AND TO RENUMBER NEW SECTIONS 7-108 AND 7-109, RELATIVE TO ENFORCEMENT AND APPEALS FROM THE APPLICATION OF THE FIRE PREVENTION CODE.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 7, Chapter 1, Section 7-101, be and is hereby amended as follows:

**The current Section 7-101 be deleted in its entirety and the following language shall be substituted in lieu thereof:**

**Section 7-101. Fire Code adopted – International Fire Code, 2003 Edition.**

The International Fire Code, 2003 Edition, and all referenced publications therein at Chapter 45, as amended, (published by the International Fire Code Council), one (1) copy of which is and has been on file in the office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Fire Code of the Town of Signal Mountain.

SECTION 2. BE IT FURTHER ORDAINED, That Title 7, Chapter 1, Signal Mountain Town Code, Section 7-102, be and is hereby amended as follows:

**The current Section 7-102 shall be renumbered as Section 7-108 (relative to Enforcement) and the current Section 7-103 shall be renumbered as Section 7-109 (relative to appeals from the application of the Fire Prevention Code) and new Sections 7-102 and 7-103 shall be inserted in lieu thereof as follows:**

**Section 7-102. Appendices to Code adopted.**

The following appendices to the International Fire Code, 2003 Edition, are hereby adopted as part of the official Fire Codes of the Town:

Appendix B – Fire Flow Requirements for Buildings.  
 Appendix C – Fire Hydrant Locations and Distribution  
 Appendix D – Fire Apparatus  
 Appendix E – Hazard Categories  
 Appendix F – Hazard Ranking  
 Appendix G – Cryogenic Fluids – Weight and Volume Equivalents

**Section 7-103. Amendments to Code adopted.**

The following sections and chapters of the International Fire Code, 2003 Edition, are hereby amended as hereunder provided:

- (1) All references to the International Existing Building Code and International Electrical Code are deleted in their entirety and substituting in lieu thereof shall be the appropriate reference to the International Building Code, 2003 Edition, and/or the International Residential Code, 2003 Edition, and/or the National Electrical Code provisions adopted by the Town.
- (2) Section 903.3.5.2 entitled Secondary Water Supply is deleted in its entirety.
- (3) Any appeal of the decision of the Fire Marshal concerning application of the provisions of the International Fire Code shall be heard by the Construction Board of Adjustment and Appeals for Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing pursuant to Section 12-605 of the Signal Mountain Town Code.

**SECTION 3.** BE IT FURTHER ORDAINED, That new Sections 7-108, entitled “Enforcement” and 7-109, entitled “Appeals from the Application of the Fire Prevention Code” shall be inserted as follows:

**7-108. Enforcement.** The Fire Prevention Code of the Town adopted in Section 7-101 above shall be enforced by the Chief of the Fire Department.

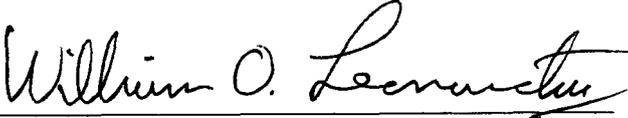
**7-109. Appeals from the application of the Fire Prevention Code.** Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for or when it is claimed that the provisions of the Fire Prevention Code adopted in this chapter do not apply or that the true intent and meaning of the Fire Prevention Code has been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire

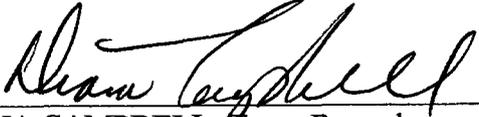
Department to the Town Council within thirty (30) days from the date of the decision appealed.

SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately upon passage but the Fire Marshal shall have discretion to accept drawings and designs based upon the 1997 NFPA Fire Prevention Code and 1997 NFPA 101 Life Safety Code and the amendments to that Code adopted by the Town Council upon a showing of significant financial effect on existing projects up to and including January 1, 2006.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
WILLIAM O. LEONARD, III, Mayor

  
DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-7

AN ORDINANCE TO AMEND SIGNAL MOUNTAIN TOWN CODE, TITLE 19, CHAPTER 3, SECTION 19-301, IN ORDER TO ADOPT THE NATIONAL ELECTRICAL CODE OF 2005 AS THE OFFICIAL ELECTRICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN AND TO AMEND SECTION 19-303, REGARDING CERTAIN AMENDMENTS TO THE ELECTRICAL CODE ADOPTED AND TO REVISE CERTAIN LANGUAGE UNDER SECTION 19-308 REGARDING NON-REFUNDABLE ELECTRICAL FEES.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Signal Mountain Town Code, Title 19, Chapter 3, Section 19-301 be and hereby is amended by deleting the present Section 19-301 in its entirety and substituting in lieu thereof the following:

**Section 19-301. Code Adopted.**

The National Electrical Code of 2005 (NFPA 70: National Electrical Code, International Electrical Code Series) is hereby adopted as the official electrical code of the Town. Such Code is adopted by reference pursuant to the provisions of T.C.A. §6-54-501 through §6-54-506. All tables and examples included in the National Electrical Code of 2005 are adopted by the Town of Signal Mountain except as amended by Section 19-303. The provisions of such National Electrical Code shall be in full force and effect to the same extent as if such provisions were copied verbatim herein.

SECTION 2. BE IT FURTHER ORDAINED that Signal Mountain Town Code, Title 19, Chapter 3, Section 19-303, entitled "Modification", be and the same is hereby amended by deleting said section in its entirety and substituting in lieu thereof the following:

**Section 19-303. Amendments to the Code Adopted.**

The following sections of the National Electrical Code, 2005 Edition, are hereby amended, as hereinafter approved:

- (a) Sections 210.52.C(2) and (3) are deleted in their entirety;
- (b) Section 210.52.C(5), all reference to the paragraph entitled "Exception" is deleted in its entirety.
- (c) Section 406.8(1) shall not apply to one and two family dwellings.
- (d) "Electric fences" consisting of an above ground electrically charged conductor or other above ground electrically charged device intended to enclose or restrict persons or animals by electric shock shall not be installed or used regardless of its source of supply within the Town.

**SECTION 3.** BE IT FURTHER ORDAINED, That Signal Mountain Town Code, Title 19, Chapter 3, Section 19-308 be stricken in its entirety and the following new section substituted in lieu thereof:

**Sec. 19-308. Electrical Inspection Fees.**

Before any electrical contractor obtains a permit for installation or alterations, services, feeders, branch circuits or signs, he shall pay a non-refundable fee for such permit based upon the following schedule. For any electrical permit, the minimum non-refundable fee shall not be less than twenty dollars (\$20.00):

- |   |          |
|---|----------|
| (1) Fees for work on electrical services:   |          |
| 600 volts or less   | \$ 20.00 |
| plus per 100 amps   | 4.00     |
| Over 600 volts, per KVA (\$100.00 min.)   | .20      |
| Fee for temporary service complete  | 20.00    |
| (2) Fees for work on separately derived systems, per 100 amps                     | \$ 4.00  |
| (3) Fees for work on feeder and branch circuits (new or alterations to existing): |          |
| 0-30 amp  | \$ 2.00  |
| 31-100 amp  | 4.00     |
| Larger, per 100 amp   | 8.00     |

- |     |  |   |
|-----|--|---|
| (4) | Fees for interior-wired signs:<br>25 sq. ft. or less<br>Over 25 square feet<br><br>Neon transformers | \$ 20.00<br>20.00 plus \$.20 for each<br>additional square foot over<br>25 square feet<br>20.00 per transformer with<br>maximum of 3 transformers |
| (5) | Fees for approval of non-listed or non-labeled<br>signs and showcases                                | \$ 20.00 each   |
| (6) | Fees for neon transformers:<br>Neon transformers   | \$ 10.00 per transformer with a<br>\$60.00 minimum charge   |
| (7) | Re-inspection fee  | \$ 25.00  |

SECTION 4. 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 2002 National Electrical Code and the amendments of that Code adopted by the Town Council upon a showing of significant financial effect upon existing projects up to and including January 1, 2006.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005



WILLIAM O. LEONARD, III, Mayor



DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005- 8

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 5, SECTIONS 12-501 THROUGH 12-503, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL MECHANICAL CODE AND ADOPT CERTAIN APPENDICES AS REVISED AND AMENDED AND TO ADD CERTAIN AMENDMENTS TO SAID CODE AS THE OFFICIAL MECHANICAL CODE OF THE TOWN OF SIGNAL MOUNTAIN.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 12, Chapter 5, Signal Mountain Town Code, Section 12-501, be and is hereby amended by striking said section in its entirety and substituting in lieu thereof the following:

**Section 12-501. Mechanical Code Adopted.**

The International Mechanical Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Mechanical Code of the Town.

SECTION 2. BE IT FURTHER ORDAINED, That Section 12-502, Signal Mountain Town Code, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-502. Appendices to the Code Adopted.**

The following appendices to the International Mechanical Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Mechanical Code of the Town.

Appendix A – Combustion Air Openings.

SECTION 3. BE IT FURTHER ORDAINED, That Section Title 12, Chapter 5, Section 12-503, Signal Mountain Town Code, be amended by striking in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-503. Amendments to Code Adopted.**

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

- 1) Section 101.1 is amended as follows:

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

- 2) Section 101.2 is amended as follows:

**Section 101.2 Scope.** This code shall regulate the design, installation, maintenance, alteration and inspection of mechanical systems that are permanently installed and utilized to provide control of environmental conditions and related processes within buildings. This code shall also regulate those mechanical systems, system components, equipment and appliances specifically addressed herein. The installation of fuel gas distribution piping and equipment, fuel gas-fired appliances and fuel gas-fired appliance venting systems shall be regulated by the *International Fuel Gas Code*.

**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*.

- 3) Section 106.1 is amended as follows:

**106.1 When required.** Any properly licensed contractor who desires to erect, install, enlarge, alter, repair, remove, convert or replace a mechanical system, the installation of which is 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 and appliance replacements or repairs must be performed in an emergency situation, the permit application shall be submitted within the next working business day of the department or mechanical inspection.

- 3) Section 106.2 is amended as follows:

**106.2 Permits not required.** Permits shall not be required for the following:

1. Portable heating appliances;
2. Portable ventilation appliances and equipment;
3. Portable cooling units;
4. Steam, hot water or chilled water piping within any heating or cooling equipment or appliances regulated by this code;
5. The replacement of any minor part that does not alter the approval of equipment or an appliance or make such equipment or appliance unsafe;
6. Portable evaporative coolers;
7. Self-contained refrigeration systems that contain 10 pounds (4.5 kg) or less of refrigerant, or that are actuated by motors of 1 horsepower (0.75 kW) or less; and
8. Portable fuel cell appliances that are not connected to a fixed piping system and are not interconnected to a power grid.

Exemption from the permit requirements of this code shall not be deemed to grant authorization for work to be done in violation of the provisions of this code or other laws or ordinances of this jurisdiction.

- 4) Section 106.3 is amended as follows:

**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.

- 5) Section 106.5.2 is amended as follows:

**Section 106.5.2 Fee Schedule.** The fees for all mechanical work shall be as indicated in the following schedule:

#### PERMIT FEES

**Initial Fee**

For issuing each permit.....\$ 10.00

**Additional Fees**

Fee for inspecting heating, ventilating, ductwork, air conditioning and refrigeration systems shall be \$10.00 for the first \$1,000.00, or fraction thereof, of

valuation of the installation plus \$2.00 for each additional \$1,000.00 or fraction thereof.

Fee for inspecting repairs, alterations and additions to an existing system shall be \$5.00 plus \$2.00 for each \$1,000.00 or fraction thereof.

Fee for inspecting boilers (based upon Btu input):

33,000 Btu (1 BHp) to 165,000 (5 BHp).....	\$ 5.00
165,001 Btu (5 BHp) to 330,000 (10 BHp).....	10.00
330,001 Btu (10 BHp) to 1,165,000 (52 BHp).....	15.00
1,165,001 Btu (52 BHp) to 3,300,000 (98 BHp).....	25.00
over 3,300,000 Btu (98 BHp).....	35.00

**Note:** 1 KJ = 1.055 BTU, 1 BHp = 33,475 Btuh.

### **Fee for Reinspection**

In case it becomes necessary to make a reinspection of a heating, ventilation, air conditioning or refrigeration system, or boiler installation, the installer of such equipment shall pay a reinspection fee of \$5.00.

### **Temporary Operation Inspection Fee**

When preliminary inspection is requested for purposes of permitting temporary operation of a heating, ventilating, refrigeration, or air conditioning system, or portion thereof, a fee of \$5.00 shall be paid by the contractor requesting such preliminary inspection. If the system is not approved for temporary operation on the first preliminary inspection, the usual reinspection fee shall be charged for each subsequent preliminary inspection for such purpose.

### **Self-Contained units less than two tons**

In all buildings, except one and two family dwellings, where self-contained air conditioning units of less than two tons are to be installed, the fee charged shall be that for the total cost of all units combined as listed under **Additional Fees** above.

All of the fees under Section 106.5.2 shall be nonrefundable. Any refund of fees shall be in the sole discretion of the Building Official.

- 6) Section 106.4.3 and 106.4.4 are deleted in their entirety and the following language 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 106.4.4 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 commence 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.

- 7) Section 106.5.3 is deleted in its entirety.
- 8) Sections 108.4 and 108.5 are amended as follows:

**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 the Signal Mountain Town Code. 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 the Signal Mountain Town.

- 9) 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.**

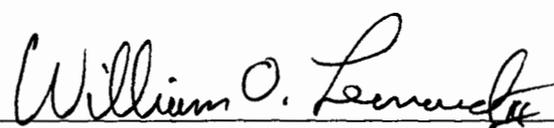
The Signal Mountain Construction Board of Adjustments & Appeals set forth at Title 12, Chapter 6, Sections 12-601 through 12-606, shall be the appeals board for the Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing Codes of the Town of Signal Mountain and shall act as the Board 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.

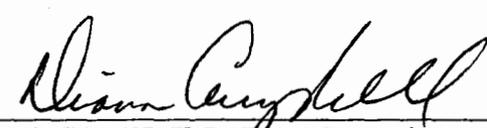
SECTION 4. BE IT FURTHER ORDAINED, That any reference to the International Electrical Code shall be deleted from the reference standards in Chapter 15 of the International Mechanical Code and all such references shall be construed to reference the appropriate official codes adopted by the Town of Signal Mountain.

SECTION 5. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
 WILLIAM O. LEONARD, III, Mayor

  
 DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-9

AN ORDINANCE TO AMEND TITLE 12, CHAPTER 2, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 12-201 THROUGH 12-203, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL PLUMBING CODE AS REVISED AND AMENDED, AND TO ADOPT CERTAIN APPENDICES AS THE OFFICIAL PLUMBING CODE OF THE TOWN OF SIGNAL MOUNTAIN.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-201 through 12-203, be and is hereby amended by striking said sections in their entirety and substituting in lieu thereof the following:

**Section 12-201. Plumbing Code Adopted.**

The International Plumbing Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Plumbing Code of the Town.

SECTION 2. BE IT FURTHER ORDAINED, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-202, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-202. Appendices to the Code Adopted.**

The following appendices to the International Plumbing Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Plumbing Code of the Town.

- Appendix B - Rates of Rainfall.
- Appendix C - Gray Water Recycling System.
- Appendix D - Degree Day Temperature.
- Appendix E - Sizing of Water Piping.
- Appendix F - Structural Safety.
- Appendix G - Vacuum Drainage System.

SECTION 3. BE IT FURTHER ORDAINED, That Title 12, Chapter 2, Signal Mountain Town Code, Section 12-203, be amended by deleting same in its entirety and substituting in lieu thereof the following words and figures:

**Section 12-203. Amendments to Code Adopted.**

The following sections and appendices of the International Plumbing Code, 2003 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 known as the International Plumbing Code hereinafter referred to as "this code."

**Section 101.2 Scope.** The provisions of this code shall apply to the erection, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of plumbing systems within this jurisdiction. This code shall also regulate nonflammable medical gas, inhalation anesthetic, vacuum piping, nonmedical oxygen systems and sanitary and condensate vacuum collection systems. The installation of fuel gas distribution piping and equipment, fuel gas-fired water heaters and water heater venting systems shall be regulated by the *International Fuel Gas Code*. Provisions in the appendices shall not apply unless specifically adopted.

**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 construct, enlarge, alter, repair, move, demolish or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any plumbing system, the installation of which is regulated by this code, or to cause any such work to be done, shall first make application to the code official and obtain the required permit for the work.

- 3) Section 106.5.3 and 106.5.4 are deleted in their entirety and the following new sections are substituted in lieu thereof:

**Section 106.5.3 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.

- 4) Section 106.6.2 is deleted in its entirety and the following language is substituted in lieu thereof:

**Section 106.6.2 Fee Schedule.** The fees for all plumbing work shall be as indicated in the following schedule:

**PERMIT FEES**

Permit Fees:

For issuing and administering each permit..... \$ 20.00

Plus the following when provided:

For each Plumbing Fixture, Floor Drain or Trap (including Water and Drainage Piping).....	\$ 4.00/ea
For each Building sewer.....	\$ 3.00/ea
For each Building Sewer having to be replaced or repaired.....	\$ 3.00/ea
For each Water Heater and/or Vent.....	\$ 3.00/ea
For installation, alteration or repair of water Piping and/or water treating equipment.....	\$ 3.00/ea
For repair or alteration of Drainage or Vent Piping.....	\$ 3.00/ea
For each Pressure Reducing Device and each Check Valve Assembly- - -	
One to Five.....	\$ 3.00/ea
Over Five, each.....	\$ 3.00/ea
For Vacuum Breakers or backflow protective devices Installed subsequent to the installation of the Piping or equipment served - - -	
One to Five.....	\$ 3.00/ea
Over Five, each.....	\$ 3.00/ea

For each Grease or Oil Interceptor.....	\$	3.00/ea
Other Miscellaneous Items, each.....	\$	3.00/ea
Reinspection Fee.....	\$	25.00

All of the fees in this section shall be nonrefundable.

- 5) Section 106.6.3 entitled refunds is deleted in its entirety.
- 6) Sections 108.4 and 108.5 are deleted in their entirety and the following language is substituted in lieu thereof:

**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 the general penalty set forth in the Signal Mountain Town Code. 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 assessed a fine in accordance with general penalty provisions under the Signal Mountain Town Code.

- 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 Town of Signal Mountain as established by Section 12-605, Signal Mountain Town Code, shall act as the Construction 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.

- 8) Section 305.6.1. is amended by deleting said section in its entirety and substituting in lieu thereof the following:

**Section 305.6.1. Sewer Depth**, is amended by substituting the words "Twelve (12) inches" for the phrase "[NUMBER] inches (mm)" wherever such phrase appears within the subsection.

- 9) Section 310 is amended as follows:

**Section 310, Washroom and Toilet room** requirements is amended by adding a new Section 310.5 which states as follows:

**310.5 Urinal privacy.** Each urinal utilized by the public or employees shall occupy a separate area with walls or partitions to provide privacy. The construction of such walls or partitions shall incorporate waterproof, smooth, readily cleanable and nonabsorbent finish surfaces. The walls or partitions shall begin at a height not more than 12 inches (304.8 mm) from and extend not less than 60 inches (1524 mm) above the finished floor surface. The walls or partitions shall extend from the wall surface at each side of the urinal a minimum of 18 inches (457 mm) or to a point not less than 6 inches (152 mm) beyond the outermost front lip of the urinal measured from the finished back wall surface, whichever is greater.

- 10) Section 904.1 is deleted in its entirety and substituting in lieu thereof the following:

**Section 904.1. Roof Extension**, is amended by substituting the words "Six (6) inches" for the phrase "[NUMBER] inches (mm)" wherever such phrase appears within this subsection.

- 11) Section 917 is amended as follows:

**Section 917. Air Admittance Valves for Venting Plumbing Fixtures and Fixture Branches**, is amended by adding a new Section 917.9 which shall read as follows:

"**917.9** – Any use of air admittance valves on fixture branches is subject to the discretion and approval of the Chief Plumbing Official."

- 12) Section 918. Engineering Vent Systems, is amended by deleting said section and all of its subsections in their entirety.

**SECTION 4.** BE IT FURTHER ORDAINED, That any reference in the International Electrical Code shall be deleted from the reference standards in Chapter 13 of the International Plumbing Code and all such references shall be construed to reference the appropriate official

codes adopted by the Town of Signal Mountain.

SECTION 10. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
\_\_\_\_\_  
WILLIAM O. LEONARD, III, Mayor

  
\_\_\_\_\_  
DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-10

AN ORDINANCE TO AMEND TITLE 19, CHAPTER 2, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 19-201 AND 19-202, SO AS TO ADOPT THE 2003 EDITION OF THE INTERNATIONAL FUEL GAS CODE AND CERTAIN APPENDICES AS REVISED AND AMENDED AS THE OFFICIAL GAS CODE OF THE TOWN OF SIGNAL MOUNTAIN, AND TO AMEND SECTION 19-203 CONCERNING AMENDMENTS TO SAID CODE, AND TO ADD A NEW SECTION 19-205 REGARDING FEES.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 19, Chapter 2, Signal Mountain Town Code, Section 19-201, be and is hereby amended by striking said section in its entirety and substituting in lieu thereof the following:

**Section 19-201. Gas Code Adopted.**

The International Fuel Gas Code, 2003 edition, one (1) copy of which is, and has been on file in the Office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Gas Code of the Town.

SECTION 2. BE IT FURTHER ORDAINED, That Title 19, Chapter 2, Section 19-202, Signal Mountain Town Code, be amended by striking same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-202. Appendices to the Code Adopted.**

The following appendices to the International Fuel Gas Code, 2003 edition, and as further amended in this chapter, are hereby adopted as part of the official Gas Code of the Town.

- Appendix A – Sizing and capacities of gas piping.
- Appendix B – Sizing of venting systems.
- Appendix C – Exit Terminals, et al.

**SECTION 3.** BE IT FURTHER ORDAINED, That Title 19, Section 19-203, Signal Mountain Town Code, be amended by deleting same in its entirety and substituting in lieu thereof the following words and figures:

**Section 19-203. Amendments to Code Adopted.**

The following sections and appendices of the International Fuel Gas Code, 2003 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 commence 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 § 19-205 of the Signal Mountain Town 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 the Signal Mountain Town Code. 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 the Signal Mountain Town Code.

- 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 Appeals for the Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing Codes of Section 12-605 of the Signal Mountain Town Code, shall act as the Construction 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 a new Section 19-205 be added entitled "Inspection Fees" which shall state as follows:

**Sec. 19-205. Fees.**

(a) For the examination of an application for a permit for any construction, reconstruction, installation, reinstallation or alteration or repair covered by this chapter, the inspection division shall collect, at the time of issuing such permit, for the use of the city, fees as follows, based on B.T.U. input:

Less than 125,000 B.T.U. per hour, each object.....	\$ 3.00
125,000-less than 250,000 B.T.U. per hour each object.....	4.00
250,000-less than 400,000 B.T.U. per hour each object.....	5.00
400,000-less than 1,000,000 B.T.U. per hour each object.....	6.00
1,000,000-less than 5,000,000 B.T.U. per hour each object.....	10.00
Over 5,000,000 B.T.U. per hour each object.....	20.00

In cases where more than five (5) objects in any category above are to be installed on one installation, the first five (5) objects will be at the maximum base cost for each. Additional objects will be at the rate of \$2.00 each.

(b) Reference to more than one (1) object covers the installation of furnaces or boilers and gas burners together or more than one (1) unit or combination in a given overall installation.

(c) These fees apply to all installation of circulators, boilers, gas burners, conversion gas burners, furnaces, combination of boilers and gas burners and stacks, or any other gas burning equipment except as hereinbefore excluded. The permit fees shall be paid to the inspection division prior to the approval of plans for such installations by the inspector or his representatives.

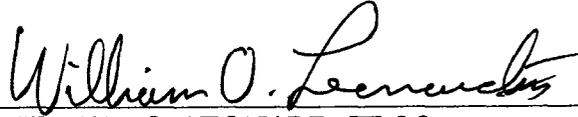
(d) Where installation of gas piping or appliances is commenced before a permit is obtained, the permit fees shall be doubled; provided, however, that, in case of emergency repair, work may be done; provided, further, that the necessary permits therefor must be obtained the following work day.

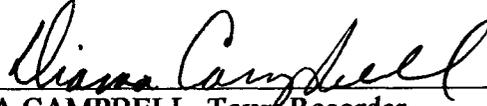
SECTION 5. BE IT FURTHER ORDAINED, That any reference to the International Electrical Code shall be deleted from the reference standards in Chapter 8 of the International Fuel Gas Code and all such references shall be construed to reference the appropriate official codes adopted by the Town of Signal Mountain.

SECTION 8. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately from and after its passage as provided by law.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005

  
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WILLIAM O. LEONARD, III, Mayor

  
\_\_\_\_\_  
DIANA CAMPBELL, Town Recorder

ORDINANCE NO. 2005-11

AN ORDINANCE TO AMEND TITLE 7, CHAPTER 1, SIGNAL MOUNTAIN TOWN CODE, SECTIONS 7-101 AND 7-102, RELATIVE TO THE ADOPTION OF THE INTERNATIONAL FIRE CODE, 2003 EDITION, AS THE OFFICIAL FIRE CODE OF THE TOWN OF SIGNAL MOUNTAIN; AND AS APPENDICES TO CODE ADOPTED, AND TO ADD A NEW SECTION 17-103 AS AMENDMENTS TO CODE, AND TO RENUMBER NEW SECTIONS 7-108 AND 7-109, RELATIVE TO ENFORCEMENT AND APPEALS FROM THE APPLICATION OF THE FIRE PREVENTION CODE.

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SECTION 1. BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SIGNAL MOUNTAIN, TENNESSEE, That Title 7, Chapter 1, Section 7-101, be and is hereby amended as follows:

**The current Section 7-101 be deleted in its entirety and the following language shall be substituted in lieu thereof:**

**Section 7-101. Fire Code adopted – International Fire Code, 2003 Edition.**

The International Fire Code, 2003 Edition, and all referenced publications therein at Chapter 45, as amended, (published by the International Fire Code Council), one (1) copy of which is and has been on file in the office of the Town Recorder for more than fifteen (15) days, is hereby adopted as the official Fire Code of the Town of Signal Mountain.

SECTION 2. BE IT FURTHER ORDAINED, That Title 7, Chapter 1, Signal Mountain Town Code, Section 7-102, be and is hereby amended as follows:

**The current Section 7-102 shall be renumbered as Section 7-108 (relative to Enforcement) and the current Section 7-103 shall be renumbered as Section 7-109 (relative to appeals from the application of the Fire Prevention Code) and new Sections 7-102 and 7-103 shall be inserted in lieu thereof as follows:**

**Section 7-102. Appendices to Code adopted.**

The following appendices to the International Fire Code, 2003 Edition, are hereby adopted as part of the official Fire Codes of the Town:

Appendix B – Fire Flow Requirements for Buildings.  
 Appendix C – Fire Hydrant Locations and Distribution  
 Appendix D – Fire Apparatus  
 Appendix E – Hazard Categories  
 Appendix F – Hazard Ranking  
 Appendix G – Cryogenic Fluids – Weight and Volume Equivalents

**Section 7-103. Amendments to Code adopted.**

The following sections and chapters of the International Fire Code, 2003 Edition, are hereby amended as hereunder provided:

- (1) All references to the International Existing Building Code and International Electrical Code are deleted in their entirety and substituting in lieu thereof shall be the appropriate reference to the International Building Code, 2003 Edition, and/or the International Residential Code, 2003 Edition, and/or the National Electrical Code provisions adopted by the Town.
- (2) Section 903.3.5.2 entitled Secondary Water Supply is deleted in its entirety.
- (3) Any appeal of the decision of the Fire Marshal concerning application of the provisions of the International Fire Code shall be heard by the Construction Board of Adjustment and Appeals for Building, Electrical, Fire, Fuel Gas, Life Safety, Mechanical and Plumbing pursuant to Section 12-605 of the Signal Mountain Town Code.

SECTION 3. BE IT FURTHER ORDAINED, That new Sections 7-108, entitled “Enforcement” and 7-109, entitled “Appeals from the Application of the Fire Prevention Code” shall be inserted as follows:

**7-108. Enforcement.** The Fire Prevention Code of the Town adopted in Section 7-101 above shall be enforced by the Chief of the Fire Department.

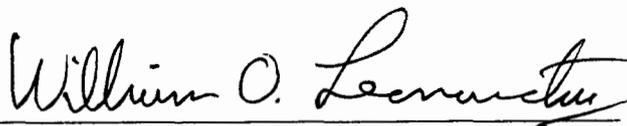
**7-109. Appeals from the application of the Fire Prevention Code.** Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for or when it is claimed that the provisions of the Fire Prevention Code adopted in this chapter do not apply or that the true intent and meaning of the Fire Prevention Code has been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire

Department to the Town Council within thirty (30) days from the date of the decision appealed.

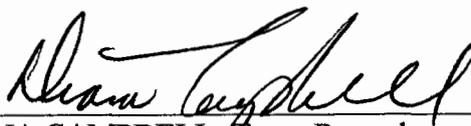
SECTION 4. BE IT FURTHER ORDAINED, That this Ordinance shall take effect immediately upon passage but the Fire Marshal shall have discretion to accept drawings and designs based upon the 1997 NFPA Fire Prevention Code and 1997 NFPA 101 Life Safety Code and the amendments to that Code adopted by the Town Council upon a showing of significant financial effect on existing projects up to and including January 1, 2006.

Passed First Reading 9/12, 2005

Passed Second Reading 10/10, 2005



WILLIAM O. LEONARD, III, Mayor



DIANA CAMPBELL, Town Recorder