

TITLE 12

BUILDING, UTILITY, ETC. CODES

CHAPTER

1. BUILDING CODE.
2. PLUMBING CODE.
3. ELECTRICAL CODE.
4. GAS CODE.
5. HOUSING CODE.
6. MODEL ENERGY CODE.
7. UNSAFE BUILDING ABATEMENT CODE.
8. ONE AND TWO FAMILY DWELLING CODE.
9. MECHANICAL CODE.
10. SWIMMING POOL CODE.

CHAPTER 1

BUILDING CODE¹

SECTION

- 12-101. Building code adopted.
- 12-102. Permit fees.
- 12-103. Available in clerk's office.
- 12-104. Violations.

12-101. Building code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-512-501 through 6-512-506, and for the purpose of regulating the construction, alteration, repair, use and occupancy, location, maintenance, removal and demolition of every building or structure or any appurtenances connected or attached to any building or structure, the International Building Code, 2003 edition, and appendices thereto, is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the building code. (1982 Code, § 4-101, as amended by Ord. #32-10, May 1996; Ord. #35-4, April 1999; and Ord. #39-19, Sept. 2003)

¹Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.

12-102. Permit fees. The Recommended Schedule of Permit Fees shown as Appendix B to the Standard Building Code, which is attached hereto,¹ made a part hereof, annexed herewith, and incorporated herein by reference, be and the same hereby is adopted and declared to be the permit fees for the City of Elizabethton, Tennessee. (1982 Code, § 4-102, as amended by Ord. #35-4, April 1999)

12-103. Available in clerk's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the building code with the above modifications has been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1982 Code, § 4-103, modified)

12-104. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the building code as herein adopted by reference and modified. (1982 Code, § 4-104)

¹The Recommended Schedule of Permit Fees is of record in the city clerk's office.

CHAPTER 2

PLUMBING CODE¹

SECTION

- 12-201. International Plumbing Code adopted.
- 12-202. Modifications.
- 12-203. Permit fees.
- 12-204. Out of town contractors.
- 12-205. Bond, local license and renewals.
- 12-206. Available in clerk's office.
- 12-207. Violations.

12-201. International Plumbing Code adopted. Pursuant to authority granted by Tennessee Code Annotated § 6-512-501 through § 6-512-506, the International Plumbing Code, 2003 edition, and appendices thereto, as prepared and adopted by the Southern Building Code Congress International, Inc. is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the plumbing code. (1982 Code, § 4-201, as amended by Ord. #32-17, Aug. 1996; Ord. #35-4, April 1999; and Ord. #39-19, Sept. 2003)

12-202. Modifications. Standard Plumbing Code, § 102.2--Inspectors--shall be modified to read:

The plumbing official, with the approval of the chief appointing authority of the municipality, may appoint such number of officers, inspectors, assistants and other employees as shall be authorized from time to time. The qualifications for inspectors, assistants, and other employees shall be determined by the chief appointing authority of the municipality. (1982 Code, § 4-202)

12-203. Permit fees. That the following schedule of fees shall apply:
Permit Fee,
 For issuing each permit \$10.00
Plus the following when provided:
 For each plumbing fixture, floor drain or tap
 (including water and drainage piping) \$2.50
 For each house sewer \$5.00

¹Municipal code references

- Cross connections: title 18.
- Street excavations: title 16.
- Wastewater treatment: title 18.
- Water and sewer system administration: title 18.

For each house sewer having to be replaced or repaired	\$5.00
For each cesspool	\$5.00
For each septic tank and seepage pit or drain-field	\$10.00
For each water heater and/or vent	\$2.50
For each installation, alteration or repair of water piping and/or water treating equipment	\$5.00
For repair or alteration of drainage or vent piping	\$5.00
For vacuum breakers or backflow protective devises installed subsequent to the installation of the piping equipment served	
One to five	\$2.50
Over five, each	\$1.50

(1982 Code, § 4-203, as amended by Ord. #35-4, April 1999)

12-204. Out of town contractors. Contractors having an established place of business in another town and having satisfied the requirements of the examining board and all provisions of this chapter and all other laws and ordinances of the City of Elizabethton may be permitted to do business in the City of Elizabethton, Tennessee. (1982 Code, § 4-204)

12-205. Bond, local license and renewals. After successful completion of the state examination and prior to issuance of a local license, the licensee shall have executed and delivered to the city clerk, or his designee, a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with corporate surety, conditioned for the faithful performance of all such work entered upon or contracted for, in strict accordance and compliance with the provisions of this chapter. The bond herein required shall expire on the first day of June next following its approval by the city clerk or his designee, and thereafter on the first day of June of each year a new bond shall be given by such person to cover all such work as shall be done during such year. Local license issued as herein provided shall be renewed on or before June 1, of each year. An annual license renewal fee of \$15 shall be paid upon application for renewal. (1982 Code, § 4-206, as amended by Ord. #31-6, June 1995, and Ord. #32-17, Aug. 1996)

12-206. Available in clerk's office. Pursuant to the requirements of section 6-54-502 of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the plumbing code with the above modifications has been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1982 Code, § 4-207, modified)

12-207. Violations. Any person, firm, or corporation violating or failing to comply with any of the provisions of this chapter shall be guilty of a misdemeanor.

Further, the plumbing official shall have the authority to order discontinuance of water service to any location until such time as the provisions of this chapter have been complied with. (1982 Code, § 4-208)

CHAPTER 3**ELECTRICAL CODE¹****SECTION**

12-301. National Electrical Code and State of Tennessee Division of Fire Prevention Electrical Section 0780-2-1, 2001 edition adopted.

12-302. Administration.

12-303. Bond, local license and renewals.

12-304. Available in clerk's office.

12-305. Violations.

12-301. National Electrical Code and State of Tennessee Division of Fire Prevention Electrical Section Chapter 0780-2-1, 2001 edition adopted. Pursuant to authority granted by Tennessee Code Annotated § 6-54-501 through § 6-54-506, the National Electrical Code, 2002 edition, and appendices thereto, and the State of Tennessee Department of Commerce and Insurance, Division of Fire Prevention Electrical Section, Chapter 0780-2-1, 2001 edition, are hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the electrical code. (1982 Code, § 4-301, as amended by Ord. #32-17, Aug. 1996; Ord. #35-4, April 1999; and Ord. #39-19, Sept. 2003)

12-302. Administration. (1) There shall be appointed by the city manager an electrical inspector whose duties shall be the enforcement of these codes. His salary shall be set in accordance with the job classification schedule of the City of Elizabethton. He shall have the authority to:

(a) Order discontinuance of electrical service to any location until such time as the provisions of this chapter have been complied with.

(b) Enter any structure or enclosure for the purpose of examining the electrical equipment therein or thereon.

(2) It shall be unlawful for any person, firm, or corporation to install or to have installed any electrical wires or apparatus in or on any building in the City of Elizabethton without first obtaining a permit so to do from the inspection department; nor shall any repairs, changes, or additions be made in or to any building or isolated or private plant without first obtaining a permit from the electrical inspection department.

(3) Any manufacturer may make or cause to be made any necessary changes on its own premises of any electric light or electric power wiring by first securing an annual certificate from the electrical inspection department, which certificate fee will be \$50.00 paid in advance. This annual fee will be in lieu of

¹Municipal code reference

Fire protection, fireworks and explosives: title 7.

individual permits and inspection fees as required elsewhere in this chapter.

The electrical inspector will make at least one (1) annual inspection and is hereby empowered to make as many other inspections as is reasonably necessary.

(4) A roughin inspection shall be required before covering up of any wiring. It shall be the responsibility of the electrical contractor to request a roughin inspection upon his completion of this phase of his work.

(5) Upon the completion of any electrical installation, it shall be the responsibility of the electrical contractor to request a final inspection. Electrical power shall not be connected until a certificate of approval has been issued by the electrical inspector.

(6) Fees for permit and inspections shall be as follows:

(a)	Permit issue fee (old and new)	\$10.00
(b)	Service ampere--:	
	0--30 each inspection	\$12.00
	31--60 each inspection	\$14.00
	61--200 each inspection	\$15.00
	201--400 each inspection	\$28.50
	401--600 each inspection	\$38.00
	600--1000 each inspection	\$75.00
	Larger services each inspection made, not to exceed	\$100.00
(c)	NEW WORK:	
	Each rough-in inspection	\$15.00
(d)	Any concrete pours with conduit	\$15.00
(e)	Sub panel fees shall be the same as service fees set forth in section (b) above	
(f)	Fuse panel, motor starters, water heaters, electric ranges, dryers, disconnect switches, window air conditions, each inspection	\$2.00
(g)	1 to 10, 120 volt receptacles and/or wall switches	\$1.50
	each additional receptacle or wall switch	0.25
(h)	1 to 10, incandescent fixtures	\$1.00
	each additional fixture	0.10
(i)	1 to 10, fluorescent fixtures	\$1.50
	each additional fixture	0.10
(j)	Switches other than light switches	\$1.00
(k)	220 Volt receptacle, wall heater, or baseboard heater to 1,500 kw	\$2.00
	each additional	\$1.00

(l)	Motors	
	fraction to one-horsepower	\$1.50
	2-horsepower	\$2.75
	3-horsepower	\$4.00
	4-horsepower	\$5.25
	5-horsepower	\$6.50
	10-horsepower	\$14.00
	15-horsepower	\$15.25
	20-horsepower	\$16.50
	25-horsepower	\$17.75
	30-horsepower	\$19.00
	35-horsepower	\$20.25
	40-horsepower	\$21.50
	50-horsepower	\$24.00
	60-horsepower	\$26.50
	75-horsepower	\$30.25
	100-horsepower	\$36.50
	each additional horsepower	\$1.25
(m)	Central Air Conditioning and/or heat pump each	\$5.00
(n)	Electric Furnaces each	\$5.00
(o)	Electric signs not requiring separate service each	\$5.00

(1982 Code, § 4-302)

12-303. Bond, local license and renewals. (1) After successful completion of the state examination and prior to issuance of a local license, the licensee shall have executed and delivered to the city clerk, or his designee, a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with corporate surety, conditioned for the faithful performance of all such work entered upon or contracted for, in strict accordance and compliance with the provisions of this chapter. The bond herein required shall expire on the first day of June next following its approval by the city clerk or his designee, and thereafter on the first day of June of each year a new bond shall be given by such person to cover all such work as shall be done during such year. Local license issued as herein provided shall be renewed on or before June 1, of each year. An annual license renewal fee of \$15 shall be paid upon application for renewal.

(2) Electrical installation or maintenance by homeowner. Nothing in this code shall prevent any homeowner from installing or maintaining electrical wiring and fixtures within his own property boundaries, provided such electrical work is done by himself and is used exclusively by him or his family. Such privilege does not convey the right to violate any of the provisions of this code, nor is it to be construed as exempting any such property owner from obtaining

permit and paying the required fees therefor. (1982 Code, § 4-304, as amended by Ord. #31-6, June 1995, and Ord. #32-17, Aug. 1996)

12-304. Available in clerk's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the electrical code with the above modifications has been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1982 Code, § 4-305, modified)

12-305. Violations. Any person, firm, or corporation violating or failing to comply with any of the provisions of this chapter shall be guilty of a misdemeanor. (1982 Code, § 4-306)

CHAPTER 4

GAS CODE¹

SECTION

- 12-401. Title and definitions.
- 12-402. International Fuel Gas Code adopted.
- 12-403. Use of existing piping and appliances.
- 12-404. Bond, local license and renewals.
- 12-405. Gas inspector and assistants.
- 12-406. Powers and duties of inspector.
- 12-407. Permits.
- 12-408. Inspections.
- 12-409. Certificates.
- 12-410. Fees.
- 12-411. Violations and penalties.
- 12-412. Nonliability.

12-401. Title and definitions. This chapter and/or the code herein adopted by reference shall be known as the "gas code" of the City of Elizabethton and may be cited as such.

The following definitions are provided for the purpose of interpretation and administration of this chapter.

(1) "Inspector" means the person appointed as inspector, and shall include each assistant inspector (if any), from time to time acting as such under this chapter by appointment of the city manager of the City of Elizabethton.

(2) "Person" means any individual, partnership, firm, corporation, or any other organized group of individuals.

(3) "Gas company" means any person distributing gas within the corporate limits of the City of Elizabethton, or authorized and proposing to so engage.

(4) "Certificate of approval" means a document or tag issued and/or attached by the inspector to the inspected material, piping, or appliance installation, filled out, together with date, address of the premises, and signed by the inspector.

(5) "Certain appliances" means conversion burners, floor furnaces, central heating plants, vented wall furnaces, water heaters, and boilers. (1982 Code, § 4-401)

¹Municipal code reference

Gas system administration: title 19, chapter 2.

12-402. International Fuel Gas Code adopted. Pursuant to authority granted by Tennessee Code Annotated, § 6-512-501 through § 6-512-506, the International Fuel Gas Code, 2003 edition, and appendices thereto, as prepared and adopted by the Southern Building Code Congress International, Inc. is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the gas code. (1982 Code, § 4-402, as amended by Ord. #32-17, Aug. 1996; Ord. #35-4, April 1999; and Ord. #39-19, Sept. 2003)

12-403. Use of existing piping and appliances. Notwithstanding any provision in this chapter to the contrary, consumer's piping installed prior to the adoption of this chapter or piping installed to supply other than natural gas may be converted to natural gas if the inspector finds, upon inspection and proper tests, that such piping will render reasonably satisfactory gas service to the consumer and will not in any way endanger life or property; otherwise, such piping shall be altered or replaced, in whole or in part, to conform with the requirements of the gas code. (1982 Code, § 4-403)

12-404. Bond, local license and renewals. (1) After successful completion of the state examination and prior to issuance of a local license, the licensee shall have executed and delivered to the city clerk, or his designee, a good and sufficient bond in the penal sum of ten thousand dollars (\$10,000), with corporate surety, conditioned for the faithful performance of all such work entered upon or contracted for, in strict accordance and compliance with the provisions of this chapter. The bond herein required shall expire on the first day of June next following its approval by the city clerk or his designee, and thereafter on the first day of June of each year a new bond shall be given by such person to cover all such work as shall be done during such year. Local license issued as herein provided shall be renewed on or before June 1, of each year. An annual license renewal fee of \$15 shall be paid upon application for renewal.

(2) Nothing herein contained shall be construed as prohibiting an individual from installing or repairing his own appliances or installing, extending, replacing, altering, or repairing consumers' piping on his own premises, or as requiring a license or a bond from an individual doing such work on his own premises; provided, however, all such work must be done in conformity with all other provisions of this chapter, including those relating to permits, inspections, and fees. (1984 Code, § 4-404, as amended by Ord. #31-6, June 1995, and Ord. #32-17, Aug. 1996)

12-405. Gas inspector and assistants. To provide for the administration and enforcement of this chapter, the office of gas inspector is hereby created. The inspector, and such assistants as may be necessary in the proper performance of the duties of the office, shall be appointed by the city manager of the City of Elizabethton, and the compensation for such office shall be determined at the time of appointment. (1982 Code, § 4-405)

12-406. Powers and duties of inspector. (1) The inspector is authorized and directed to enforce all of the provisions of this chapter, and the inspector, upon presentation of proper credentials, may enter any building or premises at reasonable times for the purpose of making inspections or preventing violations of this chapter.

(2) The inspector is authorized to disconnect any gas piping or fixture or appliance for which a certificate of approval is required but has not been issued with respect to same, or which, upon inspection, shall be found defective or in such condition as to endanger life or property. In all cases where such a disconnection is made, a notice shall be attached to the piping, fixture, or appliance disconnected by the inspector, which notice shall state that the same has been disconnected by the inspector, together with the reason or reasons therefor, and it shall be unlawful for any person to remove said notice or reconnect said gas piping or fixture or appliance without authorization by the inspector and such gas piping or fixture or appliance shall not be put in service or used until the inspector has attached his certificate of approval in lieu of his prior disconnection notice.

(3) It shall be the duty of the inspector to confer from time to time with representatives of the local health department, the local fire department, and the gas company, and otherwise obtain from proper sources all helpful information and advice, presenting same to the appropriate officials from time to time for their consideration. (1982 Code, § 4-406)

12-407. Permits. (1) No person shall install a gas conversion burner, floor furnace, central heating plant, vented wall furnace, water heater, boiler, consumer's gas piping, or convert existing piping to utilize natural gas without first obtaining a permit to do such work from the city clerk; however, permits will not be required for setting or connecting other gas appliances, or for the repair of leaks in house piping.

(2) When only temporary use of gas is desired, the inspector may issue a permit for such use, for a period of not to exceed sixty (60) days, provided the consumer's gas piping to be used is given a test equal to that required for a final piping inspection.

(3) The gas company shall not be required to obtain permits to set meters, or to extend, relocate, remove, or repair its service lines, mains, or other facilities, or for work having to do with its own gas system. (1982 Code, § 4-407)

12-408. Inspections. (1) A rough piping inspection shall be made after all new piping authorized by the permit has been installed, and before any such piping has been covered or concealed or any fixtures or gas appliances have been attached thereto.

(2) A final piping inspection shall be made after all piping authorized by the permit has been installed and after all portions thereof which are to be concealed by plastering or otherwise have been so concealed, and before any fixtures or gas appliances have been attached thereto. This inspection shall include a pressure test, at which time the piping shall stand an air pressure equal to not less than the pressure of a column of mercury six (6) inches in height, and the piping shall hold this air pressure for a period of at least ten (10) minutes without any perceptible drop. A mercury column gauge shall be used for the test. All tools, apparatus, labor, and assistance necessary for the test shall be furnished by the installer of such piping. (1982 Code, § 4-408)

12-409. Certificates. The inspector shall issue a certificate of approval at the completion of the work for which a permit for consumer piping has been issued, if after inspection it is found that such work complies with the provisions of this chapter. A duplicate of each certificate issued covering consumer's gas piping shall be delivered to the gas company and used as its authority to render gas service. (1982 Code, § 4-409)

12-410. Fees. The permit fee schedule as set forth in appendix "B" of the gas code is hereby adopted as the city's permit fee schedule. (1982 Code, § 4-410, as amended by Ord. #35-4, April 1999)

12-411. Violations and penalties. Any person who shall violate or fail to comply with any of the provisions of this chapter shall be guilty of a misdemeanor, and upon conviction thereof shall be fined under the general penalty clause for this code of ordinances, or the license of such person may be revoked, or both fine and revocation of license may be imposed. (1982 Code, § 4-411)

12-412. Nonliability. This chapter shall not be construed as imposing upon the City of Elizabethton any liability or responsibility for damages to any person injured by any defect in any gas piping or appliance mentioned herein, or by installation thereof, nor shall the City of Elizabethton, or any official or employee thereof, be held as assuming any such liability or responsibility by reason of the inspection authorized hereunder or the certificate of approval issued by the inspector. (1982 Code, § 4-412)

CHAPTER 5
HOUSING CODE

SECTION

- 12-501. Housing code adopted.
- 12-502. Modifications.
- 12-503. Available in clerk's office.
- 12-504. Violations.

12-501. Housing code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, the Standard Housing Code, 1994 edition, and appendices thereto, as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the housing code. (1982 Code, § 4-501, as amended by Ord. #32-17, Aug. 1996)

12-502. Modifications. The following section of the housing code is hereby specifically modified as indicated:

Section 103.2, paragraph (a) (3) is modified to read as follows:

Allow thirty (30) days time for compliance to commence and 120 days time for the performance of any act it requires. (1982 Code, § 4-502)

12-503. Available in clerk's office. One (1) copy of the housing code has been and is now on file in the office of the City Clerk of the City of Elizabethton and shall be kept there for the use and inspection of the public. (1982 Code, § 4-503, modified)

12-504. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the housing code as herein adopted by reference and modified. (1982 Code, § 4-504)

CHAPTER 6

MODEL ENERGY CODE¹

SECTION

- 12-601. Model energy code adopted.
- 12-602. Modifications.
- 12-603. Available in clerk's office.
- 12-604. Violations and penalty.

12-601. Model energy code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of regulating the design of buildings for adequate thermal resistance and low air leakage and the design and selection of mechanical, electrical, water-heating and illumination systems and equipment which will enable the effective use of energy in new building construction, the Model Energy Code² 1992 edition, as prepared and maintained by The Council of American Building Officials, is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the energy code.

12-602. Modifications. Whenever the energy code refers to the "responsible government agency," it shall be deemed to be a reference to the City of Elizabethton. When the "building official" is named it shall, for the purposes of the energy code, mean such person as the city council shall have appointed or designated to administer and enforce the provisions of the energy code.

12-603. Available in clerk's office. Pursuant to the requirements of the Tennessee Code Annotated, § 6-54-502, one (1) copy of the energy code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public.

¹State law reference

Tennessee Code Annotated, § 13-19-106 requires Tennessee cities either to adopt the Model Energy Code, 1992 edition, or to adopt local standards equal to or stricter than the standards in the energy code.

Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.

²Copies of this code (and any amendments) may be purchased from The Council of American Building Officials, 5203 Leesburg, Pike Falls Church, Virginia 22041.

12-604. Violation and penalty. It shall be a civil offense for any person to violate or fail to comply with any provision of the energy code as herein adopted by reference and modified. The violation of any section of this chapter shall be punishable by a penalty of up to five hundred dollars (\$500) for each offense. Each day a violation is allowed to continue shall constitute a separate offense.

CHAPTER 7

UNSAFE BUILDING ABATEMENT CODE

SECTION

12-701. Standard Unsafe Building Abatement Code.

12-702. Modifications.

12-703. Available in clerk's office.

12-704. Violations.

12-705. Recovery of cost of repair or demolition.

12-701. Standard Unsafe Building Abatement Code. Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-506 the Standard Unsafe Building Abatement Code, 1985 edition, and appendices thereto, as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the standard code for the elimination or repair of unsafe buildings. (1982 Code, § 4-601, as amended by Ord. #32-17, Aug. 1996)

12-702. Modifications. Whenever the unsafe building abatement code refers to the "Chief Appointing Authority," or "applicable governing body," it shall be deemed to be a reference to the city manager and the city council respectively. "Building Official" shall mean such person as the city manager shall appoint or designate to administer and enforce the unsafe building abatement code. Section 104 of the unsafe building abatement code is hereby deleted. (1982 Code, § 4-602)

12-703. Available in clerk's office. Pursuant to the requirements of Tennessee Code Annotated § 6-54-502 one (1) copy of the unsafe building abatement code has been placed on file in the city clerk's office and shall be kept there for the use and inspection of the public. (1982 Code, § 4-603, modified)

12-704. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the unsafe building abatement code as herein adopted by reference and modified. (1982 Code, § 4-604)

12-705. Recovery of cost of repair or demolition. Whenever a building or structure is repaired or demolished in accordance with the provisions of this chapter and the costs of such repair or demolition is borne by the city, and the lien created under § 601.2 of the Standard Unsafe Building Abatement Code is duly recorded by filing the necessary documents in the Register's Office for Carter County, Tennessee, the building official shall:

(1) demand repayment for the expense incurred as a result of repair or demolition, and if repayment is not received within thirty (30) days;

(2) institute legal proceeding, with the assistance of the city attorney to enforce the lien in any court of record or the general sessions court.

The lien on the property, including the real estate on which the improvement or improvements are located shall be superior and prior to all other liens on the property, except the lien for taxes assessed and due the State of Tennessee, County of Carter, and City of Elizabethton. (1982 Code, § 4-605)

CHAPTER 8

ONE AND TWO FAMILY DWELLING CODE

SECTION

12-801. Residential dwelling code adopted.

12-802. Modifications.

12-803. Available in clerk's office.

12-804. Violations.

12-801. Residential dwelling code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, the International Residential Dwelling Code, 2003 edition, and appendices thereto, is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the residential dwelling code. (1982 Code, § 4-701, as amended by Ord. #32-17, Aug. 1996, and Ord. #39-19, Sept. 2003)

12-802. Modifications. Whenever the words "Building Official" are used in the dwelling code, they shall refer to the person designated by the city manager to enforce the dwelling code. Section R-106 of the dwelling code is hereby deleted. (1982 Code, § 4-702)

12-803. Available in clerk's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the dwelling code has been placed on file in the clerk's office and shall be kept there for the use and inspection of the public. (1982 Code, § 4-703, modified)

12-804. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the dwelling code as herein adopted by reference and modified. (1982 Code, § 4-704)

CHAPTER 9

MECHANICAL CODE¹

SECTION

12-901. International Mechanical Code adopted.

12-902. Available in clerk's office.

12-903. Violations.

12-901. International Mechanical Code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-512-501 through 6-512-506, the International Mechanical Code, 2003 edition, and appendices thereto, is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the mechanical code. (1982 Code, § 4-901, as amended by Ord. #32-17, Aug. 1996; Ord. #35-4, April 1999; and Ord. #39-19, Sept. 2003)

12-902. Available in clerk's office. One (1) copy of the mechanical code has been and is now filed in the office of the City Clerk of the City of Elizabethton, Tennessee and shall be kept there for the use and inspection of the public. (1982 Code, § 4-902, modified)

12-903. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the mechanical code as herein adopted by reference and modified. (1982 Code, § 4-903)

¹Municipal code references

Street excavations: title 16.

Wastewater treatment: title 18.

Water and sewer system administration: title 18.

CHAPTER 10

SWIMMING POOL CODE¹

SECTION

12-1001. Standard Swimming Pool Code adopted.

12-1002. Available in clerk's office.

12-1003. Violations.

12-1001. Standard Swimming Pool Code adopted. Pursuant to authority granted by Tennessee Code Annotated §§ 6-54-501 through 6-54-506, the Standard Swimming Pool Code, 1994 edition, as prepared and adopted by the Southern Building Code Congress International, Inc., is hereby adopted and incorporated by reference as a part of this code, and is hereinafter referred to as the swimming pool code. (1982 Code, § 4-1001, as amended by Ord. #32-17, Aug. 1996)

12-1002. Available in clerk's office. One (1) copy of the swimming pool code has been and is now filed in the office of the City Clerk of the City of Elizabethton, Tennessee, and shall be kept there for the use and inspection of the public. (1982 Code, § 4-1002, modified)

12-1003. Violations. It shall be unlawful for any person to violate or fail to comply with any provision of the swimming pool code as herein adopted by reference and modified. (1982 Code, § 4-1003)

¹Municipal code references

Fire protection, fireworks, and explosives: title 7.

Planning and zoning: title 14.

Streets and other public ways and places: title 16.

Utilities and services: titles 18 and 19.