

ORDINANCE NO. 16-1070

AN ORDINANCE OF THE CITY OF RED BANK, TENNESSEE AMENDING TITLE 7, CHAPTER 2, SECTION 7-201 AND 7-202 OF THE RED BANK CITY CODE AND ADOPTING THE PROVISIONS OF THE INTERNATIONAL FIRE CODE, 2012, AS THE FIRE CODE FOR THE CITY OF RED BANK, TENNESSEE

WHEREAS, pursuant to the authority of Tennessee Code Annotated Section 6-54-501, et seq., the City is authorized and required to regulate conditions hazardous to life and property from fire or explosion with respect to buildings, structures, utilities, appurtenances, events, occurrences, etc. constructed, erected, attached, occurring, and situated within the City of Red Bank, Tennessee; and

WHEREAS, uniform standards are necessary and desirable for the orderly administration of such ordinances, laws, rules and regulations; and

WHEREAS, it is necessary to periodically update the standards adopted and followed by the City.

NOW, THEREFORE, BE IT ORDAINED by the Commissioners of the City of Red Bank, Tennessee, as follows:

1. That Title 7, Chapter 2, Red Bank City Code Section 7-201, FIRE CODE ADOPTED, be and the same is hereby amended by deleting the present reference(s) to the “2009 edition” of the International Fire Code and substituting therefrom and inserting therein the “2012 edition” in each location in which it appears in Section 7-201 and specifically adopting Appendices B through J of the International Fire Code, 2012 Edition, and by adding to Appendix D thereof the following:

All fire access roads shall be at least 22 feet in width, with wider areas for hydrants and designated parking areas which shall be approved by the City. Fire access roads, 22 feet to 26 feet in width, shall be posted on both sides as a “fire lane.

2. Title 7, Chapter 2, Red Bank City Code, Section 7-202, Enforcement, shall be amended by adding the following to said Section 7-202 as it presently exists:

7-702. Enforcement of Violation; Civil Penalties. In addition to abatement of any condition as provided by any of the sections of Chapter 2 of Title 7, inclusive, hereinabove or hereinafter set forth, failure to remedy any such condition after Notice, is declared to be in violation of such particular Ordinance or code section cited in the Notice as to which the owners and/or occupants may be cited to City Court or to appear before the City Codes Administrative Hearing Officer to answer for such violations. Each day of a continued violation after notice shall constitute a separate offense and for each day that said condition is unremedied, subject to the provisions of Tennessee Code Annotated Section 6-54-109, the offending owner and/or occupant may be fined, assessed the sum/civil penalty of up to \$500.00 per day by the City Judge or the City Codes Administrative Hearing Officer upon a finding of violation or of continued violation. The City Court Judge or the City Codes Administrative Hearing Officer have the authority and power to require the owner and/or occupant to abate any and all violations of any of the provisions of this Chapter of Title 7. Additionally, the City Judge and/or Administrative Hearing Officer shall, upon proper proof, add the amount of the enforcement costs, including attorney fees and abatement costs, incurred by the City to the amount of the fine/civil penalty to be paid by the owner and/or occupant of the offending premises. In addition, the City Manager may file a Municipal Lien against the property found to be in violation to enforce the collection of the civil fine, civil penalty, enforcement costs, attorney fees, etc.

3. Every section, sentence, clause, and phrase of this Ordinance is separable and severable. Should any section, sentence, clause, or phrase be declared unconstitutional or invalid by a court of competent jurisdiction, said unconstitutionality or invalidity shall not effect or

impair any other section, sentence, clause, or phrase.

4. This Ordinance shall take effect from and after the date of its final passage the health, safety and welfare of the citizens of the City of Red Bank requiring it.

Ruth Kober
City Recorder

[Signature]
Mayor

October 4, 2016
Passed on First Reading

October 18, 2016
Passed on Second and Final Reading

Approved as to form:

[Signature]
City Attorney