

## **ORDINANCE NO. 2018-474**

**AN ORDINANCE TO UPDATE THE ENERGY CODE RELATING TO INSPECTION ACTIVITIES BY REFERENCE AND ENFORCEMENT OF BUILDING PROVISIONS AS PROVIDED IN SAID CODE AND TO FIX THE EFFECTIVE DATE OF THIS ORDINANCE.**

**WHEREAS,** it is desired to update, in all respects, the energy code relating to energy efficiency; and,

**WHEREAS,** the adoption of this codes is done to facilitate proper inspection activities relating to construction and maintenance of buildings and relating to public safety, health, and general welfare.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN** of the Town of Mount Carmel, Tennessee, as follows:

**SECTION I.** That Section 12-101(8) be amended as follows:

12-101(8) The International Energy Conservation Code, 2018 edition:

- (a) Table 402.1.2 is replaced by the same table from the 2009 edition of the International Energy Conservation Code until the Tennessee State Fire Marshall's office by rule establishes more stringent standards. Those more stringent standards will take effect on the effective date of the state rule change.
- (b) Section 402.4.2.1. Air leakage testing is optional.

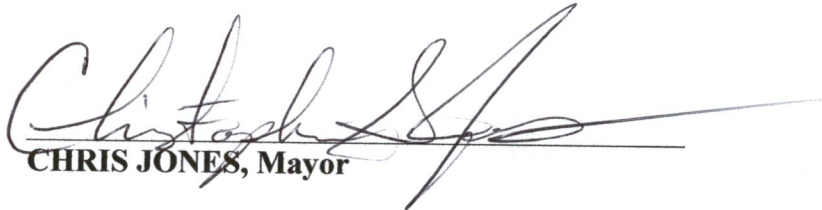
### **SECTION II.       LEGAL STATUS PROVISIONS.**

A.     Conflict with Other Ordinances. In case of conflict between this ordinance or any part thereof, and the whole or part of any existing or future ordinance of the Town of Mount Carmel, the most restrictive shall in all cases apply.

B.     Validity. If any section, clause, provision or portion of this ordinance shall be held to be in doubt or unconstitutional by any court of competent jurisdiction, such holding shall not affect any other section, clause, provision, or portion of this ordinance which is not of itself invalid or unconstitutional.

C.     Effective Date. This ordinance shall take effect from and after its final passage and publication, the public welfare requiring it.

*Approved by the Planning Commission: September 4, 2018*

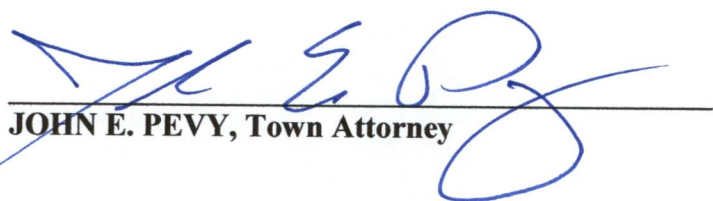
  
CHRIS JONES, Mayor

ATTEST:

  
MARIAN SANDIDGE, City Recorder



APPROVED AS TO FORM:

  
JOHN E. PEVY, Town Attorney

| <b>Motion: Alderman Eugene Christian</b> |          |          |          |
|------------------------------------------|----------|----------|----------|
| <b>Second: Vice-Mayor Carol Wolfe</b>    |          |          |          |
| FIRST READING                            | AYES     | NAYS     | OTHER    |
| ALDERMAN EUGENE CHRISTIAN                | X        |          |          |
| ALDERMAN MARGARET CHRISTIAN              | X        |          |          |
| ALDERMAN WANDA DAVIDSON                  | X        |          |          |
| ALDERMAN GARRETT WHITE                   | X        |          |          |
| ALDERMAN JENNIFER WILLIAMS               | X        |          |          |
| VICE-MAYOR CARL WOLFE                    | X        |          |          |
| MAYOR CHRIS JONES                        | X        |          |          |
| <b>TOTALS</b>                            | <b>7</b> | <b>0</b> | <b>0</b> |

**PASSED FIRST READING: September 27, 2018**

| <b>Motion: Alderman Eugene Christian</b> |          |          |          |
|------------------------------------------|----------|----------|----------|
| <b>Second: Vice-Mayor Carl Wolfe</b>     |          |          |          |
| SECOND READING                           | AYES     | NAYS     | OTHER    |
| ALDERMAN EUGENE CHRISTIAN                | X        |          |          |
| ALDERMAN MARGARET CHRISTIAN              | X        |          |          |
| ALDERMAN WANDA DAVIDSON                  |          |          | Absent   |
| ALDERMAN GARRETT WHITE                   | X        |          |          |
| ALDERMAN JENNIFER WILLIAMS               | X        |          |          |
| VICE-MAYOR CARL WOLFE                    | X        |          |          |
| MAYOR CHRIS JONES                        | X        |          |          |
| <b>TOTALS</b>                            | <b>6</b> | <b>0</b> | <b>1</b> |

**PASSED SECOND READING: October 25, 2018**

**PUBLICATION AFTER PASSAGE:**  
**DATE: October 27, 2018**  
**NEWSPAPER: Kingsport Times-News**

MEMORANDUM TO: BMA  
FROM: Building Inspector  
SUBJECT: Update of the Energy Conservation Code  
September 11,

1. Attached is an ordinance to update the energy conservation code enforced by the Town. This update is because the state requires the building code enforced to be within seven years of the current edition. The Town is currently enforcing the 2009 edition of the international Energy Conservation Code (IECC). Earlier this year, the 2018 edition of codes including the IECC was released thereby making the edition being enforced out of date. Additionally, during a recent audit of the building inspection program the state fire marshal representative noted that the Town needs to update the IECC but we may continue to use the residential table until the state publishes a more stringent rule.
2. The other codes being enforced are the 2012 edition and are within the seven year period specified in the TCA. We will be asking for money to update then in the next budget cycle.
3. The update was discussed with the Planning Commission. They recommend the 2018 edition of the IECC be adopted.
4. Please call with questions/comments—612-8119.

  
VINCE PISHNER

Encl  
as