

RESOLUTION NO. 29862

A RESOLUTION TO TEMPORARILY SUSPEND THE APPLICATION AND ENFORCEMENT OF THE INTERNATIONAL ENERGY CONSERVATION CODE, 2012 EDITION, AS IT APPLIES TO ONE AND TWO FAMILY DWELLINGS AND TOWNHOUSES AND TO INSTEAD APPLY AND ENFORCE THE 2009 EDITION OF SAID CODE.

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WHEREAS, the City Council for the City of Chattanooga previously approved Ordinance No. 13394 adopting the International Energy Conservation Code, 2012 edition, with specified amendments; and

WHEREAS, the State Fire Marshal's Office is in the process of updating statewide minimum residential building codes; and

WHEREAS, the Assistant Commissioner for Fire Prevention with the Tennessee Department of Commerce and Insurance has issued a memorandum authorizing local jurisdictions to continue to enforce the International Energy Conservation Code, 2009 edition, for One and Two Family Dwellings and Townhouses without being in violation of state law; and

WHEREAS, the suspension of the application and enforcement of the International Energy Conservation Code, 2012 edition, is authorized by said Assistant Commissioner to continue until such time as the State Fire Marshal's Office adopts a new minimum residential building codes; and

WHEREAS, said suspension applies solely to One and Two Family Dwellings and Townhouses within the City built under the International Residential Code, 2012 edition.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF CHATTANOOGA, that the City of Chattanooga shall suspend the application and enforcement of the International Energy Conservation Code, 2012 edition, as it relates to One and Two Family Dwellings and Townhouses built under the International Residential Code, 2012 edition, and instead shall apply and enforce the International Energy Conservation Code, 2009 edition, to said structures, until such time as the State Fire Marshal's Office adopts revised minimum residential building codes and said codes take effect.

BE IT FURTHER RESOLVED, that the International Energy Conservation Code, 2012 edition, as adopted by Ordinance No. 13394, shall remain in full force and effect as it relates to all structures covered by the International Building Code, 2012 edition, other than said One and Two Family Dwellings and Townhouses. The moratorium will continue until such time as the State Fire Marshal's Office adopts a revised minimum residential building codes and said codes take effect.

ADOPTED: April 2, 2019

MJF/mem