

RESOLUTION NO. 12-256

BE IT RESOLVED by the City Council of the City of Decatur, Alabama that a public hearing shall be held at 402 Lee Street, NE, Decatur, Alabama on the 4th day of September, 2012 at 6:00 p.m., for the purpose of considering the passage of an ordinance adopting by reference without setting out at length in said ordinance, the following rules and regulations which have been printed as a code or codes in book or pamphlet forms:

“International Mechanical Code, 2009 Edition,” promulgated and published by the International Code Council, together with the appendices and indices forming a part thereof, save and except those portions thereof as shall be deleted, modified, amended or extended.

It is further directed that there shall be provided and on file in the office of the City Clerk of the City of Decatur not less than three (3) copies of such code for a period of not less than fifteen (15) days prior to the holding of such public hearing for use and examination by the public.

Notice of the time, place and purpose of such hearing shall be given by publication of this resolution at least fifteen (15) days prior to the date of said hearing, once a week for two successive weeks in THE DECATUR DAILY, a newspaper published and of general circulation in Decatur, Alabama.

Adopted this 6th day of August, 2012.

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ORDINANCE NUMBER 12-4119

BE IT ORDAINED by the City Council of Decatur, Alabama as follows:

Section 1. That Section 7-166 of the Code of Decatur, Alabama is hereby amended to read as follows:

“Sec. 7-166. - Adopted; amendments.

Pursuant to the authority granted cities and towns by section 11-45-8 Code of Alabama, 1975, there is hereby adopted that certain code printed in book or pamphlet form known as follows: "International Mechanical Code™" 2009 Edition, promulgated and published by the International Code Council, together with the appendices and indices forming a part thereof, save and except the following portions thereof as shall be deleted, modified, amended or extended as follows:

- (1) Any reference in the code to the "code official" shall read to mean the building director or any other head of the building department.
- (2) Any reference to the "department of mechanical inspection" shall read to mean the building department as enumerated in article IV of chapter 2 of the Code of Decatur, Alabama.
- (3) *Section 109 Means of Appeal* is hereby amended to read as follows:

"Section 109 Board of Appeals. The board of examinations and appeals for the construction industries, established under Article II of Chapter 7 of the Code of Decatur, Alabama, shall serve as the board of adjustments and appeals under this code, and all references to the board of adjustments and appeals shall refer to the board of examinations and appeals for the construction industries which board shall have the power and authority therein granted the board of adjustments and appeals."

- (4) *Appendix B Recommended Permit Fee Schedule* is hereby amended to read as follows:

Fee Schedule

1. The minimum fee for any mechanical permit issued shall be \$25.
2. For each mechanical permit issued the fee shall be determined by multiplying the first \$10,000 of the contract amount of the work to be undertaken by 1%, and for all contract amounts over \$10,000 the fee shall be determined by multiplying the amount over \$10,000 by one-quarter of 1% and adding the result to \$100.
3. For each permit issued for new residential construction where a single

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permit is issued covering all aspects of the work to be undertaken, the mechanical portion of the permit fee shall be determined by multiplying the first \$10,000 of the mechanical contract by 1% and applying the fee to the total fees due on such permit. Contracts for mechanical installations in excess of \$10,000 shall have the respective mechanical fee determined by multiplying the amount of the contract over \$10,000 by one-quarter of 1% and adding the result to \$100.

4. For each permit issued for new commercial or industrial construction where a single permit is issued covering all aspects of the work to be undertaken, the mechanical portion of the permit fee shall be determined by multiplying the first \$10,000 of the mechanical contract by 1% and applying the fee to the total fees due on such permit. Contracts for mechanical installations in excess of \$10,000 shall have the respective mechanical permit fee determined by multiplying the amount of the contract over \$10,000 by one-quarter of 1% and adding the result to \$100.

- (5) Appendix A- Combustion Air Openings and Chimney Connector Pass-throughs is adopted as informative and as guidelines in the interpretation of the Code, and not adopted as part of the Code.”

Section 2. This ordinance shall become effective on October 1, 2012.

Adopted this _____ day of September, 2012.

Attest:

City Clerk

Approved this _____ day of September, 2012.

Mayor, City of Decatur

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