

TITLE 12

BUILDING, UTILITY, ETC. CODES

CHAPTER

1. BUILDING PERMIT.
2. GAS CODE.
3. MODEL ENERGY CODE.

CHAPTER 1

BUILDING PERMIT

SECTION

- 12-101. Permit required.
12-102. Compliance required before issuance of permit.
12-103. Permit fee.
12-104. Permit issuance.

12-101. Permit required. It shall be unlawful for any person within the city limits of Clifton, Tennessee, to build, erect, construct, improve, or add to or modify any building or structure of any nature, either residential, commercial or otherwise, without first obtaining a permit therefor from the city recorder. Such application for said permit shall identify the location of said construction; and, if within the area defined as property having flood hazards, it shall state the mode of construction and sufficient plans to indicate compliance with the construction techniques and principles as provided by the Federal Flood Insurance Administration. (Ord. #68, May 1973, as amended by Ord. dated Dec. 1979)

12-102. Compliance required before issuance of permit. The "permit" shall be issued only after thorough examination by the city manager to insure compliance with the Flood Insurance Program. The city manager may request additional plans, specifications and other information as necessary to insure compliance. Failure of the applicant to provide the requested information will result in a denial of the building permit, and the applicant will be restrained from proceeding with construction, pending the issuance of a permit. (Ord. #68, May 1973, as amended by Ord. dated Dec. 1979)

12-103. Permit fee. Any person, corporation or agency desiring a permit shall pay a fee of \$1.00 and file an application therefor with the city recorder. (Ord. #68, May 1973, as amended by Ord. dated Dec. 1979, modified)

12-104. Permit issuance. Upon compliance with the foregoing, the city recorder, upon recommendation of the city manager, shall issue a building permit to the applicant.

(1) No building permit shall be issued by the city recorder, which in the opinion of the city manager:

(a) The proposed use is prohibited by zoning law of the city.

(b) Is in violation of any city ordinance or state law.

(c) Is so located as to be dangerous to the public welfare or materially detrimental to the property or improvements in the immediate vicinity.

(d) If the construction is to be in the flood hazard area, unless specifically approved by the city manager as being in compliance with all construction regulations of T.V.A. and the Federal Flood Insurance Program.

(2) The Commissioners of the City of Clifton hereby:

(a) Assures the Federal Insurance Administration that it will enact as necessary, and maintain in force for those areas having flood or mudslide hazards, adequate land use and control measures with effective enforcement provisions consistent with the criteria set forth in Section 1910 of the National Flood Insurance Program Regulations; and

(b) Vests Clifton City Manager with the responsibility, authority, and means to:

(i) Delineate or assist the administration, at his request, in delineating the limits of the areas having special flood (and/or mudslide) hazards on available local maps of sufficient scale to identify the location of building sites.

(ii) Provide such information as the administrator may request concerning present uses and occupancy of the flood plane (and/or mudslide area).

(iii) Cooperate with federal, state, and local agencies and private firms which undertake to study, survey, map, and identify flood plane or mudslide areas, and cooperate with neighboring communities with respect to management of adjoining flood plane and/or mudslide areas in order to prevent aggravation of existing hazards.

(iv) Submit on the anniversary date of the community's initial eligibility an annual report to the administrator on the progress made during the past year within the community in the development and implementation of flood plane management measures.

(c) Appoints the Clifton City Manager to maintain for public inspection and to furnish upon request a record of elevations (in relation to mean sea level) of the lowest floor (including basement) of all new or substantially improved structures located in the special flood hazard

areas. If the lowest floor is below grade on one or more sides, the elevation of the floor immediately above must also be recorded.

(d) Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the program. (Ord. #68, May 1973, as amended by Ord. dated Dec. 1979)

CHAPTER 2

GAS CODE¹

SECTION

- 12-201. Definitions.
- 12-202. Gas code.
- 12-203. Certification and qualifications of an authorized installing agency.
- 12-204. Permits for installation of gas burning equipment.
- 12-205. Inspection and testing.
- 12-206. Meter location and turning on and off of gas.
- 12-207. Rates and charges.

12-201. Definitions. The following words and phrases shall have the meaning set out below, when used in this chapter.

(1) "Authorized installing agency." Shall be any person, firm, corporation, or contractor, who has complied with this chapter and who has been issued a certificate by the city manager serving as gas inspector, as herein provided, to engage in the work of installing and repairing gas piping appliances, fixtures, and equipment in the City of Clifton, or to any person receiving gas service from the natural gas distribution system of the City of Clifton.

(2) "The Board of Commissioners of the City of Clifton." The governing body of the City of Clifton as established by the Uniform City Manager Charter of said City of Clifton.

(3) "City recorder." The person occupying the position and performing the duties of recorder, as provided by city manager commission charter.

(4) "Consumer." Any person, firm, corporation, or association receiving gas service from the natural gas distribution system of the City of Clifton.

(5) "Gas code." The Southern Standard Building Code, Part 2 (Gas) latest edition as published by the Southern Building Code Congress, International, Inc. as amended by this chapter.

(6) "Gas inspector." The City Manager of the City of Clifton or his duly authorized representative or the person designated by the Board of Commissioners of the City of Clifton to make inspection of the consumer gas piping and natural gas pumping facilities.

(7) "Gas system." The natural gas distribution system constructed, owned, and operated by the City of Clifton, Tennessee, including the transmission line from the gate station to the meter facilities at the transmission line of supplier.

¹Municipal code reference

Gas system administration: title 19, chapter 2.

(8) All definitions contained in the said Standard Building Code, Part 2 (Gas) are hereby adopted by this chapter and when used herein, or in connection with the natural gas distribution system of the City of Clifton, shall apply. (Ord. #129, Feb. 1994)

12-202. Gas code. (1) The provisions of the Standard Building Code, Part 2 (Gas) most recent edition, as the same may be hereinafter amended, pertaining to and governing the safe installation of consumer gas piping and gas appliances for fuel gases, such as natural gas, manufactured gas, liquid-petroleum gas, air or mixtures thereof, be, and the same is hereby adopted by reference thereto as the official gas code of the City of Clifton, Tennessee, governing such installations with certain additional provisions as herein set out in this chapter.

(2) One (1) copy of said gas code, as published by the Southern Building Code Congress International, Inc., described in the preceding section, together with any changes or amendments thereto hereafter made, shall be filed and kept in the office of the city recorder, available for public use, inspection and examination, but said three copies shall not be removed from said office except that the gas inspector shall have the right to remove it for temporary use.

(3) Butane or other commercial gas. Any consumer who, at the time of the adoption of this ordinance, is using butane or propane, or other commercial gas, and whose system is piped with 3/4" pipe or smaller shall, upon converting to natural gas, follow the procedure outlined herein.

A pipe shall be installed from the meter or point of delivery to the range or cooking stove, leaving a T below the floor; from the T a pipe shall be installed to the original point of entry of butane, propane, or other commercial gas system, thus forming a circuit with natural gas feeding in both directions and in addition, such other piping as will supply the proper amount of gas at each outlet as provided by the gas code hereinbefore adopted by reference. (Ord. #129, Feb. 1994)

12-203. Certification/qualifications of an authorized agency.

(1) In order to determine that the provisions of the gas code hereinbefore adopted are fully complied with and that those persons, firms, or corporations engaged in the business of installing gas appliances, systems, facilities, and equipment, are properly qualified to engage in business, the gas inspector as herein defined, shall examine all applicants desiring to engage in such work, and upon being satisfied of the applicant's fitness for such permit, shall issue certificates as hereinafter provided.

(2) All persons, firms, corporations, contractors, or associations desiring to engage in the work or business of installing gas piping, appliances, fixtures, equipment, or gas systems, including the repair and change over of the

same, in the City of Clifton, Tennessee, or in or upon the property of any person receiving gas service from the gas system of the City of Clifton shall make application to the gas inspector on such form and in such manner as the gas inspector may determine, under his rules and regulations, and said applicants shall personally appear before the gas inspector to be examined as to their qualifications and ability to operate and engage in such business, and no person, firm, association, or corporation shall engage in such business or install or repair any gas appliances, gas systems, or equipment until such persons, firms, or corporations have been approved by the gas inspector and a certificate issued to the applicant authorizing it to engage in such business. Upon the issuance of such permit, such person, firm, corporation, or association shall be a qualified installing agency as defined and provided by this chapter.

(3) The examination herein provided shall be in the form and manner deemed proper by the gas inspector, under such rules and regulations as may be adopted from time to time by the Board of Commissioners of the City of Clifton, and said applicant shall be examined by the gas inspector to determine the qualifications and abilities, and no person, firm, association, or corporation shall engage in such business until it has been approved by the gas inspector and a certificate issued to it, authorizing the engaging in such business.

(4) The applicant shall furnish satisfactory evidence to the gas inspector that qualified and competent laborers and workmen shall be used by the installing agency in the installation, replacement, or repair of consumer gas piping, or the connection, installation, repair, or servicing of gas appliances, and/or gas burning equipment, and such installing agency shall be responsible for seeing that such work is performed in a safe and workmanlike manner, and up to the standard of the art of this kind of work, and that the same is performed in accordance with good engineering practices, as used by those persons, firms, and/or corporations experienced in such work, and familiar with all the precautions required for utmost safety in such field of work, and that such complies with all provisions of the gas code herein adopted.

(5) Any permit to engage in the work or business of a qualified installing agency, hereinbefore defined, may be revoked by the gas inspector for failure to comply with all city ordinances or with the gas code herein adopted or that may be hereafter adopted by the Board of Commissioners of the City of Clifton, and the rules and regulations governing the installation of servicing and repairing of gas systems, gas burning systems, and equipment, or such certificate may be revoked for allowing or permitting said work to be carried on in an unworkmanlike manner by those employed by or under the supervision of an authorized gas installing agency or by allowing and permitting and using unqualified labor in the performance of work or allowing or permitting the same to be done in a hazardous or dangerous manner or for continued inefficient work by said authorized installing agency.

(6) Each applicant for a certificate to qualify as an installing agency shall pay to the City of Clifton at the office of the city recorder, at the time of

making such application, a fee of twenty and no/100 dollars (\$20.00), at the time of renewal of such certificate of an installing agency, there shall be paid to the City of Clifton, a fee of twenty and no/100 dollars (\$20.00). The fee of twenty and no/100 dollars (\$20.00), shall not be refunded in the event the applicant is not granted a certificate as an installing agency but shall be retained by the City of Clifton to defray the cost of investigation and examination herein provided.

The certificate of an installing agency shall expire on December 31, following the date of issuance, but may be renewed by the holder thereof without further examination or application, provided that the holder is not in violation of any of the rules and regulations of the City of Clifton, and/or its gas inspector and if in the opinion of the gas inspector it is unnecessary to have an examination of the gas installing agency. The board of city commissioners may, however, upon the expiration of any certificate require a new application and examination of any installing agency.

(7) The owner of the business or the senior member or acting head of a firm or corporation engaged in the business of a gas installing agency, shall be considered as the person responsible for all work done by such installing agency, as herein defined and provided for.

(8) No certificate shall be issued to an installing agency by the gas inspector until evidence has been submitted that such installing agency is properly bonded by a corporate surety bond in the penal sum of not less than ten thousand and no/100 dollars (\$10,000.00), and that said corporate surety company be authorized and qualified to do business in the State of Tennessee; such bond shall be payable to the City of Clifton, for its use and benefit and to any citizen or gas consumer, who may be damaged by the failure of such qualified installing agency, to comply strictly with the gas code herein adopted and the ordinances of the City of Clifton with reference thereto, or who may be damaged by any negligence committed, or imperfect or defective work done by such installing agency, or by any person in the employ or under the supervision of such installing agency while acting in the scope and course of their employment. Said bond shall be so conditioned as to require the installing agency to comply with all of the provisions of the city's gas code as herein defined and adopted or any provisions, revisions, amendments, or supplements which might be made or added thereto, from time to time. In such bond the qualified gas installing agency shall indemnify and save harmless the City of Clifton and all persons therein from loss, costs, or damages caused by negligence or inadequate, imperfect, or defective work done by such installing agency or any of its employees. Said bond shall be filed and remain on file with the City Recorder of the City of Clifton.

(9) The bond hereinbefore provided shall contain a provision that the surety company issuing the same shall not cancel the bond without notifying the Recorder of the City of Clifton and the gas inspector as hereinbefore provided. In the event said bond is not renewed at the end of each year, or that the same is cancelled, then immediately the gas inspector, acting upon notice of the city

recorder, shall revoke the certificate of such installing agency and shall terminate all of its rights and privileges to engage further in the business of installing agency as hereinbefore defined and until said bond is renewed or a new bond obtained and filed as herein provided, no new certificate shall be issued to such installing agency.

(10) Every applicant, for a certificate to serve as an authorized installing agency, shall furnish evidence that it or he has obtained a comprehensive general products liability insurance policy with limits of not less than one hundred thousand and no/100 dollars (\$100,000.00), in the case of each individual, or three hundred thousand and no/100 dollars (\$300,000.00), as to each accident for bodily injury, and fifty thousand and no/100 dollars (\$50,000.00), property damage as to each property owner, or one hundred thousand dollars (\$100,000.00) in the aggregate for all damages to property, and which policy shall provide that in the event the same is terminated or canceled for any reason, notice of such cancellation shall simultaneously be given to the city recorder. Upon the termination or cancellation of said insurance policy, the certificate of an installing agency, which shall have been theretofore issued by the gas inspector, shall be immediately revoked or in the discretion of the gas inspector, suspended.

The insurance policy hereinbefore provided shall be issued by an insurance company authorized to do business in the State of Tennessee, but shall be subject to approval by the gas inspector and/or the board of city commissioners, and said insurance policy shall at all times as hereinbefore provided be kept on file in the office of the city recorder.

(11) No firm, association, person or corporation shall engage in the work of an installing agency, nor shall any person, firm, association or corporation install in any building of any character in the City of Clifton, or in any building to which gas shall be supplied from the gas system of the City of Clifton, any gas pipe, appliances, or equipment using natural gas, manufactured gas, or liquefied petroleum gas or mixture thereof, unless such person, firm, or corporation holds a valid certificate issued by the gas inspector as hereinbefore provided. The gas inspector or any person designated by him or in his employ, shall not connect the gas piping or system in such building to the gas system, unless the same has been installed by a qualified installing agency as defined and provided for in this chapter, provided however a homeowner can install gas appliances, pipe, and equipment in their own residence, but same must be inspected, tested and approved by the gas inspector before service is commenced.

(12) No property owner shall cause or permit any installation, modification, change to, conversion, or repair of any gas house piping or gas appliances, as hereinabove provided, in the City of Clifton, or in its gas service territory or receiving gas from the gas system of the City of Clifton unless such person, firm, or corporation is a duly qualified installing agency as herein provided and defined, and the fact that such work has been done by other than an authorized installing agency, qualified as herein provided, shall be sufficient

to hold and render the property owner responsible for the violation of this chapter and amenable to all provisions of the same.

(13) Penalty. It is hereby declared a misdemeanor and punishable by a fine of not more than five hundred and No/100 dollars (\$500.00) and less than twenty-five and No/100 dollars (\$25.00) and the costs of prosecution, for any person to engage in the business of a gas installing agency, as in this chapter provided, and each day that such agency is engaged in the business of installing and repairing the work contemplated by this chapter shall be deemed a separate offense. Any property owner in violation of the same shall be liable for the same penalties. (Ord. #129, Feb. 1994)

12-204. Permits for installation of gas burning equipment. (1) No installation, modification or change of a natural gas system or gas burning equipment shall be made without first obtaining a permit from the City Recorder of the City of Clifton, which permit shall be countersigned by the gas inspector. Application for such permit shall be made on such forms as may be required by the city recorder and/or the gas inspector.

(2) No permit shall be issued to any person, firm, corporation, or association to make such installation, modification, change, or repair, directly or indirectly, unless such person is a duly qualified gas installing agency as herein provided.

The city recorder and the gas inspector shall act upon all applications for permits within a reasonable time and without unreasonable or unnecessary delay and within a maximum of ten (10) days. Any permit issued shall be construed as a license to proceed with the work and shall not be construed as authority to violate, cancel, alter, or set aside any of the provisions of this chapter or the gas code herein before adopted, nor shall such issuance of a permit prevent the gas inspector or his duly authorized representative, from thereafter requiring correction of errors in the permit or plan submitted with it, or in the construction authorized by the permit.

(3) Upon notice from the gas inspector that work on any gas installation is being done contrary to the provisions of the gas code, or this chapter, or in a dangerous or unsafe manner, such work shall be immediately stopped. Such notice shall be given in writing to the owner of the property, or his agent, or to the persons doing the work, or to any person in possession of the premises and shall state the conditions under which the work may be resumed. Where an emergency exists, oral notice to stop work may be given by the gas inspector or his authorized representative, which shall be sufficient, provided that the same be confirmed in writing within a reasonable time.

The gas inspector, the city recorder, and/or the board of city commissioners, may revoke a permit issued under the provisions of this chapter, in case there has been any false statement or representation as to a material fact in the application for the permit or in the plans submitted therewith. (Ord. #129, Feb. 1994)

12-205. Inspection and testing. (1) All installations of gas systems, gas appliances, and all changes or modifications of any existing gas system or additions to any existing gas system or installation of any appliances, shall be inspected by the gas inspector or his designated representative, to insure compliance with the requirements of this chapter, and the gas code hereinbefore adopted by reference and to insure that the installation and construction of the gas system is in accordance with the plans and the permit theretofore issued.

(2) **Notification.** It shall be the duty of the installing agency to give reasonable notice to the gas inspector when the gas installation is ready for test or inspection. It shall be the duty of the installing agency to make sure that the work will stand the test prescribed before giving the above notice and to furnish all necessary test equipment, materials, power and labor needed in making the inspection and testing the safety of such installation in accordance with good engineering practices in such field of work. If the gas inspector or his designated representative finds that the work will not pass the test, the installing agency shall be required to make the necessary corrections and the work will be resubmitted for inspection and test.

(3) The gas inspector or his duly authorized representative, or such person as may be designated by the Board of City Commissioners of the City of Clifton, is designated to make the inspection of the gas system as herein provided and to see that all permits herein provided for are properly executed. The gas inspector and his designated representatives are empowered and directed to inspect the installation, modification, or repair of gas piping, gas appliances, fixtures or apparatus now or hereafter to be placed in or in any manner directly attached to any building or store or in any manner connected with the natural gas distribution system of the city. The gas inspector and his assistants or representatives are hereby vested with full authority to enter any building or premises at reasonable times for the purpose of discharging their official duties as defined in this chapter.

(4) After making the inspection, the gas inspector shall notify, either orally or in writing, the installing agency and the owner, his agent or representative, as to whether or not the inspection has been satisfactory. If defects are found in the system, the same shall be specified in the notice and the gas inspector shall refuse to connect the installation to the gas system or to turn on the gas to the premises until the defects have been remedied and it has been determined that the installation complies with the gas code, this chapter, and the rules and regulations of the gas inspector. (Ord. #129, Feb. 1994)

12-206. Meter location and turning on and off of gas. (1) All meters shall be installed on the outside of the building to be served and at such location as may be determined by the gas inspector and shall be such that the meter connections are easily accessible in order that the meter may be read or changed.

No gas meter shall be installed under a step, stairway, window, or near a furnace, boiler, or other appliances.

Under no circumstances shall anyone not employed by the City of Clifton be permitted to open or make connection to the service pipe or service extension, or set or remove the meter or do any work on any part of the natural gas distribution system, including the meter, except that the gas may be turned off at the meter in case a hazardous condition may arise. When the meter has been turned off, the gas inspector shall be immediately notified and after obtaining a permit and the repairs have been made and approved, the meter shall be turned on and service restored, provided, however, that this turning on and off of the gas may be done only by the gas inspector or any designated representative.

Whenever more than one meter is supplied through one service line, a stopcock shall be installed at each meter inlet, in addition to the service line stop.

(2) It shall be unlawful and a misdemeanor for any person to trespass upon, injure, molest, deface, damage, destroy, or carry away any portion of the natural gas distribution system or for any person to tap or interfere with any gas line or gas pipe, constituting a part of the natural gas distribution system; or for any person to turn on the gas to any premises at any time except as directed by the gas inspector or his duly authorized representative.

It shall be unlawful and a misdemeanor for any person, firm, association or corporation to violate any of the foregoing provisions of this chapter and each days violation shall be considered a separate offense. Upon conviction for the violation of the foregoing provisions of this chapter, the offender or offenders shall be fined not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00) and the cost of the prosecution. (Ord. #129, Feb. 1994)

12-207. Rates and charges. (1) The rate structure for the Clifton Gas System shall be set by resolution as adopted by the Clifton Board of Commissioners.

(2) All charges for gas service shall be paid by the 5th day of the month following that in which service is billed. If not paid by five p.m. on the 5th day of the month, a penalty of ten per cent (10%) of the bill or charge for such service shall be added for late payment. In the event the charges for service are not paid by the 15th day of the month, then service to such consumer shall be discontinued.

If for this or any other reason, because of default of the consumer, or at the request of the consumer, service is discontinued, the consumer shall be charged the sum of ten dollars (\$10.00) for the reconnection of the service.

(3) The gas service pipe from the gas main to the point of delivery shall be run and installed by the City of Clifton; the point of delivery shall be the initial junction of the service pipe extending from the property line, nearest the gas main, to the consumer's pipe. Each consumer shall provide for and install

his own piping and fixtures from the point of delivery into the premises or building to be served. The City of Clifton shall furnish the meter, meter box, which shall be so placed as directed by the gas inspector and shall be at all times accessible.

The City of Clifton will pay for the gas service pipe from the gas main to the property line. The gas consumer shall pay for all service pipe from the property line to the point of delivery, except as hereinafter stated.

The service pipe, including the regulator and meter, shall be installed by the gas inspector or his representative but the consumer shall pay at such rate as may be fixed by the gas inspector for the service pipe from the property line to the point of delivery; provided, however, that during the time of the initial construction of the gas distribution system, the City of Clifton will pay for the first one hundred (100) feet of service pipe from the property line to the point of delivery but in no event will the City of Clifton pay for or furnish and install more than one hundred (100) feet and in the event the distance from the property line to the nearest corner of the building to be served is less than one hundred (100) feet, then the lesser of the two distances shall determine the city's obligation. The consumer will pay for all service pipe in excess of one hundred (100) feet.

The gas service pipe, the meter, and the meter box shall at all times remain the property of the City of Clifton, and upon the discontinuance of gas service to any premises by reason of the failure to pay the bills by the consumer for gas service, or for any other reason, then the City of Clifton, through the gas inspector or his representative, may remove the meter, regulators, the meter box, and gas service pipe, and the consumer will be charged for the cost of replacing the same in the event service is restored, in accordance with the provisions hereinbefore stated, except that the City of Clifton will furnish the meter without charge.

It is declared unlawful and a misdemeanor for any person to refuse or permit the employees of the City of Clifton to go upon the premises for the purpose of removing the property of the City of Clifton, and upon conviction of this provision, such person shall be fined not less than five dollars (\$5.00), nor more than five hundred dollars (\$500.00).

(4) There shall be charged to each consumer a connection or tapping charge as herein provided to cover the costs of tapping the gas main, the installation of the service pipe, meter and meter box.

(5) At the time when gas is turned on and made available to the consumer, there shall be a security deposit paid to the City of Clifton, in the following amount:

Security Deposit for Property Owner	\$ 25.00
Security Deposit for Non-Property Owner	\$ 50.00
Security Deposit for Small Commercial (demand under 200 MCF per month)	\$150.00
Security Deposit for Large Commercial	\$10,000

(demand over 200 MCF per month)	
Security Deposit for Industrial	\$10,000

The board of city commissioners may by appropriate rules, regulations, and ordinances, provide such additional security deposit or increase the security deposit as herein provided so as to protect the City of Clifton and the gas system from loss.

The security deposit herein provided shall be paid, as before stated, at the time when service is established to each consumer, and no service shall be established to a consumer until the security deposit herein provided has been paid. The security deposit shall be retained by the natural gas system as security for the payment of the bills and charges for gas service by said system to the consumer. Upon discontinuance of service to any consumer, said deposit shall be refunded to the consumer, provided all charges for service and gas consumed have been paid and provided further that the consumer is not indebted to the gas system on any account. In the event service is discontinued to any consumer and the charges for such service are not paid, the gas system may collect such bill or bills owing by the consumer from the security deposit, by applying the same to the bills, and the balance will then be refunded to the consumer. In the event there is insufficient amount in said security deposit to pay said bill, then the consumer shall be liable for the difference, and no gas shall be furnished to any person or consumer at that location until and unless the bill is paid in full, except upon order of the board of commissioners.

(6) It is declared unlawful and a misdemeanor for any person to tap, interfere with, or receive gas without the same being metered, and any person, firm, association or corporation tapping any gas main or receiving gas that does not pass through the meter shall, upon conviction, be fined not less than five dollars (\$5.00) nor more than five hundred dollars (\$500.00).

It is hereby declared to be unlawful for any person to turn on gas to any premises except the employees of the City of Clifton, the gas inspector, or his duly authorized representative, or any person designated by the Board of City Commissioners; and any person not so authorized operating any valve turning gas on to any premises shall, upon conviction, be fined not less than fifty dollars (\$50.00), and the costs of the proceeding. (Ord. #129, Feb. 1994, as amended by Ord. #175, Nov. 2000)

CHAPTER 3

MODEL ENERGY CODE¹

SECTION

- 12-301. Model energy code adopted.
- 12-302. Modifications.
- 12-303. Available in recorder's office.
- 12-304. Violation and penalty.

12-301. 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 Code,² 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.

12-302. Modifications. Whenever the energy code refers to the "responsible government agency," it shall be deemed to be a reference to the City of Clifton. When the "building official" is named it shall, for the purposes of the energy code, mean such person as the city manager shall have appointed or designated to administer and enforce the provisions of the energy code.

12-303. Available in recorder'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 recorder'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.

12-304. 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.