

ORDINANCE NO. 680

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE NUMBERS 634 AND 638 AUTHORIZING THE FIRE MARSHAL OR HIS DESIGNEE TO ISSUE A SUMMONS AND COMPLAINT AS PROVIDED BY 11-45-9.1, CODE OF ALABAMA, (1975) AS AMENDED FOR THE CITY OF FULTONDALE, ALABAMA, AND TO ADOPT UPDATED VARIOUS INTERNATIONAL AND NATIONAL CODES RELATING TO INSPECTION ACTIVITIES OF THE CITY OF FULTONDALE, ALABAMA AND ENFORCEMENT OF BUILDING AND FIRE PROVISIONS AS PROVIDED IN SAID CODES

WHEREAS, it is the desire of the City Council of the City of Fultondale, Alabama, to adopt, in all respects, the various 2021 International Codes relating to building, fire prevention, gas, mechanical, plumbing, property maintenance, and the National Electrical Code; and

WHEREAS, the adoption of these codes is done to facilitate proper inspections activities by the City of Fultondale, Alabama relating to construction and to the maintenance of buildings, structures, and property within said City of Fultondale, Alabama, and relating to public safety, health, and general welfare.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Fultondale, Alabama, while in regular session on the 9th day of August, 2022 as follows:

SECTION 1. That the International Building Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 103.1. Insert: [FULTONDALE FIRE & RESCUE / FULTONDALE INSPECTIONS DEPARTMENT]
- c. Section 1612.3. Insert: [CITY OF FULTONDALE]
- d. Section 1612.3. Insert: [MOST RECENT ADOPTION]

SECTION 2. That the International Residential Code for One- and Two-Family Dwellings-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section R101.1. Insert: [CITY OF FULTONDALE]
- b. Table R301.2. Jurisdictions to fill in details as attached.
- c. Section R313.2. which will be changed to the following: One- and two-family dwellings automatic fire systems. An automatic residential fire sprinkler system shall be installed in attached garages and basements in one- and two-family dwellings or install 5/8-inch Type X Gypsum Board in attached garages and basements, with 1 hour UL fire rated, self-closing doors leading into residence.
- d. Section P2603.5.1. Insert: [REGULATED BY JEFFERSON COUNTY HEALTH AND ENVIRONMENTAL DEPARTMENT]

SECTION 3. That the International Fire Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 112.4. Insert: [REFERENCE ORDINANCE ADOPTING THIS CODE]
- c. Section 1103.5.3. Insert: [ONE YEAR FROM DATE OF ADOPTION]
- d. Section 5704.2.9.6.1. Insert: [FIRE CHIEF DIRECTIVE]
- e. Section 5706.2.4.4. Insert: [FIRE CHIEF DIRECTIVE]
- f. Section 5806.2. Insert: [PLAN REVIEW DISCRETION]
- g. Section 6104.2. Insert: [FIRE CHIEF DIRECTIVE]

SECTION 4. That the International Fuel Gas Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 115.4. Insert: [REFERENCE ORDINANCE ADOPTING THIS CODE]

SECTION 5. That the International Property Maintenance Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 103.1. Insert: [FULTONDALE FIRE & RESCUE / FULTONDALE INSPECTIONS DEPARTMENT]

- c. Section 302.4. Insert: [12 INCHES] (vacant lots will not be regulated by this section unless said lots become a health or life safety issue)
- d. Section 304.14. DELETED (REGULATED BY JEFFERSON COUNTY HEALTH DEPARTMENT)
- e. Section 602.3. Insert: [DECEMBER 1ST – MARCH 31ST]
- f. Section 602.4. Insert: [DECEMBER 1ST – MARCH 31ST]

SECTION 6. That the International Mechanical Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 103.1. Insert: [FULTONDALE FIRE & RESCUE / FULTONDALE INSPECTIONS DEPARTMENT]
- c. Section 115.4. Insert: [REFERENCE ORDINANCE ADOPTING THIS CODE]

SECTION 7. That the International Plumbing Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 103.1. Insert: [FULTONDALE FIRE & RESCUE / FULTONDALE INSPECTIONS DEPARTMENT]
- c. Section 115.4. Insert: [REFERENCE ORDINANCE ADOPTING THIS CODE]
- d. Section 305.4.1. Insert: [REGULATED BY JEFFERSON COUNTY HEALTH AND ENVIRONMENTAL DEPARTMENT]
- e. Section 903.1.1. Insert: [6 INCHES]

SECTION 8. That the International Existing Building Code-2021 Edition with all Appendixes is hereby adopted by reference as though copied herein fully.

- a. Section 101.1. Insert: [CITY OF FULTONDALE]
- b. Section 103.1. Insert: [FULTONDALE FIRE & RESCUE / FULTONDALE INSPECTIONS DEPARTMENT]

SECTION 9. That the National Fire Protection Association 70-National Electrical Code-2020 Edition is hereby adopted by reference as though copied herein fully.

SECTION 10. The Fire Marshal or their designee is hereby authorized as code enforcement officers of the City of Fultondale, Alabama, to issue violations, fines, summons, and complaints to any person charged with violating any of the following municipal ordinances:

- 1. Ordinance Number 433, Zoning Ordinance and amendments.
- 2. Ordinance Number 410, Weeds, Litter, and Inoperable Motor Vehicles Control and amendments.
- 3. Ordinance Number 504, Storm Water Management, Erosion and Sedimentation Control and amendments.
- 4. Adopted Codes in this Ordinance.
- 5. Adopted Codes, Regulations, and Laws regulating Zoning, Code Enforcement, Building, Fire, Property Maintenance, and Life Safety that pertain to the City of Fultondale.

SECTION 11. The fine schedule for violations is set as which is made part hereof, is hereby approved for issuance of all offenses charged herein.

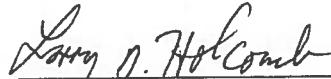
First Offense	Warning Issued (documented on violation notice)
Second Offense	\$100.00
Third Offense	\$250.00
Fourth Offense	\$500.00 and/or Revocation of Business License

Multiple offenses for one lot, place of premises, shall be cumulative within twelve (12) months from the date of the first offense. Repeat violations for the same offense may be issued following ten (10) day intervals. Further offenses shall be documented through a Non-traffic Citation and be brought before the City of Fultondale Municipal Court for additional fines as regulated by the court and/or jail time.

SECTION 12. BE IT FURTHER ORDAINED by the City Council of the City of Fultondale, Alabama, that any matters in said codes which are contrary to existing Ordinances of the City of Fultondale, Alabama, shall prevail and that Ordinance No. 634 and 638 are hereby amended and, to that extent, any existing Ordinances to the contrary are hereby repealed in that respect only.

SECTION 13. BE IT FURTHER ORDAINED that this Ordinance shall become effective, upon its adoption and publication pursuant to state law, and governs all permits issued after the effective date.

ADOPTED and APPROVED this the 9th day of August, 2022.


Larry D. Holcomb, Mayor

Attest:


Peggy Shadix, City Clerk

I, Peggy Shadix, City Clerk of the City of Fultondale, Alabama, hereby certify that the above to be true and correct copy of an Ordinance duly adopted by the City Council of the City of Fultondale, Alabama, at a regular meeting held on the 9th day of August, 2022, as same appears in the minutes of record of said meeting, and was thereby published by posting of the same in each of the following public places, all of which are located within the corporate limits of the City of Fultondale, Alabama: 1) Fultondale City Hall Lobby, 2) Fultondale Public Library, 3) Fultondale U.S. Post Office, 4) First Horizon Bank, Fultondale Branch.

Signed this the 9th day of August, 2022.


Peggy Shadix, City Clerk