

**CITY OF ANNISTON**  
**January 4, 2022**  
**5:30 P.M.**

- **INVOCATION**
- **PLEDGE OF ALLEGIANCE**
- **CALL TO ORDER**
- **ROLL CALL**
- **READING/APPROVAL OF MINUTES OF PREVIOUS MEETING**
  - December 14, 2021 Regular meeting
- **ADDITIONS/DELETIONS TO THE AGENDA**
- **ADOPTION OF AGENDA**

**I. PUBLIC HEARING**

***Speaking to a Public Hearing Item***

In the interest of time and to ensure the fairness of all persons who appear before the City Council to speak for or against a public hearing item, speakers will be limited to three (3) minutes each to address City Council except as described herein. One speaker for the Petitioner may address the City Council for no more than 10 minutes, unless extended by the Mayor. In an effort help the City Council and the general public to better understand the issues, the Mayor may request that a City staff member address the City Council from the podium. Speakers from the general public may only speak when recognized by the Mayor during the public hearing. Speakers will be asked to come to the podium to address the City Council for three (3) minutes and they shall state their name and resident address for the record. Speakers addressing City Council on a public hearing item should coordinate comments in order to respect City Council's time constraints. Groups should select a spokesperson to present the major points that summarize their position and opinions. Speakers are urged to be brief and non-repetitive with their comments. Comments shall specifically address the public hearing item before the City Council, and the speaker shall maintain appropriate tone and decorum when addressing the City Council. City Council may ask questions of the applicant, speakers, or staff during these proceedings only for the purpose of clarifying information. The speaker shall not direct derogatory comments to any individual, organization, or business. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. Once the public hearing is closed on an item, there will be no further opportunity for formal or informal public input at a City Council meeting.

**II. UNFINISHED BUSINESS – None**

**III. CONSENT AGENDA**

- (a)** Resolution declaring a reported condition to be a public nuisances  
Group 2021-07 Grass/Debris/Vehicles
- (b)** Resolution authorizing reimbursements to city officials for expenses incurred while traveling away from the city
- (c)** Motion to approve a Retail Beer (Off Premises Only) Retail Table Wine (Off Premises Only) alcohol license application for Yousef Yaqoub, Inc., d/b/a Express Mart 25 located at 1229 Wilmer Avenue inside the corporate city limits

#### IV. ORDINANCES

- (a) Adopting by reference the 2021 Editions of the International Building Code, International Residential Code, International Fire Code, International Fuel Gas Code, International Plumbing Code, International Mechanical Code, International Existing Building code, International Property Maintenance Code, and 2020 Edition of the NFP 70 National Electric Code       **2<sup>nd</sup> Reading**

#### V. ADDITIONAL OR OTHER MATTERS THAT MAY COME BEFORE COUNCIL

#### VI. PUBLIC COMMENTS

**Public Comment – Speaker Protocol**

The City of Anniston believes that any member of the general public should be afforded the opportunity to address the City Council provided that designated rules are followed by the speaker. Any member of the public who wishes to address the City Council and offer public comment on items within the City Council's jurisdiction, may do so during the Public Comment period of the meeting. However, no formal action will be taken on matters that are not part of the posted agenda. In order to ensure the opportunity for all those desiring to speak before the Council, there is no yielding of time to another speaker. This opportunity to address City Council may not be used to continue discussion on an agenda item that has already been held as a public hearing. Matters under negotiation, litigation, or related to personnel will not be discussed. Members of the general public who would like to address the City Council during the Public Comment portion of the meeting, may do so in accordance with the rules outlined in Ordinance 21-O-22 adopted by the City Council on November 2, 2020 as stated:

**Section 12.** Members of the public may address the Council or speak on matters of public concern during the period of the meeting agenda reserved for public comments, subject to the following procedures:

(a) No person shall be allowed to speak during public comments unless he or she submits a Request to Speak During Public Comments form to the Office of the City Manager no later than 3:00 P.M. on the Friday before the Council meeting. The request shall identify the speaker by name and residential address and shall specify the date of the meeting in which the speaker desires to offer public comments.

(b) The period for public comments shall be open to the **first ten (10) persons** who submit a timely request to speak during the meeting at hand.

(c) In advance of each meeting, the City Manager shall provide the Council a list of the persons authorized to speak during the period for public comments, not to exceed ten (10) persons, which shall identify the speakers in the order in which their requests were made. The presiding officer shall call on each person from the list. Once recognized, each person shall be provided no more than **three (3) minutes** to complete his or her public comments.

(d) Those persons who make a timely request, after the first ten (10) requests, shall be first on the list of persons authorized to speak during the period for public comments in the next meeting, unless he or she asks to be removed from the list.

**Section 13.** All comments made by members of the Council shall be restricted to the matter under consideration and shall be addressed to the presiding officer, except during the period of the meeting reserved for Council Comments. All comments made by members of the Council shall be restricted to three (3) minutes, unless the presiding officer grants exception for good cause.

**Section 14.** No comments shall be permitted by a member of the Council or by a member of the public that is of a disparaging nature or which would constitute a personal attack on the integrity of any member of the Council or the staff of the City. Once the speaker has been recognized to speak, he/she should not attempt to engage the City Council and/or Staff in a discussion/dialogue and the speaker should not ask specific questions with the expectation that an immediate answer will be provided as part of the three (3) minute time frame since that is not the intent of the Public Comment period. If the speaker poses a question or makes a request of the City, the Mayor may refer the issue or request to the City Manager for follow up. At the conclusion of the three (3) minute time period, the speaker will be notified that his/her time has elapsed and the next speaker will be recognized to come forward to the podium and address the City Council. The Mayor may rule out of order any Speaker who uses abusive or indecorous language, if the subject matter does not pertain to the City of Anniston, or if the Speaker(s) attempts to engage the City Council Members in a discussion or dialogue on issues. City Council shall not discuss non-agenda matters because it does not give the public adequate notice. Accordingly, City Council shall be limited to asking factual and clarifying questions of staff, and when appropriate, the Council may consider placing a matter on a future agenda. In addition, it is not reasonable to expect staff to respond to any of a variety of issues on which they may or may not be prepared to respond to on a moment's notice, so the City Manager may respond, or direct staff to respond at a later time.

#### VII. COUNCIL COMMENTS

#### ADJOURNMENT

# MINUTES

Anniston, Alabama

December 14, 2021

The City Council of the City of Anniston, Alabama, met in Regular Session in Room B at the Anniston City Meeting Center in the City of Anniston, Alabama, on Tuesday, December 14, 2021, at approximately 5:30 o'clock p.m.

Jay Jenkins, Council Member, prayed the Invocation.

Jay Jenkins, Council Member, led the Pledge of Allegiance to the Flag.

Mayor Draper called the meeting to order. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Roberts, Smith, Harris, and Draper; absent: none. A quorum was present and the meeting opened for the transaction of business.

Steven Folks, City Manager, was present.

Bruce Downey, City Attorney, was present.

Council Member Smith made a motion to waive the reading of and approve the minutes of the November 16, 2021 regular meeting. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried and the November 16, 2021 regular meeting minutes were approved.

Mayor Draper made a motion to adopt the agenda. The motion was seconded by Council Member Smith and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the agenda was adopted.

Mayor Draper read the following addresses for the record: 2836 Moore Ave, 2828 Moore Ave, 2814 Moore Ave, 2912 Moore Ave, 1510 Charlotte Ave, 3711 Pelham Rd, 2124 Thomas Ave, and 5422 McClellan Blvd.

Mayor Draper opened a public hearing to receive public comments over-ruling comments over-ruling objections to the abatement of identified public nuisances. Group 2021-06 Grass/Debris/Vehicles. No One Spoke. Mayor Draper closed the public hearing to receive public comments over-ruling comments over-ruling objections to the abatement of identified public nuisances.

Mayor Draper opened a public hearing to receive public comments regarding a 010-Lounge Retail Liquor- Class I alcohol license application for Days and Nights Breakfast and Brunch Bar LLC d/b/a Days and Nights Bar located at 1102 S Quintard Avenue inside the corporate city limits. No One Spoke. Mayor Draper closed the public hearing to receive public comments regarding a 010-Lounge Retail Liquor- Class I alcohol license application for Days and Nights Breakfast and Brunch Bar LLC d/b/a Days and Nights Bar located at 1102 S Quintard Avenue inside the corporate city limits.

Mayor Draper opened a public hearing to receive public comments regarding First Amendment to Special Project Development Agreement between the City and TTM Holdings, LLC. No One Spoke. Mayor Draper closed the public hearing to receive public comments regarding First Amendment to Special Project Development Agreement between the City and TTM Holdings, LLC.

Council Member Jenkins made a motion to approve the consent agenda:

(a) Resolution over-ruling objections to the abatement of identified public nuisances Group 2021-06 Grass/Debris/Vehicles (21-R-90)

(b) Resolution authorizing the submission of an application under the Assistance to Firefighters Grant (21-R-91)

(c) Resolution Authorizing the Mayor to execute a Comprehensive Agreement with Calhoun County 9-1-1 and other stakeholders (21-R-92)

(d) Motion to award bid for demolition of substandard structures to EMTEK in the amount of \$54,000.00 with funding from Community Development Block Grant (CDBG)

(e) Motion to approve a 010-Lounge Retail Liquor- Class I alcohol license application for Days and Nights Breakfast and Brunch Bar LLC d/b/a Days and Nights Bar located at 1102 S Quintard Avenue inside the corporate city limits

The motion was seconded by Council Member Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried and the consent agenda was approved.

Mayor Draper introduced a Resolution authorizing amendments to Special Project Development Agreement with TTM Holdings, LLC.

Bruce Downey, City Attorney, stated that the City of Anniston had an agreement to incentivize Mr. Tolbert to make certain improvements to the shopping center in order to attract new tenants and businesses. Mr. Downey stated that at the time the agreement was made the incentives did not kick in until he made a certain threshold of sales tax revenue, which he was never able to meet so the incentive never became a reality. Mr. Downey stated that Mr. Tolbert asked the City to revisit the incentive and eliminate that threshold so that he can actually realize the intended extent of.

Council Member Harris made a motion for passage and adoption of a Resolution authorizing amendments to Special Project Development Agreement with TTM Holdings, LLC. The motion was seconded by Council Member Smith and on call of the roll the following vote was recorded: ayes: Council Member Roberts, Smith, Harris, Draper; abstentions: Council Member Jenkins; nays: none. The motion carried and the Resolution was passed and adopted. (21-R-93)

Mayor Draper introduced a Resolution authorizing the purchase of real property.

Mayor Draper made a motion for passage and adoption of a Resolution authorizing the purchase of real property. The motion was seconded by Council Member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried and the Resolution was passed and adopted. (21-R-94)

Mayor Draper introduced a Resolution authorizing the purchase of real property.

Mayor Draper made a motion for passage and adoption of a Resolution authorizing the purchase of real property. The motion was seconded by Council Member Roberts and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried and the Resolution was passed and adopted. (21-R-95)

Mayor Draper introduced an Ordinance adopting by reference the 2021 Editions of the International Building Code, International Residential Code, International Fire Code, International Fuel Gas Code, International Plumbing Code, International Mechanical Code, International Existing Building Code, International Property Maintenance Code, and 2020 Edition of the NFP 70 National Electric Code (1<sup>st</sup> Reading)

Council Member Harris made a motion to read the ordinance by title only. The motion was seconded by Council Member Roberts.

Mayor Draper opened a public hearing to receive public comment on the ordinance adopting by reference the 2021 Editions of the International Building Code, International Residential Code, International Fire Code, International Fuel Gas Code, International Plumbing Code, International Mechanical Code, International Existing Building Code, International Property Maintenance Code, and 2020 Edition of the NFP 70 National Electric Code. No One Spoke. Mayor Draper closed the public hearing to receive public comment on the ordinance adopting by reference the 2021 Editions of the International Building Code, International Residential Code, International Fire Code, International Fuel Gas Code, International Plumbing Code, International Mechanical Code, International Existing Building Code, International Property Maintenance Code, and 2020 Edition of the NFP 70 National Electric Code.

And on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried and the ordinance will be read by title only.

Mayor Draper read the ordinance by title only.

Council Member Harris commended Main Street for the excellent job they are doing downtown and for the Christmas parade.

Council Member Smith shouted out Xenay Tillman and Shakale Ashford for creating Days and Nights Brunch Bar and doing so well with Healthy Bowls.

Council Member Roberts stated that it feels good to watch a young man from Anniston come back from college and open multiple establishments in the city. He stated that people are starting to get jealous.

Council Member Jenkins stated that he is super proud of the men of Healthy Bowls. He stated that the press they are getting is super positive. He stated that city staff makes the council look good.

Mayor Draper stated that there are really great things going on in the City. He stated that the future of Anniston is really bright. He stated that this was the best Christmas parade they have ever had.

Mayor Draper made a motion to convene into Executive Session for the Council to discuss with the City Attorney the legal ramifications of and legal options for pending litigation, controversies not yet being litigated but imminently likely to be litigated, and/or controversies imminently likely to be litigated if the governmental body pursues a proposed course of action and the governmental body will be returning from this executive session to take up a matter in regular session. The motion was seconded by Council member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried the council convened into executive session at approximately 5:56 p.m.

Mayor Draper called for a roll call vote to establish that a quorum was present after reconvening. On call of the roll, the following Council Members were found to be present: Council Members Jenkins, Roberts, Smith, Harris, and Draper; absent: none. A quorum was present and the meeting was reconvened at 6:23 p.m.

Bruce Downey, City Attorney, stated that under the agreement the City of Anniston would pay \$100,000.00 in satisfaction of the fine; the city would agree to make certain improvements at the airport including the runway overlay project and taxi way safety area improvements. He stated that the city would surrender its part 139 certificate.

Mayor Draper made a motion that the city enter into an agreement to settle the enforcement action with the FAA. The motion was seconded by Council member Harris and on call of the roll the following vote was recorded: ayes: Council Member Jenkins, Roberts, Smith, Harris, Draper; nays: none. The motion carried.

There being no further business to come before the council at that time Mayor Draper made a motion that the meeting be adjourned. The motion was seconded by Council Member Jenkins; and on call of the roll, the following vote was recorded: ayes: Council Members Jenkins, Roberts, Smith, Harris, and Draper; nays: none. The motion carried and the meeting was adjourned at approximately 6:25 p.m. o'clock p.m.

# CONSENT AGENDA

**RESOLUTION NUMBER 22-R-\_\_**

**A RESOLUTION DECLARING A REPORTED CONDITION TO BE A PUBLIC NUISANCE**

**WHEREAS**, Tana Bryant, an Appropriate City Official, pursuant to Section 34.7 and 34.15 of said Ordinance, has reported to the City Council that conditions exist at **see attached (Group 2021-07 Grass/Debris/Vehicles)** in Anniston, Alabama that are believed to be a public nuisance; and

**WHEREAS**, the said City official submitted proof of said condition that was deemed by the City Council to be satisfactory to show that a public nuisance existed at the place specified; and

**WHEREAS**, Section 34.3 (b) (1), (2), (4) of the City of Anniston Ordinance No. 11-0-9 declares the following conditions to be a public nuisance: **overgrown lots, maintenance or storage of motor vehicles that are not in usable condition as defined in Section 34.2 of the Code of Ordinances and debris, motor vehicles and trash**; and

**RESOLVED THEREFORE**, that a public nuisance exists at the above said locations within the City of Anniston, said property being more particularly described on **Exhibit "A"** to this resolution; and

**RESOLVED FURTHER**, that the public nuisance must be abated by the City and the cost of abatement charged as a lien against the property if not remedied by the owner(s); and

**RESOLVED FURTHER**, that a hearing be set before the City Council at its next regular scheduled meeting to hear objections to the City's actions; and

**RESOLVED FURTHER**, that at least two NOTICES TO REMOVE PUBLIC NUISANCE be promptly posted by the Appropriate City Official in front of the said property at not more than 100 feet in distance apart as specified in Section 34.16 of the Code of Ordinances; and

**RESOLVED FURTHER**, that the Appropriate City Official shall post said NOTICE TO REMOVE PUBLIC NUISANCE, as aforesaid, at least 5 days prior to the time for hearing objections by the City Council; and

**RESOLVED FURTHER**, that the Appropriate City Official shall determine the name and address of the person or entity last assessing said property for tax purposes, and shall further cause a search to be made of the public records, and shall further make a diligent investigation to discover the name(s) and contact information of the owners of every beneficial interest in the said property; and

**RESOLVED FURTHER**, that the Appropriate City Official shall, at least 5 days prior to the time for a hearing of objections by the City Council, mail a copy of said Notice by certified or registered mail, with postage prepaid and return receipt requested, to the last person/entity assessing the property for taxes and to each owner of a beneficial interest in said property including, without limitation, mortgagees of record.

**PASSED AND ADOPTED** this the 4<sup>th</sup> day of **January, 2022.**

**CITY COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA**

BY: \_\_\_\_\_  
Jack Draper, Mayor

BY: \_\_\_\_\_  
Jay Jenkins, Council Member

BY: \_\_\_\_\_  
Demetric Roberts, Council Member

BY: \_\_\_\_\_  
Ciara Smith, Council Member

BY: \_\_\_\_\_  
Millie Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skylar Bass, City Clerk

**Exhibit "A"****Group 2021-07 Grass/Debris/Vehicles**

<b>Address</b>	<b>PPIN#</b>	<b>Owner</b>	<b>Violation</b>
2909 Moore Ave.	25936	Eric N. Woods	Inoperable Vehicle
2830 Moore Ave.	25994	Maryln C. Bullock	Inoperable Vehicle – black pickup truck, plate unknown
2818 Moore Ave.	75647	8182 Trust	Inoperable Vehicle
2225 McKleroy Ave.	25231	Thomas Modeste	Grass/Weeds/Debris
21 West 19 <sup>th</sup> St.	20448	James Stewart Moore	Grass/Weeds/Debris/Inoperable Vehicle
32 Avenue B	57782	Larry McCormick	Junk/Debris
2105 McKleroy Ave.	20413	Quinndarius L. Guyden	Inoperable Vehicle
1818 McKleroy Ave.	19882	Maureen M. Smith	Inoperable Vehicle
424 Lapsley Ave.	17555	Kimberly Monroe (C/O Victoria Monroe)	Grass/Weeds/Debris
812 West 19 <sup>th</sup> St.	19908	Bessie Brooks (C/O Carolyn Cox)	Grass/Weeds/Debris
1611 Cobb Ave	19580	Eddie Spigner (C/O State of AL)	Grass/Weeds/Debris
2514 Walnut	25397	Emma Bowie Jones	Grass/Weeds/Debris
1105 Emory Pl.	14845	Louise Sawchak	Grass/Weeds/Debris
2128 Thomas Ave.	22674	Bobby Woodrow	Inoperable Vehicle/Debris – white Cadillac, plate unknown
2016 Noble St.	13473	David C. Brown	Trash/Debris
1716 Johnston Dr.	61928	Tiffany Goggins	Grass/Weeds/Debris

**RESOLUTION NO. 22-R-\_\_**

**A RESOLUTION AUTHORIZING REIMBURSEMENTS TO CITY OFFICIALS FOR EXPENSES INCURRED WHILE TRAVELING AWAY FROM THE CITY**

**BE IT RESOLVED**, by the City Council of the City of Anniston, Alabama, that reimbursement is made by the City of Anniston, Alabama, as follows:

- a.** \$147.73 to Demarcus Fomby, Municipal Court, for reimbursement while attending AOC Municipal Seminar on December 3, 2021 in Montgomery, Alabama.
- b.** \$132.24 to Kelley Rhoades, Municipal Court, for reimbursement while attending AOC Municipal Seminar on December 3, 2021 in Montgomery, Alabama.

**PASSED AND ADOPTED** this **4<sup>th</sup>** day of **January, 2022**

**CITY COUNCIL OF THE CITY  
OF ANNISTON, ALABAMA**

**BY:** \_\_\_\_\_  
Jack Draper, Mayor

**BY:** \_\_\_\_\_  
Jay Jenkins, Council Member

**BY:** \_\_\_\_\_  
Demetric Roberts, Council Member

**BY:** \_\_\_\_\_  
Ciara Smith, Council Member

**BY:** \_\_\_\_\_  
Mille Harris, Council Member

ATTEST:

\_\_\_\_\_  
Skyler Bass, City Clerk

# ORDINANCES

**ORDINANCE NO. 21-O-\_\_**

**ADOPTING BY REFERENCE THE 2021 EDITIONS OF THE INTERNATIONAL BUILDING CODE, INTERNATIONAL RESIDENTIAL CODE, INTERNATIONAL FIRE CODE, INTERNATIONAL FUEL GAS CODE, INTERNATIONAL PLUMBING CODE, INTERNATIONAL MECHANICAL CODE, INTERNATIONAL EXISTING BUILDING CODE, INTERNATIONAL PROPERTY MAINTENANCE CODE, AND 2020 EDITION OF THE NFP 70 NATIONAL ELECTRIC CODE**

**WHEREAS**, the City Council considers the safety and health of its citizens to be of paramount importance;

**WHEREAS**, providing standards and requirements for the safe and sanitary use and occupancy of buildings and structures in the city is the primary way to promote that condition;

**WHEREAS**, the adoption of current recognized professional construction, maintenance, and fire protection codes devised by the International Code Council and National Fire Protection Association is a crucial element of that effort;

**NOW THEREFORE, BE IT ORDAINED** by the City Council for the City of Anniston, Alabama as follows:

Section 1. The City Council hereby amends and restates Chapter 6, Article I, Section 6.1 of “The Code of the City of Anniston, Alabama, 1981” in its entirety to read as follows:

**Sec. 6.1 – Certain technical codes adopted**

The following codes, and the rules and regulations set forth therein, are hereby adopted by reference thereto, namely:

(1)(a) *International Building Code, 2021 edition.* A certain document, two (2) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Building Code, 2021 edition*, including Appendix J, as published by the International Code Council, be and is hereby adopted as the Building Code of the City of Anniston, Alabama, for regulating and governing the conditions and maintenance of all property, buildings, and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Building Code on file in the office of the City Clerk of the City are hereby referred to,

adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (1)(b) of this Section.

(b) The following sections of the *International Building Code*, 2021 edition, are hereby revised as follows:

<u>Section 101.1</u>	Insert: the City of Anniston, Alabama
<u>Section 105.1.1</u>	Delete in its entirety
<u>Section 105.1.2</u>	Delete in its entirety
<u>Section 105.2</u>	Replace the text in its entirety with: <i>“Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 105.3.2</u>	Replace the text in its entirety with: <i>“Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 105.5</u>	Replace text in its entirety with: <i>“Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 105.7</u>	Replace the text in its entirety with: <i>“Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 109.2</u>	Replace the text in its entirety with: <i>“A fee for each required building permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 109.3</u>	Replace the text in its entirety with: <i>“Building permit valuations shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 109.4</u>	Replace the text in its entirety with: <i>“Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 109.6</u>	Replace the text in its entirety with: <i>“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 111</u>	Replace the text in all Section 111 subsections in entirety with: <i>“Certificates of Occupancy shall be governed by Section 6.3.9 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 113</u>	Replace the text in all Section 113 subsections in entirety with: <i>“Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section 114.4</u>	Replace the text in its entirety with: <i>“Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981.”</i>

Section 115 Replace the text in all Section 115 subsections in entirety with:  
“*Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.*”

Section 1612.3 Insert: City of Anniston

Section 1612.3 Insert: March 16, 2016

(2)(a) *International Residential Code, 2021 edition*. A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Residential Code, 2021 edition*, including Appendix AA, AB, AC, AG, AH, AJ, AK, AM, AN, AO, AP, AQ, as published by the International Code Council, be and is hereby adopted as the Residential Code of the City of Anniston, Alabama, for regulating and governing the construction, alteration, movement, enlargement, replacement, repair, equipment, location, removal, and demolition of detached, one- and two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories in height with separate means of ingress and egress as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Residential Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (2)(b) of this ordinance.

(b) The following sections of the *International Residential Code, 2021 edition*, are hereby revised as follows:

Section R101.1 Insert: the City of Anniston, Alabama

Section R105.2 Replace the text in its entirety with: “*Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981.*”

Section R105.3.2 Replace the text in its entirety with: “*Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.*”

Section R105.5 Replace the text in its entirety with: “*Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.*”

Section R105.7 Replace the text in its entirety with: “*Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.*”

Section R108.2 Replace the text in its entirety with: “*A fee for each required building permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.*”

Section R108.3 Replace the text in its entirety with: “*Building permit valuations shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.*”

<u>Section R108.5</u>	Replace the text in its entirety with: <i>“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section R108.6</u>	Replace the text in its entirety with: <i>“Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section R110</u>	Replace the text in all Section 110 subsections in entirety with: <i>“Certificates of Occupancy shall be governed by Section 6.3.9 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section R112</u>	Replace the text in all Section 112 subsections in entirety with: <i>“Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Section R113.4</u>	Replace the text in its entirety with: <i>“Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be subject to action as outlined in Section 1.14 of “The Code of the City of Anniston, Alabama, 1981.”</i>
<u>R114</u>	Replace the text in all Section 114 subsections in entirety with: <i>“Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.”</i>
<u>Chapter 3</u>	Amend Chapter Sections per future mandates as may be adopted by the Alabama Energy and Residential Codes Board.
<u>Table R301.2</u>	Input the following into Table R301.2: Ground Snow Load = 5 psf; Wind Design Speed = 110 mph; Topographic Effects = No; Special Wind Region = No; Wind-borne Debris Zone = No; Seismic Design Category = B; Weathering = Moderate; Frost Line Depth = 6”; Termites = Yes; Ice Barrier Underlayment Required = No; Flood Hazards: Date of Entry into NFIP = March 15, 1983, Title and Date of Current Flood Insurance Study = March 16, 2016; Air Freezing Index = 83; Mean Annual Temperature = 62°F; Elevation = 719'; Altitude Correction Factor = 1.0; Coincident Wet Bulb = 76°F; Indoor Winter Design Dry-Bulb Temperature = 70°F; Outdoor Winter Design Dry-Bulb Temperature = 25°F; Heating Temperature Difference = 45°F; Latitude = 33.659824; Daily Range = M (Medium); Indoor Summer Design Relative Humidity = 50%; Indoor Summer Design Dry-Bulb Temperature = 75°F; Outdoor Summer Design Dry-Bulb Temperature = 92°F; Cooling Temperature Difference = 17°F
<u>Section R313</u>	Replace the text in its entirety with: <i>“Where voluntarily installed in both townhouses and one- and two-family dwelling, automatic fire sprinkler systems shall be installed in accordance with Section P2904 of this Code and NFPA 13D.”</i>
<u>Section R802.11</u>	Replace the text in its entirety with <i>“All rafters and trusses shall be attached to supporting wall assemblies to resist wind uplift</i>

*forces by metallic connectors that are listed and labeled for such use.”*

- Section R802.11.1 Delete the subsection in its entirety.
- Section R802.11.2 Delete the subsection in its entirety.
- Table R802.11 Delete referenced Table in its entirety
- Chapter 11 Amend Chapter Sections per future mandates as may be adopted by the Alabama Energy and Residential Codes Board
- Chapter 24 Amend Chapter Sections per future mandates as may be adopted by the Alabama Energy and Residential Codes Board
- Section P2603.5.1 Insert: 12 inches & 12 inches
- Chapter 34 Amend Chapter Sections per future mandates as may be adopted by the Alabama Energy and Residential Codes Board
- Section R3606.5 Replace the text in its entirety with “*All services supplying one- and two-family dwelling units can be provided with an optional surge-protective device (SPD) that meets the requirements of and is installed in accordance with the requirements of Section E3606.5.1 through Section E3606.5.2.*”
- Section E3606.5.3 Delete the subsection in its entirety.

(3)(a) *International Fire Code, 2021 edition.* A certain document, two (2) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Fire Code, 2021 edition*, including Appendices B, C (delete Footnotes f & g), D, E, F, G, H, I and J, as published by the International Code Council, be and is hereby adopted as the Fire Code of the City of Anniston, Alabama, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling, and use of hazardous substances, materials, and devices, and from conditions hazardous to life or property in the occupancy of buildings, and premises as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (3)(b) of this section.

(b) The following sections of the *International Fire Code, 2021 edition*, are hereby revised as follows:

- Section 101.1 Insert: City of Anniston
- Section 105.1.6 Delete section in its entirety
- Section 105.1.6.1 Delete section in its entirety
- Section 105.2.3 Replace the text in its entirety with: “*Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.*”
- Section 105.3.1 Replace the text in its entirety with: “*An operational permit shall remain in effect until reissued, renewed or revoked, or for such a*

*period of time as specified in the permit. Operational permits are not transferable and any change in occupancy, operation, tenancy or ownership shall require that a new permit be issued. Expiration of construction permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981."*

Section 105.3.2 Replace the text in its entirety with: *"Construction permit extensions shall be governed by Section 6.3.6 of "The Code of the City of Anniston, Alabama, 1981."*

Section 105.3.3 Replace the text in its entirety with: *"Occupancy prior to approval shall be governed by Section 6.3.9 of The Code of the City of Anniston, Alabama, 1981."*

Section 105.3.5 Replace the text in its entirety with: *"Issued operational permits shall be kept on the premises designated therein at all times and shall be readily available for inspection by the fire code official. Posting of construction permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981."*

Section 105.6 Replace the text in its entirety with: *"The fire official is authorized to issue construction permits for work as set forth in Sections 105.6.1 through 105.6.24, as well as Section 6.3 of The Code of the City of Anniston, Alabama, 1981."*

Section 111 Replace the text in all Section 111 subsections in entirety with: *"Any person shall have the right to appeal a decision of the fire code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981."*

Section 112.4 Replace the text in its entirety with: *"Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs items of work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate issued under the provisions of this code, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981."*

Section 113 Replace the text in all Section 113 subsections in entirety with: *"Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981."*

Section 107.2 Replace the text in its entirety with: *"A fee for each required construction permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981."*

Section 107.3 Replace the text in its entirety with: *"Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981."*

Section 107.5 Replace the text in its entirety with: *"Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981."*

Section 1103.5.3 Insert date of January 1, 2025

(c) The geographic limits referred to in certain sections of the 2021 *International Fire Code* are hereby established as follows:

- Section 5704.2.9.6.1 Storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited unless permitted by the Chief Fire Official of the City or his designee.
- Section 5706.2.4.4 Storage of Class I and Class II liquids in above-ground tanks is prohibited unless permitted by the Chief Fire Official of the City or his designee.
- Section 5806.2 Storage of flammable cryogenic fluids in stationary containers is prohibited unless permitted by the Chief Fire Official of the City or his designee.
- Section 6104.2 Storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas unless permitted by the Chief Fire Official of the City or his designee.

(4)(a) *International Fuel Gas Code, 2021 edition*. A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Fuel Gas Code, 2021 edition*, including Appendices A, B and C, as published by the International Code Council, be and is hereby adopted as the Fuel Gas Code of the City of Anniston, Alabama, for regulating and governing fuel gas systems and gas fired appliances as herein provided, providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fuel Gas Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (4)(b) of this Section.

(b) The following sections of the *International Fuel Gas Code, 2021 edition*, are hereby revised as follows:

- Section 101.1 Insert: the City of Anniston, Alabama
- Section 106.1.1 Delete section in its entirety
- Section 106.1.2 Delete section in its entirety
- Section 106.2 Replace the text in its entirety with: "*Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981.*"
- Section 106.3.1 Replace the text in its entirety with: "*Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.*"
- Section 106.5 Replace the text in its entirety with: "*Permit issuance shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.*"

- Section 106.5.3 Replace the text in its entirety with: *“Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5.4 Replace the text in its entirety with: *“Permit extensions shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5.7 Replace the text in its entirety with: *“Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.4 Replace the text in its entirety with: *“Work commencing before permit issuance shall be governed by Section 6.3.5 of the The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.2 Replace the text in its entirety with: *“A fee for each required fuel gas permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.6 Replace the text in its entirety with: *“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 113 Replace the text in all Section 113 subsections in entirety with *“Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 115.4 Replace the text in its entirety with: *“Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs fuel gas items of work in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 116 Replace the text in all Section 116 subsections in entirety with: *“Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.”*

(5)(a) *International Plumbing Code, 2021 edition.* A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Plumbing Code, 2021 edition*, including Appendices C and E, as published by the International Code Council, be and is hereby adopted as the Plumbing Code of the City of Anniston, Alabama, for regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, re-location, replacement, addition to, use, or maintenance of plumbing systems as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Plumbing Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof,

as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (5)(b) of this section.

(b) The following sections of the *International Plumbing Code*, 2021 edition, are hereby revised as follows:

- Section 101.1 Insert: the City of Anniston, Alabama
- Section 103.1 Insert: Division of Building and Safety
- Section 106.1.1 Delete section in its entirety
- Section 106.1.2 Delete section in its entirety
- Section 106.2 Replace the text in its entirety with: *“Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.3.2 Replace the text in its entirety with: *“Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5 Replace text in its entirety with: *“Permit issuance shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5.3 Replace text in its entirety with: *“Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5.4 Replace the text in its entirety with: *“Permit extensions shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.5.7 Replace the text in its entirety with: *“Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.2 Replace the text in its entirety with: *“A fee for each required plumbing permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.5 Replace the text in its entirety with: *“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.3 Replace the text in its entirety with: *“Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.5 Replace the text in its entirety with: *“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 113 Replace the text in all Section 113 subsections in entirety with: *“Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 114 Replace the text in all Section 109 subsections in entirety with: *“Any person shall have the right to appeal a decision of the code*

*official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981."*

Section 115.4

Replace the text in its entirety with: *"Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs plumbing items of work in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981."*

Section 305.4.1

Insert: 12 inches & 12 inches

Section 903.1.1

Insert: 12 inches

(6)(a) *International Mechanical Code, 2021 edition*. A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Mechanical Code, 2021 edition*, including Appendix A, as published by the International Code Council, be and is hereby adopted as the Mechanical Code of the City of Anniston, Alabama, regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, re-location, replacement, addition to, use, or maintenance of mechanical systems as herein provided, providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Mechanical Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (6)(b) of this section.

(b) The following sections of the *International Mechanical Code, 2021 edition*, are hereby revised as follows:

Section 101.1

Insert: the City of Anniston, Alabama

Section 103.1

Insert: Division of Building and Safety

Section 106.1.1

Delete section in its entirety

Section 106.1.2

Delete section in its entirety

Section 106.2

Replace the text in its entirety with: *"Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981."*

Section 106.3.2

Replace the text in its entirety with: *"Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981."*

Section 106.4

Replace the text in its entirety with: *"Permit issuance shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981."*

- Section 106.4.3 Replace the text in its entirety with: *“Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.4.4 Replace the text in its entirety with: *“Permit extensions shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 106.4.7 Replace the text in its entirety with: *“Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.2 Replace the text in its entirety with: *“A fee for each required mechanical permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.6 Replace the text in its entirety with: *“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.4 Replace the text in its entirety with: *“Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 109.6 Replace the text in its entirety with: *“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 113 Replace the text in all Section 113 subsections in entirety with: *“Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 114 Replace the text in all Section 114 subsections in entirety with *“Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 115.4 Replace the text in its entirety with: *“Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, installs, alters or repairs mechanical items of work in violation of the approved construction documents or directive of the building official, or of a permit or certificate issued under the provisions of this code, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981.”*

(7)(a) *International Existing Building Code, 2021 edition*. A certain document, two (2) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Existing Building Code, 2021 edition*, including Appendix B, as published by the International Code Council, be and is hereby adopted as the Existing Building Code of the City of Anniston, Alabama, for regulating and governing the repair, alteration, change of occupancy, addition, and relocation of existing buildings, including historic buildings, as herein provided; providing for the issuance of permits and collection of fees therefore; and

each and all of the regulations, provisions, penalties, conditions and terms of said Existing Building Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (7)(b) of this section.

(b) The following sections of the *International Existing Building Code, 2021 edition*, are hereby revised as follows:

- |                        |   |
|------------------------|---|
| <u>Section 101.1</u>   | Insert: The City of Anniston, Alabama   |
| <u>Section 105.1.1</u> | Delete in its entirety  |
| <u>Section 105.1.2</u> | Delete in its entirety  |
| <u>Section R105.2</u>  | Replace the text in its entirety with: <i>“Work exempt from permitting shall be governed by Section 6.3.1 of The Code of the City of Anniston, Alabama, 1981.”</i>  |
| <u>Section 105.3.2</u> | Replace the text in its entirety with: <i>“Time limitations on permit application shall be governed by Section 6.3.2 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 105.5</u>   | Replace the text in its entirety with: <i>“Expiration of permits shall be governed by Section 6.3.6 of The Code of the City of Anniston, Alabama, 1981.”</i>  |
| <u>Section 105.7</u>   | Replace the text in its entirety with: <i>“Posting of permits shall be governed by Section 6.3.4 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 108.2</u>   | Replace the text in its entirety with: <i>“A fee for each required building permit shall be charged as outlined in Section 6.3 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 108.3</u>   | Replace the text in its entirety with: <i>“Building permit valuations shall be governed by Section 6.3.2 of the The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 108.4</u>   | Replace the text in its entirety with: <i>“Work commencing before permit issuance shall be governed by Section 6.3.5 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 108.6</u>   | Replace the text in its entirety with: <i>“Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 110</u>     | Replace the text in all Section 110 subsections in entirety with: <i>“Certificates of Occupancy shall be governed by Section 6.3.9 of The Code of the City of Anniston, Alabama, 1981.”</i>   |
| <u>Section 112</u>     | Replace the text in all Section 112 subsections in entirety with: <i>“Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981.”</i> |
| <u>Section 113.4</u>   | Replace the text in its entirety with: <i>“Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be subject to action as</i>                                 |

*outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981."*

Section 114

Replace the text in all Section 114 subsections in entirety with:  
*"Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981."*

Section 1301.2

Insert: September 8, 1942

(8)(a) *International Property Maintenance Code, 2021 edition.* A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *International Property Maintenance Code, 2021 edition*, including Appendix A, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Anniston, Alabama, for regulating and governing the conditions and maintenance of all property, buildings, and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (8)(b) of this section.

(b) The following sections of the *International Property Maintenance Code, 2021 edition*, are hereby revised as follows:

Section 101.1

Insert: the City of Anniston, Alabama

Section 103.1

Insert: Division of Building and Safety

Section 104.1

Replace the text in its entirety with: *"Building permit fees and rental inspection fees shall be charged as outlined in Section 6.3 and Section 13.8, respectively, of The Code of the City of Anniston, Alabama, 1981."*

Section 104.2

Replace the text in its entirety with: *"Permit fee refunds shall be governed by Section 6.3.7 of The Code of the City of Anniston, Alabama, 1981."*

Section 107

Replace the text in all Section 107 subsections in entirety with *"Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981."*

Section 108

Replace the text in all Section 108 subsections in entirety with *"Any person shall have the right to appeal a decision of the code official in accordance with Section 6.2.8 of The Code of the City of Anniston, Alabama, 1981."*

- Section 109.4 Replace the text in its entirety with: *“Any person who shall violate a provision of this code, or fail to comply therewith, or with any of the requirements thereof, shall be subject to action as outlined in Section 1.14 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 110 Replace the text in all Section 110 subsections in entirety with: *“Stop Work Orders shall be issued in accordance with Section 6.3.8 of The Code of the City of Anniston, Alabama, 1981.”*
- Section 113.1 Replace the text in the last sentence of the Section in its entirety with: *“Boarding the building up for future repair shall not extend beyond six (6) months, unless approved by the building official.”*
- Section 302.4 Insert: 12 inches
- Section 304.13.3 Create subsection titled “Storm Windows” with text as follows: *“Storm windows are designed and installed solely for the supplemental protection of both permanent windows and a structure’s interior environment from natural elements. Storm windows shall not be used by themselves in lieu of permanent windows. Permanent windows, for use in this Section, shall be defined as an integrated component of an exterior wall, complete with trim both inside and outside, that can be either fixed into a closed position or openable to allow natural ventilation and contains glazing that allows natural light into a structure. Nothing in this Section shall prevent the erection of storm windows at the outside face of permanent windows. If storm windows are installed at the outside face of permanent windows, their operation and clear opening sizes must match the operation and clear opening sizes of the permanent window to which attached when the permanent window is openable.”*
- Section 304.14 Insert: March 1 & October 31
- Section 602.3 Insert: October 1 & April 31
- Section 602.4 Insert: October 1 & April 31

(9)(a) *The NFPA 70, National Electric Code, 2020 edition.* A certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Anniston, Alabama, being marked and designated as the *National Electric Code, 2020* edition, including Informative Annex Chapters A, B, C, D, F G and I, as published by the National Fire Protection Association, be and is hereby adopted as the Electrical Code of the City of Anniston, Alabama, for regulating and governing the conditions and maintenance of all property, buildings, and structures; by providing the standards for supplied utilities and facilities and other physical things and conditions essential to ensure that structures are safe, sanitary, and fit for occupation and use; and the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such structures as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Electrical Code on file in the office

of the City Clerk of the City are hereby referred to, adopted, and made a part hereof, as if fully set out in this ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Subsection (9)(b) of this section.

(b) The following sections of the *National Electric Code*, 2020 edition, are hereby revised as follows:

Section 230.67 (A) Replace the text in its entirety with: “*Services supplying dwelling units can have an optional surge-protection device (SPD) installed per the discretion of the property owner. Where installed, the SPD shall meet all requirements of this Section.*”

Section 2. All ordinances and code provisions in conflict with the terms and provisions of this ordinance, including Ordinance No. 16-O-12, § 1 and the editions of those technical codes adopted thereby, are hereby repealed.

Section 3. If any section, subsection, sentence, clause or phrase of this ordinance, or any code or provision adopted by reference herein, is held or declared to be illegal or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance or of the codes adopted by reference herein.

Section 4. Nothing in this ordinance or in the codes adopted herein shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired, existing, under any act, ordinance, or code repealed herein.

Section 5. This ordinance shall become effective on January 1, 2022, following its adoption and publication one (1) time in The Anniston Star, a newspaper of general circulation published in the City of Anniston, Alabama. The City Clerk is hereby ordered and directed to cause a copy of this Ordinance to be published one time in said newspaper.

PASSED AND ADOPTED on this the \_\_\_ day of \_\_\_\_\_, 2021.

COUNCIL OF THE CITY OF  
ANNISTON, ALABAMA

\_\_\_\_\_  
Jack Draper, Mayor

\_\_\_\_\_  
Jay Jenkins, Council Member

\_\_\_\_\_  
Demetric Roberts, Council Member

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Ciara Smith, Council Member

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Millie Harris, Council Member

ATTEST:

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Skyler Bass, City Clerk