

## ORDINANCE NO. 12-001

Adopted by the City of Glencoe August 14, 2012

*Effective October 1, 2012*

AN ORDINANCE ADOPTING THE INTERNATIONAL MODEL CODES, FOR REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDING AND STRUCTURES WITHIN THE CITY OF GLENCOE.

### Section 1. International Building Code, 2012

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Building Code, 2012 edition, including Appendix A, Appendix C (Group U—Agricultural Buildings), Appendix E (Supplementary Accessibility Requirements), Appendix F (Rodentproofing), Appendix G (Flood-Resistant Construction), Appendix I (Patio Covers), Appendix J (Grading), and Appendix K (Administrative Provisions), as published by the International Code Council, is adopted as the building code of the city 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in this division, with the additions, insertions, deletions and changes, if any, prescribed in Section 1.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

#### 1.1 Amendments.

The following sections are hereby revised:

**Section 101.1 Title.** These regulations shall be known as the Building Code of the City of Glencoe, hereinafter referred to as "this code."

**Sections 113.1 through 113.3 and Appendix B. Board of Appeals.** These sections and Appendix B (Board of Appeals) are not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

**Section 1612.3 Establishment of flood hazard areas.** To establish flood hazard areas, the city council shall adopt a flood hazard map and supporting data. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be part of this section.

**Section 3412.2 Applicability.** Structures existing prior to the effective date of this ordinance, in which there is work involving additions, alterations or changes of occupancy shall be made to comply with the requirements of this section or the provisions of Sections 3403 through 3409. The provisions in Sections 3412.2.1 through 3412.2.5 shall apply to existing occupancies that will continue to be, or are proposed to be, in Groups A, B, E, F, M, R, S and U. These provisions shall not apply to buildings with occupancies in Group H or I.

## **Section 2. International Residential Code, 2009**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Residential Code, 2009 edition, including Appendix Chapters A (Sizing and Capacities of Gas Piping), B (Sizing of Venting Systems Serving Appliances Equipped with Draft Hoods, Category I Appliances, and Appliances Listed for Use with Type B Vents), C (Exit Terminals of Mechanical Draft and Direct-Vent Venting Systems), D (Recommended Procedure for Safety Inspection of An Existing Appliance Installation), E (Manufactured Housing Used as Dwelling), F (Radon Control Methods), G (Swimming Pools, Spas and Hot Tubs), H (Patio Covers), I (Private Sewage Disposal), J (Existing Buildings and Structures), K (Sound Transmission), M (Home Day Care—R-3 Occupancy), N (Venting Methods), O (Gray Water Recycling Systems), P (Sizing of Water Piping System) and Q (International Residential Code Electrical Provisions/National Electrical Code Cross-Reference), as published by the International Code Council, is adopted as the residential code of the city 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 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in Section 2.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

## 2.1 Amendments.

The following sections are hereby revised:

**Section R101.1 Title.** These provisions shall be known as the Residential Code for One- and Two-family Dwellings of the City of Glencoe, hereinafter referred to as "this code."

**Sections R112.1 through R112.4 Board of Appeals.** These sections and Appendix B (Board of Appeals) are not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

**TABLE R301.2(1) CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA**

GROUND SNOW LOAD	WIND DESIGN		SEISMIC DESIGN CATEGORY <sup>f</sup>	SUBJECT TO DAMAGE FROM			WINTER DESIGN TEMP <sup>e</sup>	ICE BARRIER UNDERLAYMENT REQUIRED <sup>b</sup>	FLOOD HAZARDS <sup>g</sup>	AIR FREEZING INDEX <sup>i</sup>	MEAN ANNUAL TEMP <sup>j</sup>
	Speed <sup>d</sup> (mph)	Topographic effects <sup>k</sup>		Weathering <sup>a</sup>	Frost line depth <sup>b</sup>	Termite <sup>e</sup>					
5 lb/sq ft	90 mph	NO	B	MOD	12 in	VH	32° F	NO	9/26/08	<= 1500	62° F

**Section R313. Automatic Fire Sprinkler Systems.** This section is not adopted.

**Chapter 11. Energy Efficiency.** This chapter is not adopted. Rules and regulations under the 2009 International Energy Conservation Code shall apply.

**Section P2904 Dwelling Unit Fire Sprinkler Systems.** Sections P2904.1 through P2904.8, including all charts, are not adopted.

**R302.2 Townhouses.** Exception: A common 2-hour fire resistance-rated wall assembly tested in accordance with ASTM E 119 or UL 263 is permitted for townhouses if such walls do not contain plumbing or mechanical equipment, ducts or vents in the cavity of the common wall. The wall shall be rated for fire exposure from both sides and shall extend to and be tight against exterior walls and the underside of the roof sheathing. Electrical installations shall be installed in accordance with Chapters 34 through 43. Penetrations of electrical outlet boxes shall be in accordance with Section R302.4.

**R313.1 Design and Installation.** Where installed, automatic residential fire sprinkler systems shall be installed in accordance with Section P2904 or NFPA 13D.

**N1101.7.1 Protection of exposed foundation insulation.** Section deleted.

**N1101.8 Above Code Programs.** Above code programs shall be permitted upon approval by the Alabama Residential and Energy Codes Board.

**N1101.9 Certificate.** A permanent certificate shall be permitted to be posted on or in the electrical distribution panel. If posted, the certificate shall not cover or obstruct the visibility of the circuit directory label, service disconnect label or other required labels. The certificate shall be completed by the builder or registered design professional. The certificate shall list the predominant R-values of insulation installed in or on ceiling/roof, walls, foundation (slab, basement wall, crawlspace wall and/or floor) and ducts outside conditioned spaces; U-factors for fenestration; and the solar heat gain coefficient (SHGC) of fenestration. Where there is more than one value for each component, the certificate shall list the value covering the largest area. The certificate shall list the types and efficiencies of heating, cooling and service water heating equipment. Where a gas-fired unvented room heater, electric furnace and/or baseboard electric heater is installed in the residence, the certificate shall list “gas-fired unvented room heater,” “electric furnace” or “baseboard electric heater,” as appropriate. An efficiency shall not be listed for gas-fired unvented room heaters, electric furnaces or electric base board heaters.

**N1102.1 Insulation and Fenestration Requirements by Component.** Delete and substitute Table 402.1.1 Insulation and Fenestration Requirements by Component from the 2009 IECC.

**N1102.2.8 Slab-on-grade floors.** Section deleted.

TABLE 402.1.1  
INSULATION AND FENESTRATION REQUIREMENTS BY COMPONENT <sup>a</sup>

CLIMATE ZONE	FENESTRATION U-FACTOR <sup>b</sup>	SKYLIGHT U-FACTOR <sup>b</sup>	GLAZED FENESTRATION SHGC <sup>b, e</sup>	CEILING RVALUE	WOOD FRAME WALL RVALUE	MASS WALL RVALUE <sup>i</sup>	FLOOR RVALUE	BASEMENT <sup>c</sup> WALL RVALUE	SLAB <sup>d</sup> RVALUE & DEPTH	CRAWL SPACE <sup>c</sup> WALL RVALUE
1	1.2	0.75	0.30	30	13	3/4	13	0	0	0
2	0.65 <sup>j</sup>	0.75	0.30	30	13	4/6	13	0	0	0
3	0.50 <sup>j</sup>	0.65	0.30	30	13	5/8	19	5/13 <sup>f</sup>	0	5/13
4 except Marine	0.35	0.60	NR	38	13	5/10	19	10/13	10, 2ft	10/13
5 and Marine 4	0.35	0.60	NR	38	20 or 13+5 <sup>h</sup>	13/17	30 <sup>g</sup>	10/13	10, 2ft	10/13
6	0.35	0.60	NR	49	20 or 13+5 <sup>h</sup>	15/19	30 <sup>g</sup>	15/19	10, 4ft	10/13
7 and 8	0.35	0.60	NR	49	21	19/21	38 <sup>g</sup>	15/19	10, 4ft	10/13

For SI: 1 foot = 304.8 mm.

a. R-values are minimums. U-factors and SHGC are maximums. R-19 batts compressed into a nominal 2 x 6 framing cavity such that the R-value is reduced by R-1 or more shall be marked with the compressed batt R-value in addition to the full thickness R-value.

b. The fenestration U-factor column excludes skylights. The SHGC column applies to all glazed fenestration.

c. “15/19” means R-15 continuous insulated sheathing on the interior or exterior of the home or R-19 cavity insulation at the interior of the basement wall. “15/19” shall be permitted to be met with R-13 cavity insulation on the interior of the basement wall plus R-5 continuous insulated sheathing on the interior or exterior of the home. “10/13” means R-10 continuous insulated sheathing on the interior or exterior of the home or R-13 cavity insulation at the interior of the basement wall.

d. R-5 shall be added to the required slab edge R-values for heated slabs. Insulation depth shall be the depth of the footing or 2 feet, whichever is less in Zones 1 through 3 for heated slabs.

e. There are no SHGC requirements in the Marine Zone.

f. Basement wall insulation is not required in warm-humid locations as defined by Figure 301.1 and Table 301.1.

g. Or insulation sufficient to fill the framing cavity, R-19 minimum.

h. "13+5" means R-13 cavity insulation plus R-5 insulated sheathing. If structural sheathing covers 25 percent or less of the exterior, insulating sheathing is not required where structural sheathing is used. If structural sheathing covers more than 25 percent of the exterior, structural sheathing shall be supplemented with insulated sheathing of at least R-2.

i. The second R-value applies when more than half the insulation is on the interior of the mass wall.

j. For impact rated fenestration complying with Section R301.2.1.2 of the International Residential Code or Section 1608.1.2 of the International Building Code, the maximum U-factor shall be 0.75 in Zone 2 and 0.65 in Zone 3.

***N1103.1.1 Programmable Thermostats.*** Section deleted.

***N1103.2.1 Insulation.*** All ducts not in a conditioned space shall be insulated to a minimum of R-6. Effective July 1, 2013 all supply ductwork in attics shall be insulated to a minimum of R-8.

*Exception:* Ducts or portions thereof located completely inside the building thermal envelope.

***M1502.4.4.1 Specified length.*** The maximum length of the exhaust duct shall be 35 feet (10,668mm) from the connection to the terminus of the transition duct from the dryer to the outlet terminal. Where fittings are utilized, the maximum length of the exhaust duct shall be reduced in accordance with Table M1502.4.4.1.

***M1601.4.1 Joints and seams.*** Joints of duct systems shall be made substantially airtight by means of tapes, mastics, liquid sealants, gasketing or other approved closure systems. Closure systems used with rigid fibrous glass ducts shall comply with UL181A and shall be marked 181A-P for pressure-sensitive tape, 181A-M for mastic or 181A-H for heat-sensitive tape. Closure systems used with flexible air ducts and flexible air connectors shall comply with UL 181B and shall be marked 181B-FX for pressure sensitive tape or 181B-M for mastic. All metal to metal connections shall be mechanically fastened. All duct connections shall be sealed. Mechanical fasteners for use with flexible nonmetallic air ducts shall comply with UL181B and shall be marked 181B-C. Crimp joints for round metal ducts shall have a contact lap of at least 1 1/2 inches (38 mm) and shall be mechanically fastened by means of at least three sheet metal screws or rivets equally spaced around the joint. Closure systems used to seal metal ductwork shall be installed in accordance with the manufacturer's installation instructions.

**<NEW SECTION.> M1601.4.1.1 Duct leakage.** Duct leakage testing shall not be required prior to July 1, 2013. Leakage of ducts to unconditioned space shall be less than or equal to 8 cfm (226.5 L/min) per 100 ft<sup>2</sup> (9.29 m<sup>2</sup>) of conditioned floor area or a total leakage less than or equal to 12 cfm (12 L/min) per 100 ft<sup>2</sup> (9.29m<sup>2</sup>) of conditioned floor area when tested at a pressure differential of 0.1 inches w.g. (25 Pa) across the entire system, including the manufacturer's air handler enclosure.

*Exception:* Duct tightness test is not required if the air handler and all ducts are located within conditioned space.

**G2418.2 (407.2) Design and installation.** Piping shall be supported with metal pipe hooks, pipe straps, bands, brackets, hangers, building structural components, or other approved methods suitable for the size of piping, of adequate strength and quality, and located at intervals so as to prevent or damp out excessive vibration. Piping shall be anchored to prevent undue strains on connected equipment and/or appliances and shall not be supported by other piping. Manufactured pipe hangers and supports shall conform to the requirements of MSS SP-58 and shall be spaced in accordance with Section G2424. Supports, hangers, and anchors shall be installed so as not to interfere with the free expansion and contraction of the piping between anchors. All parts of the supporting equipment shall be designed and installed so they will not be disengaged by movement of the supported piping.

**E3401.1 Applicability.** Electrical installations in compliance with the 2011 National Electrical Code® (NEC®) (National Fire Protection Association [NFPA 70-2011]) or later editions shall be permitted.

### **Section 3. International Energy Conservation Code, 2009**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Energy Conservation Code, 2009 edition, as published by the International Code Council for regulating and governing energy efficient building envelopes and installation of energy efficient mechanical, lighting and power 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 Energy Conservation Code on file in the office of the city clerk 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 Section 3.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

#### **3.1 Amendments.**

The following sections are hereby revised:

**Section R101.1 Title.** These provisions shall be known as the Energy Conservation Code of the City of Glencoe, hereinafter referred to as "this code."

**Section 109. Board of Appeals.** This section is not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

**401.3 Certificate.** A permanent certificate shall be permitted to be posted on or in the electrical distribution panel. If posted, the certificate shall not cover or obstruct

the visibility of the circuit directory label, service disconnect label or other required labels. The certificate shall be completed by the builder or registered design professional. The certificate shall list the predominant R-values of insulation installed in or on ceiling/roof, walls, foundation (slab, basement wall, crawlspace wall and/or floor) and ducts outside conditioned spaces; U-factors for fenestration; and the solar heat gain coefficient (SHGC) of fenestration. Where there is more than one value for each component, the certificate shall list the value covering the largest area. The certificate shall list the types and efficiencies of heating, cooling and service water heating equipment. Where a gas-fired unvented room heater, electric furnace and/or baseboard electric heater is installed in the residence, the certificate shall list "gas-fired unvented room heater," "electric furnace" or "baseboard electric heater," as appropriate. An efficiency shall not be listed for gas-fired unvented room heaters, electric furnaces or electric base board heaters.

**401.4 Above Code Programs.** Above code programs shall be permitted upon approval by the Alabama Residential and Energy Codes Board.

**402.2.8 Slab-on-grade floors.** Section deleted.

**403.1.1 Programmable thermostat.** Section deleted.

**403.2.1 Insulation.** All ducts not in a conditioned space shall be insulated to a minimum of R-6. Effective July 1, 2013 all supply ductwork in attics shall be insulated to a minimum of R-8.

**403.2.2 Sealing (Mandatory)** All ducts, air handlers, filter boxes and building cavities used as ducts shall be sealed. Joints and seams shall comply with Section M1601.4.1 of the International Residential Code.

**Effective July 1, 2013, duct tightness shall be verified by either of the following:**

1) Post-construction test: Leakage to outdoors shall be less than or equal to 8 cfm per 100 ft<sup>2</sup> of conditioned floor area or total leakage less than or equal to 12 cfm per 100 ft<sup>2</sup> of conditioned floor area when tested at a pressure differential of 0.1 inches w.g. (25Pa) across the entire system, including the manufacturer's air handler enclosure.

All register boots shall be taped or otherwise sealed during the test.

2) Rough-in test: Total leakage shall be less than or equal to 6 cfm per 100 ft<sup>2</sup> of conditioned floor area when tested at a pressure differential of 0.1 inches w.g. (25Pa) across the roughed in system, including the manufacturer's air handler enclosure. All register boots shall be taped or otherwise sealed during the test. If the air handler is not installed at the time of the test, total leakage shall be less than or equal to 4 cfm per 100 ft<sup>2</sup> of conditioned floor area.

*Exceptions:* Duct tightness test is not required if the air handler and all ducts are located within conditioned space.

**403.9 Pools (Mandatory).** Section deleted.

**403.9.1 Pool Heaters.** Section deleted.

**403.9.2 Time Switches.** Section deleted.

**403.9.3 Pool Covers.** Section deleted

**504.7.1 Pool Heaters.** Pool heaters shall comply with ICC Fuel Gas Code or National Fire Protection Association (NFPA) 58 as appropriate, and with the National Electric Code (NEC).

#### **Section 4. National Electrical Code, 2011.**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the National Electrical Code (NFPA 70), 2011 edition, including Annexes A (Product Safety Standards), B (Application Information for Ampacity Calculation), C (Conduit and Tubing Fill Tables for Conductors and Fixture Wires of the Same Size), D (Examples), E (Types of Construction), F (Availability and Reliability for Critical Operations Power Systems; and Development and Implementation of Functional Performance Tests for Critical Operations Power Systems), G (Supervisory Control and Data Acquisition), H (Administration and Enforcement, but not including Sections 80.15 and 80.23(B)), and I (Recommended Tightening Torque Tables from UL Standard 486A-B), as promulgated by the National Fire Protection Association, is adopted as the electrical code of the city for regulating and governing the installation, workmanship, construction, maintenance and repair of all electrical work in the city; 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 are referred to, adopted, and made a part hereof, as if fully set out in this division, with the additions, insertions, deletions and changes, if any, prescribed in section 4.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

#### **4.1 Amendments. Reserved.**

#### **Section 5. International Plumbing Code, 2012.**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Plumbing Code, 2012 edition, including Appendix Chapters B (Rates of Rainfall for Various Cities), C (Gray Water Recycling Systems), D (Degree Day and Design Temperatures), E (Sizing of Water Piping System), F (Structural Safety) and G (Vacuum Drainage System), as published by the International Code Council, is adopted as the plumbing code of the city for regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in this subdivision, with the additions, insertions, deletions and changes, if any, prescribed in section 5.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

## **5.1 - Amendments.**

The following sections are hereby revised:

**Section 101.1 Title.** These regulations shall be known as the Plumbing Code of the City of Glencoe, hereinafter referred to as "this code."

**Section 108.4 Violation penalties.** Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair plumbing work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a violation punishable by a fine of not more than \$500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

**Section 108.5 Stop work orders.** Upon notice from the code official, work on any plumbing system that is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine of not less than \$100.00 or more than \$500.00.

**Section 109. Means of Appeal.** Sections 109.1 through 109.7 are not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

**Section 305.6.1 Sewer depth.** Building sewers that connect to private sewage disposal systems shall be a minimum of 12 inches (305 mm) below finished grade at

the point of septic tank connection. Building sewers shall be a minimum of 12 inches (305 mm) below grade.

**Section 904.1 Roof extension.** All open vent pipes that extend through a roof shall be terminated at least six inches (152 mm) above the roof, except that where a roof is to be used for any purpose other than weather protection, the vent extensions shall be run at least seven feet (2,134 mm) above the roof.

**Addition 6A- Excavation permit.** It shall be unlawful for any person, including a person holding a certificate of competency as a plumber, or any person employing such a person, or an employee of a plumber, to make any excavation, improvement, alteration, construction or drainage facilities in any public right-of-way in the city without first obtaining a written permit. Such permit shall not be required for work by the franchisees for water, sewer and natural gas utilities, or by contractors employed by the city.

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## **Section 6. International Mechanical Code, 2012.**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Mechanical Code, 2012 edition, including Appendix Chapter A (Combustion and Air Openings and Chimney Conductor Pass-Throughs), as published by the International Code Council, is adopted as the mechanical code of the city for regulating and governing the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in section 6.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

### **6.1 - Amendments.**

The following sections are hereby revised:

**Section 101.1 Title.** These regulations shall be known as the Mechanical Code of the City of Glencoe, hereinafter referred to as "this code."

**Section 108.4 Violation penalties.** Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter or repair mechanical work in violation of the approved construction documents or directive of the code official, or of a permit or certificate issued under the provisions of this code, shall be guilty of a violation punishable by a fine of not more than \$500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

**Section 108.5 Stop work orders.** Upon notice from the code official that mechanical work is being done contrary to the provisions of this code or in a dangerous or unsafe manner, such work shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to the owner's agent, or to the person doing the work. The notice shall state the conditions under which work is authorized to resume. Where an emergency exists, the code official shall not be required to give a written notice prior to stopping the work. Any person who shall continue any work on the system after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable for a fine of not less than \$100.00 or more than \$500.00.

**Section 109. Means of Appeal.** Sections 109.1 through 109.7 are not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

## **Section 7. International Property Maintenance Code, 2009.**

A certain document, three copies of which are on file in the office of the city clerk, being marked and designated as the International Property Maintenance Code, 2009 edition, as published by the International Code Council, is adopted as the property maintenance code of the city 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 existing 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 are referred to, adopted, and made a part hereof, as if

fully set out in this article, with the additions, insertions, deletions and changes, if any, prescribed in section 7.1 of this ordinance.

*State law reference— Adoption by reference, Code of Ala. 1975, § 11-45-8.*

## **7.1 - Amendments.**

The following sections are hereby revised:

**Section 101.1. Title.** These regulations shall be known as the property maintenance code of the City of Glencoe, hereinafter referred to as "this code."

**Section 103.5. Fees.** The fees for activities and services performed by the department in carrying out its responsibilities under this code shall be as indicated on the schedule in the applicable code for the work to be done.

**Section 111. Means of Appeal.** Sections 111.1 through 111.8 are not adopted. All appeals shall be to the Board of Adjustments established by Sections 11-52-80 through 11-52-81 of the Alabama Legislative Code of 1975.

**Section 112.4. Failure to comply.** Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$100.00 or more than \$500.00.

**Section 302.4. Weeds.** All premises and exterior property shall be maintained free from weeds or plant growth in excess of 12 inches (305 mm) in height. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs; provided, however, this term shall not include cultivated flowers and gardens.

Upon failure of the owner or agent having charge of a property to cut and destroy weeds after service of a notice of violation, they shall be subject to prosecution in accordance with Section 106.3 and as prescribed by the city. Upon failure to comply with the notice of violation, any duly authorized employee of the city or a contractor hired by the city shall be authorized to enter upon the property in violation and cut and destroy the weeds growing thereon, and the costs of such removal shall be paid by the owner or agent responsible for the property.

**Section 304.14. Insect screens.** During the period from March 1 to October 31, every door, window, and other outside opening required for ventilation of habitable

rooms, food preparation areas, food service areas or any areas where products to be included or utilized in food for human consumption are processed, manufactured, packaged or stored, shall be supplied with approved tightly fitting screens of not less than 16 mesh per inch (16 mesh per 25 mm) and every screen door used for insect control shall have a self-closing device in good working order.

*Exception:* Screens shall not be required where other approved means, such as air curtains or insect repellent fans, are employed.

**Section 602.3. Heat supply.** Every owner and operator of any building who rents, leases or lets one or more dwelling units or sleeping units on terms, either expressed or implied, to furnish heat to the occupants thereof shall supply heat during the period from October 1 to March 31 to maintain a temperature of not less than 68° F (20° C) in all habitable rooms, bathrooms and toilet rooms.

*Exceptions:*

1.

When the outdoor temperature is below the winter outdoor design temperature for the locality, maintenance of the minimum room temperature shall not be required, provided that the heating system is operating at its full design capacity. The winter outdoor design temperature for the locality shall be as indicated in Appendix D of the International Plumbing Code.

2.

In areas where the average monthly temperature is above 30° F (-1° C) a minimum temperature of 65° F (18° C) shall be maintained.

**Section 602.4. Occupiable work spaces.** Indoor occupiable work spaces shall be supplied with heat during the period from October 1 to March 31 to maintain a temperature of not less than 65° F (18° C) during the period the spaces are occupied.

*Exceptions:*

1.

Processing, storage and operation areas that require cooling or special temperature conditions.

2.

Areas in which persons are primarily engaged in vigorous physical activities.

## **Section 8. – Construction Sites**

All construction and land disturbance activities within the City of Glencoe must be performed in compliance with Article III, Sections 12 and 13 of the Glencoe Zoning Ordinance.

### **8.1 - Disposal of Solid Wastes.**

All new construction sites, residential or commercial, in the City of Glencoe, are to be supplied with a trash bin of sufficient size to accommodate the trash and garbage accumulated at the construction site. This and any other means of alternate disposal must be approved by the building department. All construction sites will be cleaned up daily, as to avoid any trash or debris from blowing onto someone else's property and also to keep safe working conditions at the site. Solid construction debris may be piled neatly in a side or rear yard, never in the front yard, for later hauling. It will be the responsibility of the person to whom the permit was issued to see that the site is kept clean. No pits are to be excavated on the site, except those necessary to lay footings, slabs, etc., and no trash, garbage, or construction debris is to be buried in or on any lot in the city, not approved by an authority of competent jurisdiction for the discarding of such waste. A portable toilet will be required at each new construction site, commercial or residential. All sites will be checked at random and anyone failing to comply with above mentioned will be penalized by the following: First offense- A warning will be issued to the permit holder who will have three days in which to comply with the ordinance. Upon recheck of the site, if the permit holder is still not in compliance a stop work order will be issued by the Code Official. In order to resume work, a new permit will have to be purchased at a rate of fifty percent higher than the original permit price. Repeat violators will be summoned to appear in the Glencoe Municipal Court on an ordinance violation and upon conviction be fined not less than Five Hundred Dollars and may be imprisoned for not more than six months, either or both, at the discretion of the Municipal Judge. No work will be allowed to continue on the job site until the matter has been heard through the Municipal Court.

### **8.2 - Roads used by the contractor.**

The contractor shall, at his expense, repair any damage to existing streets, which is caused by his equipment. Should the contractor wish to use a city street as a haul road, he shall meet with the representatives of the city prior to starting. They shall review the condition of the street and reach an agreement as to the maintenance or restoration thereof. The unloading of heavy equipment onto a paved city street will not be allowed unless the vehicle has rubber tires. At no time will dozers or like equipment be allowed to be driven on any paved street. The contractor shall be responsible for any specific damage that may

result to the road or its structures from failure to observe regulations governing traffic thereon. Resulting damage shall be repaired, within 30 days, by the contractor and approved by the Superintendent of Streets and/or City Engineer. It shall be responsibility of the contractor to maintain all public streets and roads adjoining the work in a safe and passable condition and free of mud and debris.

### **8.3 - Spilling material on streets.**

It shall be unlawful for any person hauling any material whatsoever, whether refuse, trash, fill, rock, sand, concrete, or other material, to spill such material from the hauling vehicle onto the streets of the city.

### **8.4 - Roadway excavation.**

Any person, company, corporation, entity, contractor, sub-contractor, or other party causing excavation to be performed on any public road in the city limits of the City of Glencoe shall be required to buy a Roadway Excavation Permit. Any person, company, corporation, entity, contractor, sub-contractor, or other party causing excavation to be performed on any public road in the city limits of the City of Glencoe shall be required to back fill excavation site with Dense Graded Base. Said excavation site shall be inspected by the Superintendent of Street Services prior to being back filled, after being back filled, and before replacement paving material is applied to excavation site. Replacement paving material is to be approved by the Superintendent of Street Services and/or City Engineer. Any person, company, corporation, entity, contractor, sub-contractor, or other party found to be in violation of this ordinance shall be required to re-excavate the original excavation site and back fill as described within this section.

## **Section 9. – Moving Buildings.**

No person shall move any building over, along or across any highway, street or alley in the city without first obtaining a permit from the city council.

### **9.1 - Specific requirements in moving operation**

Every person to whom a permit is issued under the provisions of this article shall:

1. Move a building only over streets designated for such use in the written permit.

2. Notify the building official in writing of a desired change in moving date and hours as proposed in the application.
3. Notify the building official in writing of all damage done to property belonging to the city within 24 hours after the damage has occurred.
4. Cause red lights to be displayed on every side of the building, while standing on a street, in such manner as to warn the public of the obstruction, and shall at all times erect and maintain barricades across the streets in such manner as to protect the public from damage or injury by reason of the removal of the building.
5. Comply with all adopted codes and ordinances of the City of Glencoe, including, but not limited to, building codes, property maintenance codes and zoning ordinances, as well as all other applicable laws upon relocating the building in the city.
6. Pay the expense of traffic officers ordered by the chief of police to accompany the movement of the building to protect the public from injury.
7. Remove all rubbish and materials and fill all excavations to existing grade at both new and vacated sites so that the premises are left in a safe and sanitary condition.
8. For vacated sites, see that the sewer line is plugged with a concrete stopper, the water shut off, and the meter returned to the city water work and sewer board. The permittee shall notify the gas and electric service companies to remove their services.

## **9.2 - Designation of route.**

The building official shall procure from the head of the streets department and the chief of police a list of designated streets over which the building may be moved, which list shall be reproduced on or attached to the permit in writing. In making such determination, the head of the streets department and the chief of police shall act to assure maximum safety to persons and property in the city and to minimize congestion and traffic hazards on public streets.

## **Section 10. – Rental Properties.**

All residential and commercial rental units which are or become vacant after October 1<sup>st</sup> 2012, must be inspected for compliance with building codes and a certificate of occupancy issued if the unit is in substantial compliance, prior to occupancy by a new tenant. Thereafter, whenever a rental unit becomes vacant, the property shall be inspected for compliance and a new certificate of occupancy issued.

- a. The cost of inspection for a residential rental unit is \$50.00 for the initial inspection and one follow-up inspection. The cost of inspection for a commercial rental unit is \$100.00 for the initial inspection and one follow-up inspection. Any additional follow-up inspections shall cost \$15.00 each. The owner of the unit shall be responsible for contacting the Code Official to schedule inspections at least 24 hours in advance.
- b. For the purposes of this section, a rental unit is defined as a structure or part of a structure, including manufactured homes, which is rented as a home, residence, sleeping place or place of business by one or more persons, companies, corporations, or other entities. The following arrangements are not covered by this definition:
  - (1) Residence at an institution, public or private, if incidental to detention or the provision of medical, geriatric, educational, counseling, religious, or similar service
  - (2) Occupancy under a contract of sale, where there has been a transfer of deed, of a dwelling or the property of which it is a part, if the occupant is the purchaser or a person who succeeds to the interest of the purchaser. *A rent or lease to own agreement does not exempt the owner from the inspections required by this section. Only an actual transfer of deed or title will be considered a sell and therefore exempt the property from the rental requirements set forth in this section.*
  - (3) Occupancy by a member of a fraternal or social organization in the portion of a structure operated for the benefit of the organization
  - (4) Transient occupancy in a hotel, motel, or lodgings
  - (5) Occupancy by an employee of a landlord whose right to occupy is conditional upon employment in and about the premises
  - (6) Occupancy by an owner of a condominium unit or a holder of a proprietary lease in a cooperative
  - (7) Occupancy under a rental agreement covering premises rented by the occupant primarily for agricultural purposes
  - (8) Continuation of occupancy by the seller or a member of the seller's family for a period of not more than 36 months after the sale of a dwelling unit or the property of which it is a part
  - (9) Occupancy under a rental agreement with any governmental housing authority created by the City of Glencoe
- c. If, upon inspection of the rental unit, the Code Official determines that the unit is in violation of any building code and informs the owner of the violations, no certificate of occupancy may be issued until the condition of the unit is brought up to code standards. Under such circumstances, it shall be unlawful for a person to lease or occupy the unit until a certificate of occupancy is issued.
- d. If, during an annual inspection of a rental unit, the Code Official determines that the unit is in violation of any building code and is not suitable for occupancy until needed corrections are made to bring the condition of the unit up to code standards, it shall

be unlawful for the tenant to remain in the unit. The tenant must be relocated until the condition of the unit is brought up to code standards.

## **Section 11. Permit fees.**

### **11.1 - Permits required.**

Any owner or authorized agent who intends to construct, enlarge, alter, repair, move, demolish, or change the occupancy of a building or structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system, or to cause any such work to be done, shall first make application to the Code Official and obtain the required permit.

#### *EXCEPTION - Emergency repairs*

Where equipment replacements and repairs must be performed in an emergency situation, the permit application shall be submitted *within the next working business day* to the Code Official.

### **11.2 - Work exempt from permit**

Exemptions from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

1. Swings and other playground equipment accessory to detached one- and two-family dwellings.
2. Fences and retaining walls not over 6 feet high.
3. Sidewalks and driveways of one and two-family dwellings.
4. Painting and wallpapering.

5. Temporary motion picture, television and theater stage sets and scenery.
  
6. Prefabricated swimming pools accessory to a residential occupancy that are less than 24 inches deep, and are installed entirely above ground.
  
7. Shade cloth structures constructed for nursery or agricultural purposes, not including service systems.
  
8. Window awnings supported by an exterior wall that do not project more than 4 ½ feet from the exterior wall and do not require additional support.
  
9. Non-fixed and movable fixtures, cases, racks, counters and partitions.
  
10. Portable appliances, such as heaters, cooling units, humidifiers, etc.
  
11. Window units for heating and air conditioning.
  
12. Routine maintenance and minor repairs that do not require the movement or replacement of electrical, plumbing and mechanical system components (such as wiring, pipes or duct work), or the addition, deletion or alteration of structural components (such as walls, partitions, beams, trusses or other components) in which the costs of materials and labor do not exceed \$2,000.00.
  
13. Installation, alteration or repair of generation, transmission, distribution or metering or other related equipment that is under the ownership and control of public utility agencies.

### **11.3 - Requirements for permits**

1. *Duty of contractors and builders to obtain license.* It shall be the duty of every contractor or builder who shall make contracts for the erection, construction or repair of buildings for which a permit is required, and every contractor or builder making such contracts and subletting such contracts, or any part thereof, to pay a license tax as provided in the general license code and to register with the building official, giving his full name, residence and place of business, and, in a case of removal from one place to another, to promptly report such change to the building official. It shall be the further duty of every person to conform to the building regulations, the regulations of this section, and other ordinances or laws applicable to such building.
2. Any persons, firms, or corporations who shall apply for a permit for the purpose of constructing or substantially improving new or existing buildings, or locating a mobile home for residential purposes, which includes adding new or increasing the capacity of existing sewer facilities that include septic tanks and/or field lines, shall as a condition of receiving a permit, furnish in the application for said permit a document in writing signifying the approval for construction of such sewerage or field line or septic tank facility by the County Health Department serving the property upon which such sewer facilities, field lines, or septic tanks are to be located. It shall be unlawful for anyone to use, or allow to be used, any septic tank or field system or to cover any septic or field systems prior to the inspection and approval by the appropriate County Health Department. It shall also be unlawful for anyone to reside in a mobile home without adequate sewerage facilities installed in compliance with this section.
3. All owners who wish to apply for a permit to do work on their own property must sign a homeowner's affidavit.
4. All owners and general contractors shall furnish the Code Official a full and complete list showing the names and addresses of all sub-contractors to whom work has been let.
5. The owner or general contractor will be responsible for all sub-contractors to see that each one has State, County, and City license as required.
6. The owner or general contractor will be responsible for having all occupational taxes paid for all sub-contractors who have performed services on said job. Said occupational taxes shall be paid at the rate of two (2) percent of twenty-five (25) percent of the total valuation of the construction.
7. No person engaged in the business of performing work as a contractor or subcontractor in which a license to perform such work is required in the State of Alabama shall allow such person's name to be used by any other person, directly

or indirectly, to obtain a permit for the performance of any work under such person's name, license or bond.

8. If the owner or general contractor fails to meet the above requirements the Code Official will not issue a Certificate of Occupancy.

#### **11.4 - Validity of permit**

The issuance or granting of a permit shall not be construed to be a permit for, or an approval of, any violation of any of the provisions of this code or of any other ordinance of the jurisdiction. Permits presuming to give authority to violate or cancel the provisions of this code or other ordinances of the jurisdiction shall not be valid. The issuance of a permit based on construction documents and other data shall not prevent the Code Official from requiring the correction of errors in the construction documents and other data. The Code Official is also authorized to prevent occupancy or use of a structure where in violation of this code or of any other ordinances of this jurisdiction.

#### **11.5 - Expiration**

Every permit issued shall become invalid unless the work on the site authorized by such permit is commenced within 180 days after its issuance, or if the work authorized on the site by such permit is suspended or abandoned for a period of 180 days after the time the work is commenced. The Code Official is authorized to grant, in writing, one or more extensions of time, for periods not more than 180 days each. The extension shall be requested in writing and justifiable cause demonstrated.

#### **11.6 - Posting of permit**

All permits shall be posted in a conspicuous place on the site of the work until the completion of the project.

#### **11.7 - FEES FOR BUILDING AND CONSTRUCTION PERMITS.**

Upon approval according to the city ordinance and regulations, a permit shall be issued by the City through the office of the Code Official, subject to payment of fees as hereinafter provided.

### 11.8 - Schedule of permit fees

The City Clerk or Code Official of the City of Glencoe, Alabama, is hereby authorized and directed to charge fees for the issuance of a permit for a new building and/or addition to new or existing buildings, calculated as:

	RESIDENTIAL	COMMERCIAL
<b>New Construction, Including Accessory Structures</b> (such as detached garages, warehouses, porches, gazebos, etc.)	BUILDING VALUATION OF \$65 PER FOOT AND MULTIPLIER OF 0.003	BUILDING VALUATION OF \$75.00 PER FOOT AND MULTIPLIER OF 0.003
<b>Electrical, Gas, Mechanical, Plumbing, Roofing and Remodeling</b>	\$35.00 FLAT RATE FEE	\$45.00 FLAT RATE FEE
<b>Moving or Demolition of a Structure</b>	\$45.00 FLAT RATE FEE	\$65.00 FLAT RATE FEE
<b>Swimming Pools, Spas and Fountains</b>	\$45.00 FLAT RATE FEE	\$65.00 FLAT RATE FEE
<b>Specialty Permit</b>	\$50.00 FLAT RATE FEE	\$75.00 FLAT RATE FEE

### 11.9 - TYPES OF INSPECTIONS

Although the number of inspections to be performed can vary, the usual procedure is as follows:

	INSPECTION 1	INSPECTION 2	INSPECTION 3
BUILDING	Footing / Foundation	Framing	Final
ELECTRICAL	Temporary Pole	Rough In	Final

PLUMBING & GAS	Foundation	Rough In	Final
MECHANICAL	Foundation	Rough In	Final

**11.10 - Notice of Inspection.**

Upon the completion of any installation of components, devices and equipment which have been authorized by issuance of a permit pursuant to the provisions of this article, it shall be the duty of the contractor or person installing the components, devices or equipment to notify the city inspector at least 24 hours in advance of the inspection.

**11.11 - Re-inspection.**

All required inspections are included in the permit fee. However, if the code official finds violations of the building or other adopted codes and ordinances of the City of Glencoe and issues a notice of violation, all work must be stopped until the violations are abated and the code official has performed a re-inspection to confirm that there are no existing violations. A re-inspection fee of \$25.00 will be charged prior to re-inspections.

**11.12 - Alternative Inspections**

In lieu of an inspection by the city Code Official and in order to obtain a certificate of occupancy, the owner of a property may submit to the Code Official a copy of the current credentials of the inspector and the full report of an inspection demonstrating compliance with applicable city codes, performed by a person currently licensed and in good standing with any of the following: (1) a home inspector licensed with the Building Commission, pursuant to the Alabama Home Inspectors Registration Act, §§34-14B-1 et seq., 1975 Ala. Code; (2) an architect registered with the Alabama Board for Registration of Architects, pursuant to §§34-2-1 et seq., 1975 Ala. Code; (3) a professional engineer with the Alabama Board of Licensure for Professional Engineers and Land Surveyors, pursuant to §§34-11-1 et seq., 1975 Ala. Code; (4) a residential building inspector, combination inspector, commercial building inspector or certified building official by the International Code Council, Inc.; or (5) authorized to inspect residential construction by the United States Veterans Administration or the United States Department of Housing and Urban Development. In such case the only fee required shall be \$10.00 for issuance of the certificate of occupancy.

### **11.13 - Stop work orders.**

Upon notice from the Code Official, work on any building, structure, electrical, gas, mechanical, or plumbing system that is being done contrary to the provisions of adopted code or in a dangerous or unsafe manner, shall immediately cease. Such notice shall be in writing and shall be given to the owner of the property, or to his agent, or the person doing the work, and shall state the conditions under which work may be resumed. Where an emergency exists, the Code Official shall not be required to give a written notice prior to stopping the work. Also if anyone fails to obtain a license or permit and performs work on any construction project, a stop work order will be posted on the job site and work will stop until license and permit have been obtained.

## **Section 12. Penalties and Fines.**

### **12.1 - Working without permit.**

Any person, firm, or corporation who shall erect or attempt to erect a building or accessory structure within the corporate limits of the City of Glencoe, Alabama, without first obtaining a permit and furnish the information herein before described to the City Clerk or Code Official, or any violation of this ordinance shall upon conviction be fined not less than Five hundred Dollars (\$500.00) and may be imprisoned for not more than six (6) month, either or both, at the discretion of the Municipal Judge.

### **12.2 - Damages to City Property.**

Property owners and/or permittees shall be liable for any expenses, damages or costs caused to or inflicted upon property belonging to the city, including right of ways, storm sewers, sidewalks, streets, signs, and all other city property, and shall also be subject to the penalties set forth in section 12.3 of this ordinance.

### **12.3 - All Other Violations.**

Any violation of this ordinance shall be punished as provided herein below:

- (1) In this section "violation of this ordinance" means any of the following:
  - (a) Doing an act that is prohibited or made of declared unlawful, an offense, a violation or a misdemeanor by ordinance or by rule or regulation authorized by this ordinance.

- (b) Failure to perform an act that is required to be performed by ordinance or by rule or regulation authorized by ordinance.
  - (c) Failure to perform an act if the failure is prohibited or is made or declared unlawful, an offense, a violation or a misdemeanor by ordinance or by rule or regulation authorized by ordinance.
- (2) In this section “violation of this ordinance” does not include the failure of a city officer or city employee to perform an official duty unless it is specifically provided that the failure to perform the duty is to be punished as provided in this section.
- (3) Except as otherwise provided by law or ordinance, the fine for the violation of this section on the first offense shall be not less than \$100.00 and not more than \$1,000.00. For a second offense within one year, the fine shall be not less than \$250.00 and not more than \$2,500.00. For a third or subsequent offense within one year, the fine shall be not less than \$500.00 and not more than \$5,000.00. In addition the Court shall have the authority to impose imprisonment in the city jail or hard labor for a period not exceeding six months, or by any combination thereof. Any person being punished for a violation of Code of Ala. 1975 §32-5A-191 as adopted by ordinance shall be punished by fine of not less than \$1.00 and not more than \$5,000.00 or by the imprisonment in the city jail or hard labor for a period of not exceeding one year or by any combination thereof.
- (4) Notwithstanding the provisions of subsection (c) of this section, the penalty imposed upon a corporation shall consist of the fine only, plus costs of the court.
- (5) Except as otherwise provided by law or ordinance:
- (a) With respect to violations of this code that are continuous with respect to time, each day that the violation continues is a separate offense.
  - (b) With respect to other violations, each act constitutes a separate offense.
- (6) The imposition of a penalty does not prevent suspension or revocation of a license, permit or franchise or any other administrative sanctions, including but not limited to, the disconnection of utilities, the costs of abatement by the city, stop work orders, condemn orders, demolition orders, any other applicable fines and/or penalties, or any legal actions pursued by the city’s attorney.
- (7) Violations of this code that are continuous with respect to time are a public nuisance and may be abated by injunctive or other equitable relief. The imposition of a penalty does not prevent injunctive relief.

### **Section 13. Repealer.**

All ordinances or parts of ordinances in conflict herewith are hereby declared repealed.

**Section 14. Effective Date.**

This ordinance shall become effective on the 1<sup>st</sup> day of October, 2012 and shall be published as required by law.