Ord. #5523

A JOINT ORDINANCE TO ESTABLISH A REVISED EFECTIVE DATE FOR THE STRUCTURAL PROVISIONS OF THE MEMPHIS AND SHELBY COUNTY EXISTING BUILDING CODE.

WHEREAS, The City Council for the City of Memphis, Tennessee on December 18, 2012 adopted the 2012 Edition of the ICC *International Existing Building Code* that governs the structural design and construction activities that may be used during renovation of, or additions to, existing structures and buildings in Memphis in Ordinance Number 5479; and

WHEREAS, The same ordinance established the effective date for this code and those structural provisions; and

WHEREAS, The City Council for the City of Memphis wishes to provide additional time for the further evaluation of the structural design provisions and their effects on the architectural and engineering professionals that undertake to design these structures and on the owners, construction companies and other trades that build these structures and to work with the Tennessee Fire Marshal's Office to insure Memphis and Shelby County's construction standards for these activities provide the proper level of life safety, but also that the Code does not result in confusion in the design requirements for such structures and that it has reasonable standards for the risks it is intended to address; and

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WHEREAS, The Tennessee Fire Marshal's Office has agreed to evaluate potential changes that may be adopted as recommendations by City Council for the City of Memphis and the Board of Commissioners of Shelby County in the future to insure this code provides the correct balance between life safety protection and structural design elements and construction methods.

NOW, THERFORE, BE IT ORDAINED, That the effective date for the structural design provisions and construction methods originally established in Memphis City Ordinance Numbers 5479 is amended to show a new effective date of December 31, 2013 for these structural design requirements and methods of construction.

BE IT FURTHER ORDAINED, That all other terms and effective dates for this adopted construction code shall remain unchanged and that the Memphis and Shelby County Office of Construction Code Enforcement shall continue to use those other adopted provisions in its review, permitting and inspection of existing structures as appropriate.

BE IT FURTHER ORDAINED, That should any part of this ordinance be found to be unconstitutional or unenforceable by a court of competent jurisdiction that such a determination will have no effect on the other portions of the adopted Code and any amendments thereto.

BE IT FURTHER ORDAINED, This Joint Ordinance shall take effect in the City of Memphis and the unincorporated areas of Shelby County by virtue of the concurring and separate passage thereof by the Memphis City Council and by the Board of Commissioners of Shelby County, at the date of such adoption by the second body and as otherwise required by law.

THE FOREGOING ORDINANCE
5523 PASSED
1st Reading 5-21-13
2nd Reading 6-4-13
3rd Reading 6-18-13

Approved Edmund H. [illegible]
Chairman of Council

Date Signed: 7/2/2013

Approved [illegible]
Mayor, City of Memphis

Date Signed: July 8, 2013

I hereby certify that the foregoing is a true copy, and said document was adopted by the Council of the City of Memphis as above indicated and approved by the Mayor.

Valerie C. Snipes
Comptroller