

**ORDINANCE CODIFYING PREVIOUS COUNCIL ACTION APPROVING TUPELO
LICENSING COMMISSION MINUTES REGARDING BUILDING CODE
PROVISIONS OF THE CITY OF TUPELO, MISSISSIPPI**

WHEREAS, the City Council of the City of Tupelo adopted the recommendations of the Tupelo License Commission on August 5, 2014; and

WHEREAS, the adoption of these recommendations allowed the city to comply with Miss. Code Anno. Section 17-2-4 (1972 as amended) which established the State Uniform Construction Code by requiring counties and municipalities to adopt building codes equal to or more stringent than the codes prescribed in the statute; and

WHEREAS, the Tupelo License Commission recommended the adoption of the 2012 International Building Code, the 2012 International Fire Code, the 2012 International Residential Code with the exception that the requirement for fire protection sprinkler systems in one and two family dwellings be deleted, the 2012 International Plumbing Code, the 2012 International Mechanical Code, the 2012 International Fuel Gas Code, and the 2012 International Property Maintenance Code all to replace each's 2006 versions.; and

WHEREAS, the Tupelo License Commission recommended the adoption of the 2011 National Electric Code to replace the 2005 version; and

WHEREAS, the Tupelo License Commission recommended the adoption of the 2012 International Swimming Pool Code; and

WHEREAS, although these changes were adopted and spread upon the minutes of the municipality and carried the full effect of law, these changes were never codified in the Code of Ordinances of the City of Tupelo, Mississippi; and

WHEREAS, the Tupelo City Council finds and determines that it is necessary to protect the public health, safety, morals and general welfare to codify these actions, and that the provisions below are necessary, fair and reasonable.

NOW, THEREFORE, BE IT ORDAINED NUNC PRO TUNC BY THE CITY COUNCIL OF THE CITY OF TUPELO, MISSISSIPPI as follows:

SECTION 1. The prefatory statements are hereby incorporated herein.

SECTION 2. Chapter 7, Article II, Section 7-26 is amended to replace all references to "2006" with "2012".

SECTION 3. Chapter 7, Article III, Section 7-46 is amended to replace "2005" with "2011".

SECTION 4. Chapter 7, Article IV, Section 7-61 is amended to replace all references to "2006" with "2012".

SECTION 5. Chapter 7, Article V, Section 7-81 and its subparts are amended to replace all references to "2006" with "2012".

SECTION 6. Chapter 7, Article VI, Section 7-96 is amended to replace all references to "2006" with "2012".

SECTION 7. Chapter 7, Article VII, Section 7-116 is amended to read as follows: "The 2012 International Swimming Pool Code is hereby adopted by reference as if it were fully copied herein."

SECTION 8. Chapter 7, Article VIII, Section 7-131 is amended to replace all references to "2006" with "2012".

SECTION 9. Chapter 7, Article IX, Section 7-133 is amended to replace all references to "2006" with "2012"; and to delete 'excluding appendices,'; and to add after "Edition" the language, "with the exception that the requirement for fire protection sprinkler systems in one and two family dwellings be deleted".

After a full discussion of this matter, Council Member Nettie Y. Davis

moved that that foregoing ordinance be adopted and said motion was seconded by Council


Member Lynn Bryan and upon the question being put to vote, the

results were as follows:

Councilmember L. Bryan voted	<u>AYE</u>
Councilmember M. Bryan voted	<u>AYE</u>
Councilmember Beard voted	<u>AYE</u>
Councilmember Davis voted	<u>AYE</u>
Councilmember Jennings voted	<u>AYE</u>
Councilmember Palmer voted	<u>AYE</u>
Councilmember Whittington voted	<u>AYE</u>

WHEREUPON, the foregoing Ordinance was declared, passed and adopted at a regular meeting of the Council on this the 20th day of February, 2018, *nunc pro tunc* August 5, 2014.

CITY OF TUPELO, MISSISSIPPI



MARKEL WHITTINGTON
City Council President

ATTEST:




AMANDA DANIEL, Clerk of the Council

APPROVED:



JASON L. SHELTON, Mayor



February 21, 2018
DATE