

ORDINANCE NO. 110805-2

AN ORDINANCE TO AMEND THE TOWN OF BRIGHTON MUNICIPAL CODE TO ADOPT THE UNIFORM FIRE CODE BY REFERENCE.

Whereas, the Town of Brighton wishes to update the fire code now enforced in the Town of Brighton;

NOW, THEREFORE BE, IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE TOWN OF BRIGHTON, TENNESSEE, THAT:

Section 1. The Town of Brighton Municipal Code is amended to adopt the Uniform Fire Code by reference to read as follows:

FIRE CODE

SECTION

1. Fire code adopted.
2. Modifications.
3. Definition of "municipality."
4. Gasoline trucks.
5. Variances.
6. Violations and penalties.

1. **Fire code adopted.** Pursuant to authority granted by Tennessee Code Annotated, " 6-54-501 through 6-54-506, and for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the Uniform Fire Code (NFPA No. 1), 2006 edition, as recommended by the National Fire Protection Association, including all appendices thereto and all amendments hereinafter adopted, is hereby adopted by reference and included as a part of this code. Pursuant to the requirement of Tennessee Code Annotated, ' 6-54-502, one (1) copy of the Uniform Fire Code has been filed with the city recorder and is available for public use and inspection. The Uniform Fire Code is adopted and incorporated as fully as if set out at length herein and shall be controlling within the corporate limits.

2. **Modifications.** The Uniform Fire Code adopted in ' 1 above is modified by deleting therefrom section 1.10, titled Board of Appeals, in its entirety; ' 5 below shall control appeals.

3. **Definition of "municipality."** Whenever the word "municipality" is used in the uniform fire code herein adopted, it shall be held to mean the Town of Brighton, Tennessee.

4. **Gasoline trucks.** No person shall operate or park any gasoline tank truck within the central business district or within any residential area at any time except for the purpose of, and while actually engaged in, the expeditious delivery of gasoline.

5. Variances. The chief of the fire department may recommend to the board of mayor and aldermen variances from the provisions of the uniform fire code upon application in writing by any property owner or lessee, or the duly authorized agent of either, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such variances when granted or allowed shall be contained in a resolution of the board of mayor and aldermen.

6. Violations and penalties. It shall be unlawful for any person to violate any of the provisions of this chapter or the Uniform Fire Code herein adopted, or fail to comply therewith, or violate or fail to comply with any order made thereunder; or build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken; or fail to comply with such an order as affirmed or modified by the board of mayor and aldermen or by a court of competent jurisdiction, within the time fixed herein. The violation of any section of this chapter shall be punishable under the general penalty provision of this municipal code. Each day a violation is allowed to continue shall constitute a separate offense. The application of a penalty shall not be held to prevent the enforced removal of prohibited conditions.

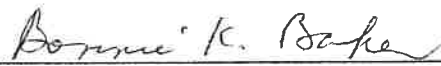
Section 2. Date of effect. This ordinance shall take effect from and after its final passage, the public welfare requiring it.

Passed 1st reading, November 8, 2005.

Passed 2nd reading, December 13, 2005



Mayor



Recorder