

INTRODUCED BY: ALDERMAN PLUFKA ALDERWOMAN PARKER TICE
ALDERMAN WEGGE ALDERWOMAN SIMS
ALDERMAN LOCHMOELLER ALDERMAN LEAHY
ALDERMAN KRAMER ALDERWOMAN O'NEILL

AN ORDINANCE AMENDING CHAPTER 500 OF THE CODE OF ORDINANCES OF THE CITY OF BRENTWOOD AND ADOPTING NEW BUILDING, RESIDENTIAL, ELECTRICAL, MECHANICAL, PLUMBING, EXISTING BUILDING, FUEL GAS, ENERGY CONSERVATION, PROPERTY MAINTENANCE AND FIRE CODES.

WHEREAS a copy of the technical codes referenced and adopted in this ordinance, have been filed in the office of the City Clerk and kept available for public use, inspection, and examination for a period of at least ninety (90) days prior to the adoption of this ordinance and will, following the adoption of this ordinance, be similarly filed and kept available in the office of the City Clerk.

NOW, THEREFORE, BE IT ORDAINED, BY THE BOARD OF ALDERMEN OF THE CITY OF BRENTWOOD, MISSOURI, AS FOLLOWS:

SECTION 1. Sections 500.200 and 500.205 of Article II of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.200 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE II. Building Code

Section 500.200. Adoption of International Building Code.

A. The *International Building Code, 2018 Edition*, including all Appendix Chapters as published by the International Code Council, be and is hereby adopted as the Building Code of the City of Brentwood, Missouri 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in Section 500.200, with the additions, insertions, deletions and changes prescribed below.

B. The following sections are hereby revised:

- 1) Section 101.1. Title. These provisions shall be known as the Building Code of the City of Brentwood.
- 2) Section 114.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

- 3) Section 1612.3 Establishment of flood hazard areas. To establish flood hazard areas, the Board of Aldermen has adopted a flood hazard map and supporting data. The flood hazard map shall include, at a minimum, areas of special flood hazard as identified by the Federal Emergency Management Agency in an engineering report entitled "The Flood Insurance Study for the City of Brentwood," dated May 16, 1977, as amended or revised with the accompanying Flood Insurance Rate Map (FIRM February 4, 2015) and Flood Boundary and Floodway Map (FBFM December 28, 1973) and related supporting data along with any revisions thereto. The adopted flood hazard map and supporting data are hereby adopted by reference and declared to be part of this section.

SECTION 2. Sections 500.210 and 500.215 of Article III of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.210 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE III. Residential Code

Section 500.210. Adoption of International Residential Code.

- A. The *International Residential Code, 2018 Edition*, including Appendix A, B, C, F, H, J, M, N, P, and T as published by the International Code Council, be and is hereby adopted as the Residential Code of the City of Brentwood, Missouri 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 (3) 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in Section 500.210, with the additions, insertions, deletions and changes prescribed below.
- B. The following sections are hereby revised:
- 1) Section R101.1. Title. These provisions shall be known as the Residential Code for One- and Two-family Dwellings of the City of Brentwood and shall be cited as such.
 - 2) Section R113.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

3) Table R301.2(1). Table R301.2(1) is amended as noted below.

Table R301.2(1)
Climate and Geographic Design Criteria

Ground Snow Load	Wind Design		Seismic Design Category	Subject to Damage From		
	Speed (mph)	Topographic effects		Weathering	Frost line depth	Termites
20 psf	90	Yes	C	Severe	30 inches	Moderate to Heavy

Table R301.2(1) (continued)
Climate and Geographic Design Criteria

Winter Design Temp	Ice Barrier Underlayment Required	Flood Hazards	Air Freezing Index	Mean Annual Temp
8°F	Yes	Rate Maps * February 4, 2015	1500	54*

*Or the most recently adopted or revised maps published.

- 4) Section R304.1. Minimum area. Habitable rooms shall have a floor area not less than 120 sq. ft.
- 5) Section R313 Automatic Fire Sprinkler Systems is deleted entirely.
- 6) Section P2603.5.1. Sewer depths. Private septic tanks are not permitted. Building sewers shall be a minimum of 30 inches below grade.

Section 3. Sections 500.500 and 500.510 of Division 1 of Article VI of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.500 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE VI. Electricity

Division 1. Generally

Section 500.500. National Electrical Code.

- A. The *National Electrical Code, 2017 Edition*, as published by the National Fire Protection Association, be and is hereby adopted as the Electrical Code of the City of Brentwood, Missouri regulating and governing the design, construction, installation, alteration, repairs, relocation, replacement, addition to, use or maintenance of electrical systems and

equipment 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 the Electrical 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 Section 500.500, with the additions, insertions, deletions and changes prescribed below.

B. The following provisions are hereby added:

Chapter 1, Article 120. Fees and Penalties.

- 1) 120.1. Fee schedule. The fees for electrical work shall be as indicated in Appendix "A" to Section 500 of the Brentwood Municipal Code.
- 2) 120.2. Fee refunds. The code official shall authorize the refunding of fees as prescribed in Appendix "A" of the Brentwood Municipal Code.
- 3) 120.3. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

Section 4. Sections 500.680 and 500.685 of Article VII of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.680 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE VII. Mechanical Systems

Section 500.680. Mechanical Code Adopted — Amendments.

- A. The *International Mechanical Code, 2018 Edition*, as published by the International Code Council, be and is hereby adopted as the Mechanical Code of the City of Brentwood, Missouri 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 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 Section 500.680, with the additions, insertions, deletions and changes prescribed below.
- B. The following Sections are hereby revised:
 - 1) Section 101.1. Title. These regulations shall be known as the Mechanical Code of the City of Brentwood.

- 2) Section 106.5.2. Fee schedule. The fees for mechanical work shall be as indicated in Appendix A to Section 500 of the Brentwood Municipal Code.
- 3) Section 106.5.3. Fee refunds. The code official shall authorize the refunding of fees as prescribed in Appendix "A" of the Brentwood Municipal Code.
- 4) 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 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
- 5) Section 108.5. Stop work orders. Upon notice from the code official that 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

Section 5. Sections 500.740 and 500.745 of Article VIII of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.740 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE VIII. Plumbing

Section 500.740. Plumbing Code Adopted — Amendments.

- A. The *International Plumbing Code, 2018 Edition*, as published by the International Code Council, be and is hereby adopted as the Plumbing Code of the City of Brentwood, Missouri 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 Section 500.740, with the additions, insertions, deletions and changes prescribed below.
- B. The following Sections are hereby revised to read as follows:

- 1) Section 101.1. Title. These regulations shall be known as the International Plumbing Code of the City of Brentwood.
- 2) Section 106.6.2. Fee schedule. The fees for all plumbing work shall be as indicated in the fee schedule of the Brentwood Municipal Code Appendix A to Section 500.
- 3) Section 106.6.3. Fee refunds. The code official shall authorize the refunding of fees as prescribed in Appendix "A" of the Brentwood Municipal Code.
- 4) Section 108.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
- 5) Section 305.4.1. Sewer depth. Building Sewers must be 30" below grade.
- 6) Section 903.1. Roof extension. Open vent pipes that extend through a roof shall be terminated not less than 6" above the roof. Where a roof is to be used for assembly or as a promenade, observation deck, sunbathing deck or similar purposes, open vent pipes shall terminate not less than 7 feet (2134 mm) above the roof.

Section 6. Sections 500.800 and 500.805 of Article IX of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.800 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE IX. Existing Building Code

Section 500.800. Existing Building Code Adopted — Amendments.

- A. The *International Existing Building Code, 2018 Edition*, as published by the International Code Council be and is hereby adopted as the code of the City of Brentwood, Missouri, for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to or change of occupancy in existing buildings in the City of Brentwood, Missouri and providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, conditions, and terms of said Existing Building Code, as published by the International Code Council on file with the office of the City Clerk and hereby referred to, adopted and made part hereof as if fully set out in this Section 500.800 with the following additions, revisions, insertions and deletions as prescribed below.
- B. The following Sections are hereby revised to read as follows:
 - 1) Section 101.1. Title. These regulations shall be known as the Existing Building Code of the City of Brentwood.

- 2) Section 108.2. Fee Schedule. Fees are as prescribed in Appendix "A" of the Brentwood Municipal Code.
- 3) Section 108.6. Fee refunds. The code official shall authorize the refunding of fees as prescribed in Appendix "A" of the Brentwood Municipal Code.
- 4) Section 113.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

Section 7. Sections 500.810 and 500.815 of Article X of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.810 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE X. Fuel Gas Code

Section 500.810. Fuel Gas Code Adopted — Amendments.

- A. The *International Fuel Gas Code, 2018 Edition*, as published by the International Code Council, be and is hereby adopted as the Fuel Gas Code of the City of Brentwood, Missouri 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 the Fuel Gas 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 prescribed below.
- B. The following Sections are hereby revised to read as follows:

- 1) Section 101.1. Title. These regulations shall be known as the Fuel Gas Code of the City of Brentwood.
- 2) Section 106.6.2. Fee schedule. The fees for mechanical work shall be as indicated in Appendix "A" to Section 500 of the Municipal Code of the City of Brentwood.
- 3) Section 106.6.3. Fee refunds. The code official shall authorize the refunding of fees as prescribed in Appendix "A" to Section 500 of the Brentwood Municipal Code.
- 4) Section 108.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

- 5) Section 108.5. Stop work orders. Upon notice from the code official that 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

Section 8. Sections 500.820 and 500.825 of Article XI of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.820 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE XI. Energy Conservation Code

Section 500.820. Energy Conservation Code Adopted — Amendments.

- A. The *International Energy Conservation Code , 2018 Edition*, as published by the International Code Council, be and is hereby adopted as the Energy Conservation Code of the City of Brentwood, Missouri 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 Section 500.820, with the additions, insertions, deletions and changes prescribed below.
- B. The following Sections are hereby revised to read as follows:
- 1) Section C101.1. Title. This code shall be known as the Commercial International Energy Conservation Code of the City of Brentwood and shall be cited as such.
 - 2) Section C108.4. 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
 - 3) Section C108.5. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

- 4) Section R101.1. Title. This code shall be known as the Residential International Energy Conservation Code of the City of Brentwood and shall be cited as such.
- 5) Section R108.4. 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
- 6) Section R108.5. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

Section 9. Sections 500.830 and 500.835 of Article XII of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.830 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE XII. Property Maintenance Code

Section 500.830. Property Maintenance Code Adopted — Amendments.

- A. The *International Property Maintenance Code, 2018 Edition*, as published by the International Code Council, be and is hereby adopted as the Property Maintenance Code of the City of Brentwood, Missouri 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 hereby referred to, adopted, and made a part hereof, as if fully set out in Section 500.830, with the additions, insertions, deletions and changes below.
- B. The following Sections are hereby revised to read as follows:
 - 1) Section 101.1. Title. These regulations shall be known as the International Property Maintenance Code of the City of Brentwood.
 - 2) Section 103.5. Fees. The fees for activities and services performed by the department in carrying out its responsibilities under the International Property Maintenance Code

shall be as indicated in Appendix "A" to Chapter 500 of the Municipal Code of the City of Brentwood.

- 3) Section 106.4. Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure 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 punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
- 4) Section 302.4. Weeds. All premises and exterior property shall be maintained free from weeds or plant growth in excess of seven (7) inches. 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 authority having jurisdiction. Upon failure to comply with the notice of violation, any duly authorized employee of the jurisdiction or contractor hired by the jurisdiction 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.
- 5) Section 304.14. Insect screens. 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, and every screen door used for insect control shall have a self-closing device in good working condition.

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

- 6) 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 to maintain a temperature of not less than 68°F in all habitable rooms, bathrooms and toilet rooms.

Exceptions:

- i. 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.
- ii. In areas where the average monthly temperature is above 30°F a minimum temperature of 65°F shall be maintained.

- 7) Section 602.4. Occupiable work spaces. Indoor occupiable work spaces shall be supplied with heat to maintain a temperature of not less than 65°F during the period the spaces are occupied.

Exceptions:

- i. Processing, storage and operation areas that require cooling or special temperature conditions.
- ii. Areas in which persons are primarily engaged in vigorous physical activities.

Section 10. Sections 500.840 and 500.845 of Article XIII of Chapter 500 of the Code of Ordinances of the City of Brentwood, Missouri, are hereby repealed and a new Section 500.830 is hereby enacted in lieu thereof to read as follows:

Chapter 500. Buildings and Building Regulations

ARTICLE XIII. Fire Prevention Code

Section 500.840. Fire Prevention Code Adopted — Amendments.

A. The *International Fire Code, 2018 Edition*, including Appendix Chapters (see International Fire Code Section 101.2.1, 2018 edition), as published by the International Code Council, be and is hereby adopted as the Fire Code of the City of Brentwood, Missouri 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 are hereby referred to, adopted, and made a part hereof, as if fully set out in Section 500.840, with the additions, insertions, deletions and changes prescribed below.

B. The following Sections are hereby revised to read as follows:

- 1) Section 101.1. Title. These regulations shall be known as the Fire Code of the City of Brentwood.
- 2) Section 110.4 Violation penalties. Any person who violates a provision of this code or fails to comply with any of the requirements thereof or who erects, constructs, alters or repairs a building or structure in violation of the approved construction documents or directive of the Fire Marshall, or of a permit or certificate issued under the provisions of this code, shall be punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.
- 3) 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 the person is directed to

perform to remove a violation or unsafe condition, shall be punishable in accordance with the provisions of Section 100.080 of the Brentwood City Code.

- 4) Section 5704.2.9.6.1. The storage of Class I and Class II liquids in above-ground tanks outside a building is prohibited within the City of Brentwood without the written consent of Fire Marshall. Existing tanks in safe condition and complying with State and Federal requirements will be allowed to remain.
- 5) Section 5704.2.9.5 The storage of Class I and Class II liquids in above-ground tanks inside a building is prohibited within the City of Brentwood without the written consent of Fire Marshall. Existing tanks in safe condition and complying with State and Federal requirements will be allowed to remain.
- 6) Section 5806.2. Limitations. The storage of flammable cryogenic fluids in stationary containers is prohibited within the City of Brentwood without the written consent of Fire Code Official. Existing tanks in safe condition and complying with State and Federal requirements will be allowed to remain.
- 7) Section 6104.2. Maximum capacity within established limits. The storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas and is prohibited within the City of Brentwood, except for residential or recreational uses in small quantities, without the written consent of Fire Marshall. Existing tanks in safe condition and complying with State and Federal requirements will be allowed to remain.

Section 11. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 12. Nothing in this ordinance or in any of the codes hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in preceding sections of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 13. In conformity with the provisions of said Code, the City Clerk shall cause appropriate copies to be made hereof and shall insert such copies in each edition of said Code.

Section 14. All ordinances and parts of ordinances in conflict with this ordinance are, to the extent of such conflict, hereby repealed.

Section 15. This ordinance shall be in full force and effect from and after the date of its passage and approval by the Mayor.

BILL NO.:6258

ORDINANCE NO.: 4899

PASSED BY THE BOARD OF ALDERMEN THIS 21st DAY OF OCTOBER, 2019.






David Dimmitt, Mayor

ATTEST:



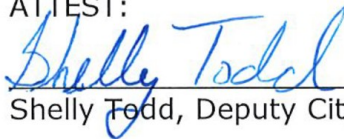
Shelly Todd, Deputy City Clerk

APPROVED BY THE MAYOR THIS 21st DAY OF OCTOBER, 2019.



David Dimmitt, Mayor

ATTEST:



Shelly Todd, Deputy City Clerk

1st Reading: October 7, 2019
2nd Reading: October 21, 2019