

# TUSCALOOSA CITY COUNCIL MEETING AGENDA

Tuesday, January 11, 2022

## 1. CALL TO ORDER: 6:00 p.m.

Council Prayer: Dear God, bless our proceedings today. Give us wisdom to know what is just and the strength to do what is right. Amen.

Pledge of Allegiance: I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

## 2. APPROVAL OF MINUTES

Council President Pro Tem: As the Council has received a synopsis of the previous meeting, I move that we dispense with the reading of the minutes of the same unless there are any deletions, additions, or corrections.

## 3. PROCLAMATIONS AND STATEMENTS BY MAYOR AND COUNCIL

Mayor Announcements

- City Hall will be closed Monday, January 17 in observance of the Martin Luther King, Jr. holiday. There will be no garbage, trash or recycling services offered on this day. Regular routes will resume Tuesday, January 18 and run 1 day behind schedule. Please contact Tuscaloosa's 3-1-1 for more information.

Department Announcements

## 4. AGENDA ITEM COMMENTS BY CITIZENS

*Citizens are encouraged to sign in with the City Clerk in order to assure that their comments related to a specific agenda item are received prior to consideration by the City Council. Speakers are limited to five (5) minutes each.*

## 5. UNFINISHED BUSINESS

Ordering demolition of the structure at 2712 20<sup>th</sup> Street (tabled on 10-26-2021, 08-28-2021, 6-22-2021, 5-11-2021, 3-9-2021, 12-8-2020, 10-6-2020) PP 6-7

Council Committee Reports

Clerk's Report of Mayor's Veto

- ## 6. CONSENT AGENDA:
- (items "a through l") All matters listed on the Consent Agenda are considered to be routine by the City Council and will be enacted by one motion and vote. There will be no separate debate, amendment, or substitution of these items. If the same is desired by the Mayor and/or any member of the Council, upon request made on the record, that item will be removed from the Consent Agenda and considered separately under the regular Order of Business.

- a. Authorizing request for street lighting system modifications. **P8**
- b. Authorizing the filing of a lien at 411 34<sup>th</sup> Avenue pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (17-0367; Mary Louise Pender). **P9**
- c. Authorizing the filing of a lien at 6169 Loblolly Lane pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (17-0255; George and Monica Jones). **P10**
- d. Authorizing the filing of a lien at 301 Short 25<sup>th</sup> Avenue pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (19-0188; Robert Merritt and Anthony Dubose). **P11**
- e. Authorizing the filing of a lien at 3001 5<sup>th</sup> Street pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (20-0279; Jeri Fahrenbach). **P12**
- f. Authorizing the filing of a lien at 3425 29<sup>th</sup> Street pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (19-0008; Dred and Olivia Taylor). **P13**
- g. Authorizing the filing of a lien at 1453 Southern Gardens Drive pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (17-0297; Estate of Robert Barry Mullins). **P14**
- h. Authorizing the filing of a lien at 2603 29<sup>th</sup> Street pursuant to Section 13-69(b), Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975 ; Total: \$164.50. (20-0332; Auto Max, USA, Inc.). **PP 15-16**
- i. Declaring sole source and authorizing purchase from Medical Specialties, Inc. ; Total: \$90,624.90. (A22-003). **P17**
- j. Setting February 8 as the date for a public hearing on a proposed vacation of a portion of a public alley; portion of a 10 foot Alley bordering Lots 1-7 and Lot 13 in the B. Tannehill Subdivision No. 2 (A21-1244). **P18-19**
- k. Authorizing payment to Estes H. Smith in settlement claim; Total: \$880.20 (21-0285). **P20**
- l. Authorizing payment to Alabama Municipal Insurance Corporation; Total: \$17,718.38 (20-0166; 21-0196; 21-0263; 21-0226). **P21**

## 7. PUBLIC HEARINGS

Adopting Zoning Amendment No. 1466 to rezone approximately 0.23 acres located at 1406 22<sup>nd</sup> Avenue from BGO-DROD to BN-DROD (A21-1652/ Z-23-21; Case Nixon). **(Introduced on 12-7-2021) P22**

Adopting Zoning Amendment No. 1467 to rezone approximately 0.17 acres located at 503 30<sup>th</sup> Avenue East from RD-1 to RD-2 (A21-1653/ Z-24-21; Spectrum Properties LLC). **(Introduced on 12-7-2021) P23**

Setting the cost for demolition of the structure at 3517 21<sup>st</sup> Street and authorizing the filing of a lien; total: \$4,120.20. **P24**

Setting the cost for demolition of the structure at 1613 TY Rogers Jr. Avenue and authorizing the filing of a lien; total: \$4,342.66. **P25**

Adopting the International Swimming Pool and Spa Code, 2021 Edition, as the swimming pool and spa code of the City of Tuscaloosa (A21-1647). **PP26-28**

Adopting the International Existing Building Code, 2021 Edition, as the existing building code of the City of Tuscaloosa (A21-1636). **PP29-30**

Adopting the Property Maintenance Code for the City of Tuscaloosa (A21-1639). **PP31-34**

Adopting the international Plumbing Code, 2021 Edition, as the plumbing code of the City of Tuscaloosa (A21-1646). **PP35-37**

Adopting the International Wildland-urban Interface Code, 2021 Edition, as the wildland urban interface code of the City of Tuscaloosa (A21-1657). **PP38-39**

Adopting the International Fire Code, 2021 Edition, as the fire code of the City of Tuscaloosa (A21-1651). **PP40-46**

Adopting the International Building Code, 2021 Edition, as the building code of the City of Tuscaloosa (A21-1634). **PP47-51**

Adopting the National Electrical Code, 2014 Edition, and the Amendments to the National Electrical Code, 2020 Edition, as the electrical code of the City of Tuscaloosa (A21-1638). **PP52-54**

Adopting the International Residential Code, 2021 Edition, as the residential code for the City of Tuscaloosa (A21-1640). **PP55-65**

Adopting the International Mechanical Code 2021 Edition, as the mechanical code for the City of Tuscaloosa (A21-1644). **PP66-67**

Adopting the International Fuel and Gas Code, 2021 Edition, as the gas code of the City of Tuscaloosa (A21-1645). **PP68-69**

## **8. RESOLUTIONS AND ORDINANCES NOT OF A GENERAL NATURE OR PERMANENT OPERATION**

Authorizing the Mayor to execute an agreement with the Department of Housing and Urban Development (HUD) for home investment partnerships—American Rescue Plan (HOME-ARP) Program to provide eligible activities for vulnerable or homeless populations (A21-1741). **P70**

Authorizing an amendment to the City's Agreement and authorizing the Mayor to execute the amended agreement with the Salvation Army under the City's 2020 Emergency Solutions Grants Program (A21-1740). **P71**

Approving job class specifications for Utility Services Director and Arts & Entertainment Director (A21-1745). **P72**

Authorizing renewal of N.D.A.A. liability insurance for the Office of the City Attorney; total: \$8,028.00. (A21-1589) **P73**

Authorizing the Mayor to execute a reimbursable agreement for the relocation of utility facilities for the Fosters Ferry Road Improvement Project (A22-0013/ Project No. ACO61873-ATRP (017)). **P74**

Authorizing Amendment 5 to the budget for the state revolving loan fund—drinking water (2018) (A19-0384). **P75**

**If necessary, Council rules of procedure will be suspended at this time.**

## **9. ORDINANCES AND RESOLUTIONS OF A GENERAL NATURE OR PERMANENT OPERATION**

### **FOR INTRODUCTION**

Amending Exhibits “A” and “B” of Sections 19-42/19-60(a) of the Code of Tuscaloosa (A21-1738). **(may be adopted by unanimous consent following introduction) PP76-77**

Amending Section 11-50 of the Code of Tuscaloosa (A21-1658). **(may be adopted by unanimous consent following introduction) P78**

Amending various sections of Chapter 6 of the Code of Tuscaloosa (A21-1633). **(may be adopted by unanimous consent following introduction) PP79-84**

Amending portions of Sections 6-115 of the Code of Tuscaloosa (A21-1650). **(may be adopted by unanimous consent following introduction) P85**

Amending Section 2-100 of the Code of Tuscaloosa (A21-1712). **(may be adopted by unanimous consent following introduction) P86**

Annexing property to the corporate limits of the City of Tuscaloosa in regards to approximately 5.0 acres located at 4373 Joe Mallisham Parkway (AN-2021-13/A21-1560). **(may be adopted by unanimous consent following introduction) PP87-89**

### **FOR ADOPTION**

**10. AUDITING ACCOUNTS**

Authorizing the payment of bills; total: \$3,679.72. P90

**11. CITIZEN'S COMMENTS AND OTHER COMMUNICATIONS**

**12. EXECUTIVE SESSION**

**13. POLICY IMPLEMENTATION**

**Mayor:** Subject to the exercise of mayoral veto on ordinances of a general nature or permanent operation, all applicable departments are hereby ordered to otherwise implement council policy this date enacted.

**14. ADJOURN**

1/7/2022

Brandy P. Johnson  
City Clerk



Following each item of business is the page number of the item as it appears in the full agenda presented to council members. Should you have questions about a particular item, you may contact the Office of the City Clerk at (205) 248-5010 or by email to [cityclerk@tuscaloosa.com](mailto:cityclerk@tuscaloosa.com). Please refer to the page number of the item in question so it can be more quickly accessed.

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF  
THE STRUCTURE AT 2712 20<sup>TH</sup> STREET

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 2712 20<sup>th</sup> Street is unsafe to the extent that it is a public nuisance; and,

WHEREAS, all appropriate notifications and time periods, as stated in said statute, have been complied with by the appropriate municipal official in the person of the Chief Building Official with the Urban Development-Building Inspections Department for the City of Tuscaloosa; and,

WHEREAS, on the 6<sup>th</sup> day of October 2020, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 2712 20<sup>th</sup> Street is unsafe to the extent that it is a public nuisance; and,
2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

(H/Ty-y)  
Tabled for 60  
days on 10/26/21  
(11/4/22)  
BPM  
City Clerk

Tabled for 60 days on 8/24/21  
(10-26-21)  
(Ty/C-y) H - Absent  
BPM  
Acting City Clerk 6

Prepared: Acting City Clerk  
Requested: Urban Development-Building Inspections  
Agenda: 08-24-2021 (10-06-2020)

RESOLUTION

RESOLUTION ORDERING DEMOLITION OF  
THE STRUCTURE AT 2712 20<sup>TH</sup> STREET

WHEREAS, pursuant to Ala. Code Section 11-53B-1 et seq. (1975), the appropriate municipal official of the City of Tuscaloosa has found that the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 2712 20<sup>th</sup> Street is unsafe to the extent that it is a public nuisance; and,

WHEREAS, all appropriate notifications and time periods, as stated in said statute, have been complied with by the appropriate municipal official in the person of the Chief Building Official with the Urban Development-Building Inspections Department for the City of Tuscaloosa; and,

WHEREAS, on the 6<sup>th</sup> day of October 2020, the City Council of Tuscaloosa held a public hearing, at which time the Chief Building Official of the Urban Development-Building Inspections Department for the City of Tuscaloosa appeared and set forth reasons for his findings.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

- 1. That the City Council of Tuscaloosa finds the building, structure, part of the building or structure, party wall, or foundation, situated in the City of Tuscaloosa at 2712 20<sup>th</sup> Street is unsafe to the extent that it is a public nuisance; and,
- 2. That the aforementioned building, structure, part of the building or structure, party wall, or foundation, is hereby ordered demolished, pursuant to the terms and conditions of Ala. Code Section 11-53B-1 et seq. (1975), such action being an exercise of the City's police and/or regulatory powers.

*(V/H-y) Dist. 7 - vacant (8.24.21) tabled for 60 days on 6.22.21 Carly Standridge City Clerk*

*(P/H-y) tabled 30 days (5.11.21) (6.15.21) Carly Standridge City Clerk*

*(Ty/P-y) H-out Tabled 60 days 3.9.21 (5.11.21) Carly Standridge City Clerk*

*(P/H-y) A-abstain Ty-absent Tabled 90 days (12.8.2020) (3.9.2021) Carly Standridge City Clerk*

*(H/B-y) A-abstain; Ty-out Tabled 60 days 10/6/2020 (12/8/2020) Carly Standridge City Clerk*

Prepared: City Clerk  
Requested: Urban Development-Building Inspections  
Agenda: 10-06-2020

*(B/F-y) Dist. 7 - vacant Tabled for 7 days on 6.15.21 (6.22.21) Brandy Johnson Asst. City Clerk*

RESOLUTION

RESOLUTION AUTHORIZING REQUEST FOR  
STREET LIGHTING SYSTEM MODIFICATIONS

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

That the City Clerk be, and she is hereby, authorized to request Alabama Power Company to make the following modification to the street lighting system within the corporate limits of the City:

LED DECORATIVE (COLONIAL)

4,001 – 5,500 INITIAL LUMENS INSTALL

Five (5) for Village at Huntland subdivision Phase 2

Prepared: City Clerk  
Requested: IPS-Engineering  
Agenda: 1-11-2022

8



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW cwe  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 17-0367)

WHEREAS, the person last assessed for the property taxes at the address of 411 34<sup>th</sup> Avenue, Tuscaloosa, Alabama, is Mary Louise Pender, as recorded in Deed Book 392, Page 100, more particularly described as:

All of Lots numbered Sixty-three and Sixty-four as shown and designated on a survey of the City of Tuscaloosa made for C.C. Seed of New Town, a map or plat of which is of record in Plat Book 1 at Page 3 of the Probate Records of Tuscaloosa County, Alabama; reference to the record of said map or plat being hereby made in aid of and as a part of this description.

WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 2<sup>nd</sup> day of June, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$150.00 plus court cost in the amount of \$14.50, for a total cost of \$164.50; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 2<sup>nd</sup> day of June, 2021, for property located at 411 34<sup>th</sup> Avenue, Tuscaloosa, Alabama, as recorded at Deed Book 392, Page 100 be, and is hereby, fixed at \$164.50.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$164.50 against the property at Deed Book 392, Page 100.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared by: CWE  
Requested: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 17-0255)

WHEREAS, the person last assessed for the property taxes at the address of 6169 Loblolly Lane, Tuscaloosa, Alabama, is Monica S. Jones and George L. Jones, as recorded in Deed Book 2002, Page 18665, more particularly described as:

**Lot 92 Woodland Forest Gardens Section Four, a map or plat of which is recorded in Plat Book 21, at Page 139 in the Probate Office of Tuscaloosa County, Alabama.**

WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 16<sup>th</sup> day of August, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$150.00 plus court cost in the amount of \$14.50, for a total cost of \$164.50; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 16<sup>th</sup> day of August, 2021, for property located at 6169 Loblolly Lane, Tuscaloosa, Alabama, as recorded at Deed Book 2002, Page 18665 be, and is hereby, fixed at \$164.50.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$164.50 against the property at Deed Book 2002, Page 18665.

FUNDING REQUIRED:  Yes  No

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\_\_\_\_\_  
By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: CWE  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 19-0188)

WHEREAS, the person last assessed for the property taxes at the address of 301 Short 25<sup>th</sup> Avenue East, Tuscaloosa, Alabama, is Robert Ladonne Merritt and Anthony Dubose, as recorded in Deed Book 2018, Page 7802, more particularly described as:

Lot 2 Block "P" The Pines, a map or plat of which is recorded in Plat Book 4, at Page 143 in the Probate Office of Tuscaloosa County, Alabama, reference to said map or plat being hereby made in aid of and as a part of this description.


WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 16<sup>th</sup> day of May, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$150.00 plus court cost in the amount of \$14.50, for a total cost of \$164.50; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 16<sup>th</sup> day of May, 2021, for property located at 301 Short 25<sup>th</sup> Avenue East, Tuscaloosa, Alabama, as recorded at Deed Book 2018, Page 7802 be, and is hereby, fixed at \$164.50.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$164.50 against the property at Deed Book 2018, Page 7802.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: CWE  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 20-0279)

WHEREAS, the person last assessed for the property taxes at the address of 3001 5<sup>th</sup> Street, Tuscaloosa, Alabama, is Jeri Fahrenbach, as recorded in Deed Book 2010, Page 17264, more particularly described as:

Lot 1 and also the following portion of Lot 2 Copeland and Ward's Subdivision of Lots 136,137, and 138 of the Original Survey of Tuscaloosa, a map or plat of which is recorded in Plat Book 2, at Page 44 in the Probate Office of Tuscaloosa County, Alabama. Portion of Lot 2 described as follows: As a point of beginning start at the Southeast corner of said Lot 2 and run westwardly along the southern boundary line of said Lot 2 a distance of 2 feet and thence run in a northerly direction parallel to the eastern boundary line of said Lot 2 to the northern boundary line of said Lot 2, thence run in an easterly direction to the northeast corner of said Lot 2, and thence run in a southerly direction along the eastern boundary of said Lot 2 to the point of beginning.


WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 24<sup>th</sup> day of September, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$213.86 plus court cost in the amount of \$14.50, for a total cost of \$228.36; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 24<sup>th</sup> day of September, 2021, for property located at 3001 5<sup>th</sup> Street, Tuscaloosa, Alabama, as recorded at Deed Book 2010, Page 17264 be, and is hereby, fixed at \$228.36.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$228.36 against the property at Deed Book 2010, Page 17264.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: CWE  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 19-0008)

WHEREAS, the person last assessed for the property taxes at the address of 3425 29<sup>th</sup> Street, Tuscaloosa, Alabama, is Dred Taylor and Olivia Taylor, as recorded in Deed Book 697, Page 254, more particularly described as:

Lot Number one (1) of Gresham Addition, a map or plat of which is recorded in Plat Book 5, at Page 148, in the Probate Office of Tuscaloosa County, Alabama, and reference to which is hereby made in aid of and as a part of this description.

WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 16<sup>th</sup> day of May, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$150.00 plus court cost in the amount of \$14.50, for a total cost of \$164.50; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 16<sup>th</sup> day of May, 2021, for property located at 3425 29<sup>th</sup> Street, Tuscaloosa, Alabama, as recorded at Deed Book 697, Page 254 be, and is hereby, fixed at \$164.50.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$164.50 against the property at Deed Book 697, Page 254.

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: CWE

Requested by: OCA Date: 1/11/22

Council Presentation: 1/11/22

Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 17-0297)

WHEREAS, the person last assessed for the property taxes at the address of 1453 Southern Gardens Drive, Tuscaloosa, Alabama, is the Estate of Robert Barry Mullins, as recorded in Deed Book 2012, Page 11489, more particularly described as:

Lot 2 Southern Gardens Section One, Phase One a map or plat of which is recorded in Plat Book 19 at Page 201, in the Probate Office of Tuscaloosa County, Alabama, reference to which is hereby made in aid of and as a part of this description.

WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 9<sup>th</sup> day of March, 2021, at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$542.94 plus court cost in the amount of \$14.50, for a total cost of \$557.44; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 9<sup>th</sup> day of March, 2021, for property located at 1453 Southern Gardens Drive, Tuscaloosa, Alabama, as recorded at Deed Book 2012, Page 11489 be, and is hereby, fixed at \$557.44.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$557.44 against the property at Deed Book 2012, Page 11489.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW/cwe  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING THE FILING OF A LIEN PURSUANT  
TO SECTION 13-69(B), CODE OF TUSCALOOSA AND  
SECTION 11-47-140, CODE OF ALABAMA, 1975  
(File No. 20-0332)

WHEREAS, the person last assessed for the property taxes at the address of 2603 29<sup>th</sup> Street, Tuscaloosa, Alabama, is Auto Max USA, Inc., as recorded in Deed Book 2011, Page 9680, more particularly described as:

Commence on an iron rod at the northwest corner of section 35, township 21 south, range 10 west Tuscaloosa County, Alabama, said rod also being on the south right-of-way margin of 29th Street, said rod also being the northwest corner of lot 1 of the J. L. Maddox subdivision as recorded in plat book 1, page 57 in the office of probate, Tuscaloosa County, Alabama, said rod being the point of commencement; thence run in an easterly direction along the south right-of-way margin of said 29<sup>th</sup> Street for a distance of 80.00 feet to an iron rod, said rod being the point of beginning; thence continue in an easterly direction along said south right-of-way margin for a distance of 120.89 feet to an iron rod at the intersection of said south right-of-way margin with the west right-of-way margin of southside drive; thence turn an interior angle to the left of 92 degrees 56 minutes and run in southerly direction along said west right-of-way margin for a distance of 69.91 feet to an iron rod; thence turn an interior angle to the left of 86 degrees 54 minutes and run in a westerly direction for a distance of 60.15 feet to an iron rod; thence turn an interior angle to the left of 273 degrees 37 minutes and in a southerly direction for a distance of 60.01 feet to an iron rod; thence turn an interior angle to the left of 85 degrees 33 minutes and run in a westerly direction for a distance of 60.37 feet to an iron rod; thence turn an interior angle to the left of 94 degrees 22 minutes and run in a northerly direction for a distance of 128.71 feet to the point of beginning, forming a closing angle of 86 degrees 38 minutes. Said parcel "a" being a part of lots 2, 3, and 4 of the J. L. Maddox subdivision as recorded in plat book 1, page 57 in the office of probate all lying in the northwest quarter of the northwest quarter of section 35, township 21 south, range 10 west Tuscaloosa County, Alabama.

WHEREAS, the City of Tuscaloosa Department of Transportation, pursuant to Section 13-69, Code of Tuscaloosa, provided clean-up and/or weed and grass cutting at the above property on the 19<sup>th</sup> day of May, 2021 at a cost fixed by the Tuscaloosa Department of Transportation in the amount of \$150.00 plus court cost in the amount of \$14.50, for a total cost of \$164.50; and,

WHEREAS, Section 13-69, Code of Tuscaloosa and Section 11-47-140, Code of Alabama, 1975, authorized the City to do such work at the expense of the owner and the same to be a lien on the property to be collected as any other debts are collected or liens enforced.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the cost of the clean-up and/or weed and grass cutting services rendered by the Tuscaloosa Department of Transportation on the 19<sup>th</sup> day of May, 2021, for property located at 2603 29<sup>th</sup> Street, Tuscaloosa, Alabama, as recorded at Deed Book 2011, Page 9680 be, and is hereby, fixed at \$164.50.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the City Clerk is authorized to file a certified copy of this resolution in the Office of the Probate Judge of Tuscaloosa County and shall constitute a lien in the amount of \$164.50 against the property at Deed Book 2011, Page 9680.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_



APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: KLM  
Requested: TFRS Date: 01/11/2022  
Council Presentation: 01/11/2022  
Suspension of Rules: NO

RESOLUTION

RESOLUTION DECLARING SOLE SOURCE AND  
AUTHORIZING PURCHASE FROM MEDICAL SPECIALTIES, INC  
(A22-0003)

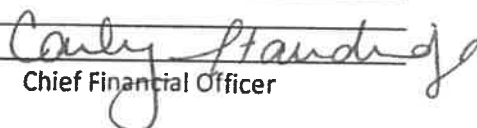
BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

1. The City Council hereby finds and declares that the contract with Medical Specialties, Inc. in the amount of \$90,624.90 to purchase fifteen (15) EleGARD Patient Positioning Systems manufactured by AdadvancedCPR Solutions for TFRS is exempt from competitive bidding, and meets the requirements of ALA. CODE §41-16-51(a)(13), in that contractual services and purchases of commodities for which there is only one vendor or supplier and contractual services and purchases of personal property which by their very nature are impossible to award by competitive bidding applies to this purchase, as certified by a letter from Medical Specialties, Inc. which states that they are the exclusive vendor in Alabama for this unique EleGARD product system, dated October 11, 2021.

2. The Mayor is authorized to execute a contract with Medical Specialties, Inc. in the amount of \$90,624.90 to purchase fifteen (15) EleGARD Patient Positioning Systems with both by, and as an act for, and on behalf of the City of Tuscaloosa, and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

10106015 - 4010  
Equipment  
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: TDB  
Requested: UD/Legal  
Council Presentation: 1/11/21  
Suspension of Rules: No

RESOLUTION

RESOLUTION SETTING A DATE FOR A PUBLIC HEARING  
ON A PROPOSED VACATION OF A PORTION  
OF PUBLIC ALLEY

Vacation of a Portion of a 10 foot Alley bordering Lots 1-7 and Lot 13 in the B. Tannehill  
Subdivision No. 2  
(A21-1244)

WHEREAS, Tosyali Properties, LLC, desires to vacate portions of a public alley within the  
City Limits of the City of Tuscaloosa; and,

WHEREAS, pursuant to ALA. CODE 23-4-20 (1975), the City Council of Tuscaloosa is  
required to hold a public hearing, notice of which is required by statute, to determine the assent  
to the vacation of such public streets; and,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

That a public hearing shall be held on Tuesday, February 8, 2022 at 6:00 p.m., in the Council  
Chamber of City Hall, to determine the assent to the vacation of a portion of a 10 Foot Alley  
bordering Lots 1-7 and Lot 13 in the B. Tannehill Subdivision No. 2 Plat Book 4, Page 103 described  
as follows, to-wit:

That 10-foot alley as shown on the plat of B. Tannehill Subdivision No. 2 as recorded in the  
Probate Office of Tuscaloosa County, Alabama in Plat Book 4 at Page 103, said alley being  
bounded on the north by Lots 1-6, on the south by Lots 7 and 13 and being more particularly  
described as follows: BEGIN at the southwest corner of said Lot 1, thence run eastwardly  
along the south boundary of Lots 1 through 6 a distance of 305.32 feet to the southeast  
corner of Lot 6, said corner lying on the west right-of-way of 18th Avenue East; thence,  
with an interior angle left of 88 degrees, 47 minutes, 40 seconds run southwardly along  
said west right-of-way 10.00 feet to the northeast corner of Lot 13; thence, with an interior  
angle left of 91 degrees, 12 minutes, 20 seconds run westwardly along the north boundary  
of Lots 13 and 7 a distance of 305.32 feet to the northwest corner of Lot 7, said corner lying  
on the east right-of-way of 17th Avenue East; thence, with an interior angle left of 88  
degrees, 48 minutes, 35 seconds, run northwardly along said east right-of-way 10.00 feet to  
the POINT OF BEGINNING, thus making a closing interior angle left of 91 degrees, 11  
minutes, 25 seconds.

Said alley containing 3,053 square feet, more or less.

A depiction of said alley to be vacated attached hereto

BE IT FURTHER RESOLVED pursuant to Ala. Code §23-4-20 (1975) that the City Clerk is hereby directed to publish this resolution in *The Tuscaloosa News*, a daily newspaper of general circulation once a week for four (4) consecutive weeks prior to said date of February 8, 2022. The City Clerk is also instructed to post a copy of this notice on a bulletin board at the Tuscaloosa County Courthouse. The City Clerk is further instructed to mail a copy of this resolution at least 30 days prior to the scheduled hearing to the address(es) of any of the abutting landowner(s) as set forth in said application unless said landowner waived such notice in said application, as well as to any entity know to have facilities or equipment, including aerial or buried utility lines, within the area proposed to be vacated.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_

Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: CWE  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO  
ESTES H. SMITH IN SETTLEMENT OF CLAIM  
(21-0285)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

That the Chief Financial Officer be, and he is hereby, authorized to draw a draft on the Water and Sewer Fund, and the Mayor and City Clerk are hereby authorized to execute the same, in the amount of \$880.20, payable to Estes H. Smith, when on or about September 18, 2021, when a City maintained drain failed and caused water and debri to backup into the yard and swimming pool at 1616 Alaca Place.

Special Handling Check Request – Please return check to the Office of the City Attorney for additional processing.

FUNDING REQUIRED:  Yes  No

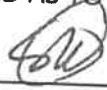
60104081-3060  
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By: Carly Standridge  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: CWE  
Requested by: OCA Date: 1/11/22  
Council Presentation: 1/11/22  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING PAYMENT TO  
ALABAMA MUNICIPAL INSURANCE CORPORATION  
(20-0166; 21-0196; 21-0263; 21-0226)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

That the Chief Financial Officer be, and he is hereby, authorized to draw a draft on the General Fund in the amount of \$17,718.38 and the Mayor and City Clerk are hereby authorized to execute the same, payable to Alabama Municipal Insurance Corporation for deductibles on the following claim(s):

Ke'Ante Taylore	\$2,500.00
Dewane Burkhalter & Jeanne Burkhalter	\$2,500.00
HLW Pubs, LLC	\$10,218.38
Coleman Caddell	\$2,500.00

Special Handling Check Request – Please return check to the Office of the City Attorney for additional processing.

FUNDING REQUIRED:  Yes  No

10104081-3060  
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By: Carly Standing  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 11/15/2021

Council Presentation on: 12-07-2021

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1466  
(A21-1652/Z-23-21)

(Approximately 0.23 acres located at 1406 22<sup>nd</sup> Avenue—Petitioner: Case Nixon)  
(BGO-DROD to BN-DROD)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, as follows:

That the Zoning Map of Tuscaloosa, adopted as a part of the Zoning Ordinance of Tuscaloosa be, and the same is hereby, amended and the following zoning classification is changed and established as follows:

Part of the Southeast Quarter of Section 22, Township 22 South, Range 10 West and being part of Lot 492 of the Original Survey of the City of Tuscaloosa, McCalla's Street Center Survey of 1891 as found recorded in Plat Book 10001 at Page 1 in the Probate Records of Tuscaloosa County, Alabama and being more particularly described as follows:

BEGIN at the Southeast corner of Lot 492 of the Original Survey of the City of Tuscaloosa, McCalla's Street Center Survey of 1891 as found recorded in Plat Book 10001 at Page 1 in the Probate Records of Tuscaloosa County, Alabama, said point located on the West right-of-way of 22<sup>nd</sup> Avenue; thence run northwesterly and along said West right-of-way and the East boundary of said Lot 492 for a distance of 60.00 feet; thence with an interior angle right of 89 degrees, 39 minutes run Southwesterly for a distance of 164.00 feet to a point on the West boundary of said Lot 492; thence with an interior angle right of 90 degrees, 13 minutes run Southeasterly and along the West boundary of said Lot 492 for a distance of 60.00 feet to the Southwest corner of said Lot 492; thence with an interior angle right of 89 degrees, 47 minutes run Northeasterly and along the South boundary of said Lot 492 for a distance of 163.87 feet to the POINT OF BEGINNING; thus making a closing interior angle right of 90 degrees, 21 minutes.

The above referenced property is presently zoned General Business-Office District—Downtown Riverfront Overlay District (BGO-DROD) to be zoned Neighborhood Commercial District—Downtown Riverfront Overlay District (BN-DROD).

DESCRIPTION APPROVED BY:

*Zack Ponds*

OFFICE OF URBAN DEVELOPMENT

INTRO: (H/W-<sup>22</sup>Y) (12/7/21)  
*[Signature]*  
City Clerk

APPROVED AS TO FORM

*[Signature]*

Office of the City Attorney

Prepared By: JPW III/rd

Requested: Planning Com/UD Date: 11/15/2021

Council Presentation on: 12-07-2021

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF TUSCALOOSA  
AMENDMENT NO. 1467  
(A21-1653/Z-24-21)

(Approximately 0.17 acres located at 503 30<sup>th</sup> Avenue East—  
Petitioner: Spectrum Properties, LLC)  
(RD-1 to RD-2)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, as follows:

That the Zoning Map of Tuscaloosa, adopted as a part of the Zoning Ordinance of Tuscaloosa be, and the same is hereby, amended and the following zoning classification is changed and established as follows:

A parcel of land located in the Northern Half of the Northeast Quarter of Section 20, Township 21 South, Range 9 West in Tuscaloosa County, Alabama and being more particularly described as follows:

All of Lot 23 of the Dale Heights Subdivision as recorded in the Probate Office of Tuscaloosa County in Plat Book 4 at Page 153.

Said parcel contains 0.17 acres, more or less.

The above referenced property is presently zoned Residential Detached 1 District (RD-1) to be zoned Residential Detached 2 District (RD-2).

DESCRIPTION APPROVED BY:

*Jack Ponds*

OFFICE OF URBAN DEVELOPMENT

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced 12/7/21  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading intro. (H/W-y)  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: City Clerk

23

RESOLUTION

SETTING THE COST FOR DEMOLITION OF THE STRUCTURE AT  
3517 21st Street AND AUTHORIZING THE FILING OF A LIEN

WHEREAS, the person(s) last assessed for the property taxes at 3517 21st Street is Charlie and Christopher Walker as recorded in Deed Book 2019, Page No. 7375; more particularly described as:

Lots 10, 11, 12 & 14 in Block 3 of Capetown Survey, a map or plat of which is recorded in Plat Book 4 at Page 21 in the Probate Office of Tuscaloosa County, Alabama, and reference to said map or plat be made in aid of and as a part of this description.

This deed is given for the purpose of clearing title. The Grantor has not overseen, managed nor lived in or upon the property. The Grantor makes no claim to the property, even though she is an heir of Robert Lee Barney and/or Roberta W. Barney, both deceased.

WHEREAS, the building located on said property in the City of Tuscaloosa was demolished by city forces pursuant to Ala. Code Section 11-53B-1 et seq. (1975); and,

WHEREAS, on the 11<sup>th</sup> day of January, a hearing was held to set the cost of demolishing the building in the amount of \$4,105.70 plus court costs in the amount of \$14.50, for a total cost of \$4,120.20; and,

WHEREAS, Section 11-53B-1 et seq. states that the cost of demolition, and court costs shall constitute a lien and shall be a superior lien to all other except for taxes.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

1. That the cost for the demolition of the building located at [address] and for court costs be, and it is hereby set at \$4,120.20, and the persons(s) last assessed for the property is Charlie and Christopher Walker, as recorded in Deed Book 2019, No. 7375.
2. That the City Clerk shall file a certified copy of this resolution in the office of the Probate Judge of Tuscaloosa County, and the cost of demolition and court costs shall constitute a lien in the amount of \$4,120.20 against the property at 3517 21st Street, as recorded Deed Book 2019, Page No. 7375.

Prepared: Assistant City Clerk  
Requested: IPS/Transportation, UD/Bldg. Inspections  
Agenda: 1-11-2022



RESOLUTION

SETTING THE COST FOR DEMOLITION OF THE STRUCTURE AT  
1613 T.Y. Rogers Jr. Avenue AND AUTHORIZING THE FILING OF A LIEN

WHEREAS, the person(s) last assessed for the property taxes at 1613 TY Rogers Jr. Avenue is Joann Lee-Gibbs as recorded in Deed Book 2018, Page No. 15227; more particularly described as:

Lot 10 of Block 1 of the James F. Alston Survey, a map or plat of which is recorded in the office of the Probate Judge of Tuscaloosa County, at Plat Book 6, at Page 19, said lot being within the Corporate Limits of the City of Tuscaloosa, a Municipal Corporation. The property is commonly known as 1613 T.Y. Rogers Avenue, Tuscaloosa, Alabama.

This conveyance is hereby made subject to all easements, restrictions and rights of way of record in the Probate Office of Tuscaloosa County, Alabama.

Title to the properties described herein is not warranted by the preparer hereof as no title search has been conducted or policy of title insurance obtained. This document has been prepared solely on information furnished by the Grantor.

WHEREAS, the building located on said property in the City of Tuscaloosa was demolished by city forces pursuant to Ala. Code Section 11-53B-1 et seq. (1975); and,

WHEREAS, on the 11<sup>th</sup> day of January, a hearing was held to set the cost of demolishing the building in the amount of \$4,328.16 plus court costs in the amount of \$14.50, for a total cost of \$4,342.66; and,

WHEREAS, Section 11-53B-1 et seq. states that the cost of demolition, and court costs shall constitute a lien and shall be a superior lien to all other except for taxes.

NOW, THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

1. That the cost for the demolition of the building located at 1613 TY Rogers Jr. Avenue and for court costs be, and it is hereby set at \$4,342.66, and the persons(s) last assessed for the property is Joann Lee-Gibbs, as recorded in Deed Book 2018, Page No. 15227.
2. That the City Clerk shall file a certified copy of this resolution in the office of the Probate Judge of Tuscaloosa County, and the cost of demolition and court costs shall constitute a lien in the amount of \$4,342.66 against the property at 1613 TY Rogers Jr. Avenue, as recorded in Deed Book 2018, Page No. 15227.

Prepared: Assistant City Clerk  
Requested: IPS/Transportation, UD/Bldg. Inspections  
Agenda: 1-11-2022

25

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12/07/2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL SWIMMING POOL  
AND SPA CODE, 2021 EDITION, AS THE SWIMMING POOL  
AND SPA CODE OF THE CITY OF TUSCALOOSA  
(A21-1647)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Swimming Pool and Spa Code, 2021 Edition,"; and,

WHEREAS, all the material contained in the International Swimming Pool and Spa Code, 2015 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the office of the City Clerk for not less than fifteen (15) days prior to January 11, 2021; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Swimming Pool and Spa Code, and all persons present having been given an opportunity to be heard for or in opposition of the adoption of said Swimming Pool and Spa Code, and the City Council having considered the same, is of the opinion that the proposed Plumbing Code should be adopted.

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

**Section One.** That Section 6-118 and Section 6-119 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

**ARTICLE XI. SWIMMING POOL AND SPA CODE**

**"Sec. 6-118. Adoption of code.**

In accordance with the provisions of Code of Alabama, 1975, §11-45-8(c), the International Swimming Pool and Spa Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Swimming Pool and Spa Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this ordinance, shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Swimming Pool and Spa Code."

**"Sec. 6-119. Amendment to code. (International Swimming Pool and Spa Code , 2021 Edition)**

- (a) Adoptions, deletions. Appendices A, to the International Swimming Pool and Spa Code, 2021 Edition, is deleted.
- (b) Section 305.2.1 Barrier height clearances, Section 305.2.1 is amended to add subsection 305.2.1.1 as follows:
  - 305.2.1.1 barriers will be required to be 72 inches above grade to meet zoning regulations within the corporate limits."

**Section Two.** That Section 6-120 be added to the Code of Tuscaloosa to read as follows:

**"Sec. 6-120. - Appeals.**

**Appeals to the chief building official. Any owner, person or firm making the Pool or Spa installation, who is aggrieved by the decision of the code official in condemning all or any part of the installation or in his interpretation of applicable code or ordinance, such person may appeal such decision to the chief building official. Such appeal shall be filed in writing with the chief building official of the city within five (5) days after receiving notice from the gas official of the decision appealed from and, on the filing of such appeal in writing, the chief building official shall, within ten (10) days after receiving the petition, hold a hearing on the issues presented, and either sustain the decision of the code official or reverse or modify the same, as the chief building official may determine. If the owner or other person involved in the pool or spa installation is still aggrieved by the chief building official's decision, he or she may appeal the chief building official's conclusion to the board of adjustments and appeals."**

BE IT FURTHER ORDAINED that this ordinance be effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW

Requested: Admin. Comte Date: 12/07/2021

Council Presentation on: 01-11-2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL EXISTING BUILDING CODE, 2021 EDITION, AS THE EXISTING BUILDING CODE OF THE CITY OF TUSCALOOSA (A21-1636)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Existing Building Code, 2021 Edition," which is a later edition and supersedes the "International Building Code, 2015 Edition"; and,

WHEREAS, all the material contained in the International Building Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022 and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Building Code, and all persons present having been given an opportunity to be heard for or in opposition of the adoption of said Building Code, and the City Council having considered the same, is of the opinion that the proposed Building Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Article II Building Codes is hereby amended to add Section 6-20 to read as follows:

**"Sec. 6-20. Adoption of International Existing Building Code (IEBC)**

In accordance with the provisions of Code of Ala. 1975, § 11-45-8(c), the International Existing Building Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the existing building code of the city, as fully as if set out at length herein, and from and after the effective date of this article shall govern as far as code or ordinance can, to all

the subjects to which they relate within the corporate limits of the city and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Existing Building Code."

**Sec. 6-21. Amendments to code [International Existing Building Code, 2021 Edition (IEBC)].**

- (a) Appendices deleted. Appendix [appendices] A, B, C, and D, are deleted.
- (b) Section 1401 is amended to add subsection 1401.3, 1401.4, and 1401.5 as follows:

"Sec. 1401.3 The building shall only be moved between the hours of 10:00 p.m. and 6:00 a.m., and the proposed route must be approved by the director of infrastructure prior to the issuance of a permit. The director of infrastructure may waive the requirement of moving between the hours of 10:00 p.m. and 6:00 a.m. due to public safety requiring a daylight move.

Sec. 1401.4 All costs to repair damages or modifications to private and/or public property will be the responsibility of the movers.

Sec. 1401.5 The chief building official shall not issue a permit to move a structure unless the person desiring such a permit shall file or have on file with the chief building official, an insurance certificate demonstrating current coverage for comprehensive automobile and vehicle liability insurance and commercial general liability insurance. The limits of liability of such policies shall not be less than three hundred thousand dollars (\$300,000.00) combined single limit or equivalent. The insurance policies shall contain no exclusions for house moving or activities related to house moving."

- (c) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_

Ordinance \_\_\_\_\_

Introduced \_\_\_\_\_

Passed \_\_\_\_\_

2<sup>nd</sup> Reading \_\_\_\_\_

Unanimous \_\_\_\_\_

Failed \_\_\_\_\_

Tabled \_\_\_\_\_

Amended \_\_\_\_\_

Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12/07/2021  
Council Presentation on: 01- 11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING A PROPERTY MAINTENANCE CODE  
FOR THE CITY OF TUSCALOOSA  
(A21-1639)

WHEREAS, the International Code Council, Inc. has published certain rules and standards entitled "International Property Maintenance Code, 2021 Edition", which replaces the "International Property Maintenance Code, 2015 Edition"; and,

WHEREAS, all the material contained in the International Property Maintenance Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as code in book or pamphlet form and bound together.

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022.

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place, and purpose of the public hearing was published once a week for two consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17 2021 and Friday, December 24, 2021 and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Property Maintenance Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Property Maintenance Code, and the City Council having considered the same, is of the opinion that the proposed Property Maintenance Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Sections 6-50 and 6-51 of the Code of Tuscaloosa be amended to read as follows:

**ARTICLE IV. PROPERTY MAINTENANCE CODE**

**"Sec. 6-50. Adoption of Code.**

That in accordance with the provisions of Ala. Code §11-45-8(c) (1975), the International Property Maintenance Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as

are hereinafter modified, is hereby referred to and adopted by reference as the Property Maintenance Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this ordinance, shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Property Maintenance Code."

**Sec. 6-51. Amendments to code. (International Property Maintenance Code, 2021 Edition)**

(a) Definitions.

The term "code official," as used in this chapter, or in any code hereinafter adopted by reference, shall be amended to read as the "building official".

(b) Section 107 "Means of Appeal" and Section 108 "Board of Appeals" are hereby deleted and replaced with the following:

**"Section 107 - Means of Appeal.**

Any person directly affected by a decision of the code official or a notice or order issued under this code shall have the right to appeal to the board of appeals, provided that a written application for appeal is filed within 20 days after the day the decision, notice or order was served. An application for appeal shall be based on a claim that the true intent of this code or the rules legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means. The board shall meet upon notice from the Chief Building Official within 20 days of the filing of an appeal, or at stated periodic meetings.

Minutes of such hearings shall be public record and shall be kept on file in the office of Urban Development."

**"Section 108 -Construction Board of Appeals.**

The Construction Board of Appeals will sit as the Property Maintenance Board of Appeals."

(c) Section 302 is amended to add the subsection 302.3.1 as follows:

"Section 302.3.1 Exterior Property Areas. All parking lots shall be kept clean and free of trash and debris. All Parking lots shall be kept free of



pot holes and other defects. Parking lanes shall be kept marked and identified. All signage and lighting within a parking lot shall be maintained in good working order."

- (d) Section 302 is amended to add the subsection 302.7.1 as follows:

"Section 302.7.1 Exterior Property Areas. Any exterior property area including, but not limited to, vacant or abandoned slabs, foundations, sidewalks, driveways and other structure remnants shall be removed where left abandoned, unattended, unused or where no primary structure remains. Surface shall be returned to a natural state. The code official shall have the authority to determine continued use of any such vacant slab, foundation, sidewalk and driveway for proposed other purposes."

- (e) Section 505 is amended to add the subsection 505.4.1 as follows:

"Section 505.4.1 Water Heater Requirement. The code official may require water heater overflow and relief piping to drain to the exterior of the building where it is technically feasible. If technically infeasible, piping shall extend to the bottom of the water heater into a catch pan. The code official shall have the authority to approve other methods for safe operations."

- (f) Section 605 is amended to add the subsection 605.1.1 as follows:

"Section 605.1.1 Installation. In buildings and structures used as rental property, local disconnects shall be required for all major appliances. These disconnects shall conform to the 2020 National Electric Code."

- (g) Section 605 is amended to add the subsection 605.2.1 as follows:

"Section 605.2.1 Receptacles. In buildings and structures used as rental property, receptacles in bathrooms, within six foot of the kitchen sink(s) and outside in wet locations shall be equipped with ground fault circuit interrupters."

- (h) Section 704.6.2 "Interconnection" is amended to add the subsection 704.6.2.1 as follows:

"Section 704.6.2.1 Power Source. In buildings and structures used as rental property, smoke alarms or detectors shall be AC powered with battery backup and shall be interconnected with other smoke alarms where it is technically feasible. The code official will have the authority to

rule in the case of a building or structure where it is found technically infeasible to comply and authorize battery operated smoke alarms."

- (i) Appendices adopted and deletions . Appendix "A" of the International Property Maintenance Code 2021, Edition is adopted. Appendix "B" of the International Property Maintenance Code 2021, Edition is deleted.
- (j) Section A101 is amended to add the subsection A101.2 as follows:  
"Section A101.2 General. The code official shall approve the time limit for structures and buildings to be secured by boarding."
- (k) Section A103.1 is amended to add the subsection A103.1.1 as follows:  
"Section A103.1.1 Boarding Installation. The code official shall have the authority to approve other methods of boarding installations."
- (l) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.
- (m) Section 302 is amended to add the subsection 302.4.1 as follows:  
"Section 302.4.1 Weeds. Excessive weeds or vine growth on building shall be removed unless the vines are maintain as part of the landscape. Must be keep in a neat order as to where it will not affect the building or cause a blighting effect."

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12/07/2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL PLUMBING CODE, 2021  
EDITION, AS THE PLUMBING CODE OF THE CITY OF TUSCALOOSA  
(A21-1646)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Plumbing Code, 2021 Edition," which is a later edition of and supersedes the International Plumbing Code, 2015 Edition; and,

WHEREAS, all the material contained in the International Plumbing Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Plumbing Code, and all persons present having been given an opportunity to be heard for or in opposition of the adoption of said Plumbing Code, and the City Council having considered the same, is of the opinion that the proposed Plumbing Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 6-80 and Section 6-81 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

**ARTICLE VII. PLUMBING CODE**

**"Sec. 6-80. Adoption of code.**

In accordance with the provisions of Code of Alabama, 1975, §11-45-8(c), the International Plumbing Code, 2021 Edition, prepared by the International Code

Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Plumbing Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this ordinance, shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Plumbing Code."

**Sec. 6-81. - Amendments to code. (International Plumbing Code, 2021 edition)**

- (a) Adoptions, deletions. Appendices C & E of the 2021 International Plumbing Code are adopted and appendices A, B, D and F are deleted.
- (b) *Section 312.2.* *Section 312.2* is amended to allow a (5') five foot head of water on drainage and vent water test.
- (c) *Section 312.6.* *Section 312.6* is amended to allow a (5') five foot head of water on Gravity sewer test.
- (d) *Section 403.1 Table 403.1* is amended to add the following:

"Service sinks will not be required by the City of Tuscaloosa Plumbing Code for building classifications "B" Business, "M" Mercantile, "S" Storage. When service sinks are installed, they shall be installed according to International Plumbing Code.

Water drinking fountains will not be required by the City of Tuscaloosa Plumbing Code. When water drinking fountains are installed, they shall be installed according to International Plumbing Code.

On site restroom facilities will not be required for storage buildings known as "Mini Storage" in which all storage bays open from the exterior and has no business office on site. If restroom facilities are provided, then they shall be installed according to International Plumbing Code."

- (e) *Section 403.2 Separate Facilities — Exceptions #2* is amended as to read as follows:

"Exception 2. Separate facilities shall not be required in structures or tenant spaces with a total occupant load, including both employees and customers, of 25 or fewer."

(f) Section 502.3 is amended by adding the following:

“Section 502.3 Equipment such as, but not limited to, water heaters, located in attic spaces or other similar places, shall be provided with a *fixed or pull-down stairway for servicing purposes.*”

(g) Section 606.2(2) of the International Plumbing Code is deleted.

(h) Section 607.2 is amended to read as follows :

“Section 607.2 Hot water supply temperature maintenance. Where the developed length of hot water piping from the source of hot water supply to the farthest fixture exceeds 100 feet (30 480mm), the hot water supply system shall be provided with a method of maintaining the temperature in accordance with the International Energy Conservation Code.”

(i) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.

**BE IT FURTHER ORDAINED** that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12-07-2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL WILDLAND-URBAN INTERFACE CODE, 2021 EDITION, AS THE WILDLAND-URBAN INTERFACE CODE OF THE CITY OF TUSCALOOSA (A21-1657)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Wildland-Urban Interface Code, 2021 Edition," which is a later edition of and supersedes the International Wildland-Urban Interface Code, 2015 Edition; and,

WHEREAS, all the material contained in the International Wildland-Urban Interface Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Code, and the City Council having considered the same, is of the opinion that the proposed Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 11-29 and of the Code of Tuscaloosa be, and they are hereby, added to read as follows:

**ARTICLE III.**

**"Sec. 11-29. Adoption of Code.**

In accordance with the provisions of Section 11-45-8(c), Code of Alabama, 1975, the International Wildland-Urban Interface Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Wildland-Urban Interface Code of the City of Tuscaloosa, as

fully as if set out at length herein, and from and after the effective date of this article shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Wildland-Urban Interface Code."

**BE IT FURTHER ORDAINED** that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12-07-2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL FIRE CODE, 2021 EDITION, AS THE FIRE CODE OF THE CITY OF TUSCALOOSA (A21-1651)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Fire Code, 2021 Edition," which is a later edition of and supersedes the International Fire Code, 2015 Edition; and,

WHEREAS, all the material contained in the International Fire Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Fire Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Fire Code, and the City Council having considered the same, is of the opinion that the proposed Fire Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 11-20 and Section 11-21 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

**ARTICLE II. FIRE CODE**

**"Sec. 11-20. Adoption of Code.**

In accordance with the provisions of Section 11-45-8(c), Code of Alabama, 1975, the International Fire Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Fire Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the





effective date of this article shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Fire Code."

**Sec. 11-21. Amendments to Code. (International Fire Code, 2021 Edition)**

- (a) *Section 107.6* is amended to add subsections (107.6.1), (107.6.2) and (107.6.3) as follows:

"107.6.1 The fire official, upon finding any "overcrowded conditions" as defined by the International Fire Code or obstructions in aisles, passageways, or other means of egress, or upon finding any condition which constitutes a serious menace to life shall notify the person in immediate charge of the premises to correct the violation and the fire official shall cause the business activity, performance, presentation, spectacle or entertainment to be stopped until such condition or obstruction is corrected. If the condition or obstruction is not immediately corrected and such condition poses an immediate threat to the public health and safety, then the fire official may direct that the premises close for a period of time necessary to correct the violation or for a period of time not to exceed twenty-four (24) hours to insure against further reoccurrence.

107.6.2 A City of Tuscaloosa Police Officer is authorized to enforce section 107.6.1 above for "overcrowded" conditions in any establishment licensed to sell alcoholic beverages on premises.

107.6.3 Appeal—Any person aggrieved by a decision of the fire official or police officer of the City to close a business pursuant to this section may appeal such decision to the City Council by giving notice of appeal to the City Clerk."

- (b) Section 505 is amended by adding subsection 505.1 as follows:

"Section 505.1 Address Identification. New and existing buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background. Address numbers shall be arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 4 inches (102 mm) high with a

minimum stroke width of ½ inch (12.7 mm). Where required by the fire code official, address identification shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road and the building cannot be viewed from the public way, a monument, pole or other sign or means shall be used to identify the structure. Address identification shall be maintained. Address and building numbers for commercial properties shall be as follows:

1. 50' or less setback from addressed street curb – 4"
2. 51' to 100' or less setback from addressed street curb – 6"
3. 101' - 150' setback from addressed street curb – 8"
4. 151' - 200' setback from addressed street curb – 10"
5. 201' or greater setback from addressed street curb – Permanent sign that is not more than 50' from the street curb"

(c) Section 901.2.1 is amended by adding subsection 901.2.1.2 as follows:

"901.2.1.2 Contractor Qualification Requirements. Copies of applicable permits and Certifications as required shall be submitted to the Fire Marshal for review.

1. Restaurant Fixed Extinguishing Systems. The qualifier must possess manufacturer certification (which restricts them to that manufacturer) and/or NAFED/ICC certification (which would allow them to be unrestricted and service, maintain, or install any system).
2. Sprinkler Systems. Must possess a current sprinkler permit through the Alabama State Fire Marshal's Office and applicable NICET certification.
3. Fire Alarm Systems. Must possess a fire alarm permit through the Alabama State Fire Marshal's Office and applicable NICET certification. Must possess a minimum of NICET II to perform technician work, or work under the direct supervision of a NICET II.

4. Portable Fire Extinguishers. Current certificate of training on portable fire extinguishers in compliance with NFPA 10."

(d) Section 1103.5.1 is amended to add the following:

"Occupancies shall have 2 years from the date of the adoption of this code to comply with the fire sprinkler installation requirements."

(e) Section 901.6.3 "Records" shall be amended to read as follows:

"901.6.3 Records. Records of all system inspections, tests and maintenance required by the referenced standards shall be maintained on the premises for a minimum of three years and shall be copied to the *fire code official* upon request.

No system shall be tagged, marked or otherwise recorded deficient without notifying the *fire code official* within forty-eight (48) hours of the inspection."

(f) Section 903.3.7 "Fire department connections" shall be amended to read as follows:

"903.3.7 Fire department connections. The location of fire and rescue service connections shall be in a location approved by the fire code official. Fire and rescue service connections shall be located within 150' of an approved water supply."

(g) Section 903.4.1 "Monitoring" shall be amended to read as follows:

"903.4.1 Monitoring. Alarm, supervisory and trouble signals shall be distinctly different and shall be automatically transmitted to an *approved* supervising station by an approved fire alarm system or, when approved by the *fire code official*, shall sound an audible signal at a constantly attended location.

Exception: Sprinkler systems installed in R3 occupancies."

(h) Section 903.4.2 "Alarms" shall be amended to read as follows:

"903.4.2. Alarms. *Approved* audible devices shall be connected to every automatic sprinkler system. Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Alarm devices shall be provided on the exterior of the building and occupant

notification systems shall be provided throughout the building in accordance with Section 907.6. Where a fire alarm system is installed, actuation of the automatic sprinkler system shall actuate the building fire alarm system.

Exception: Sprinkler systems installed in R3 occupancies."

- (i) *Section 903.4.3 "Floor control valves"* shall be amended to read as follows:  
  
"903.4.3 Floor control valves. *Approved* supervised indicating control valves shall be provided at the point of connection to the riser on each floor."
- (j) Section 907.6.6.1 Transmission of alarm signals shall be amended to read as follows:  
  
"907.6.6.1 Signal transmission to the supervising station shall be distinctive and descriptive and shall give the specific device location, type, and alarm status."
- (k) Under *Section 202, "Definitions"* the definition of BONFIRE shall be amended to read as follows:  
  
"BONFIRE. An outdoor fire utilized for ceremonial and entertainment purposes."
- (l) Section 403.2.5, "Automated External Defibrillators" (AED's) shall be required as follows:
  - (1) In all newly constructed public establishments with occupancy loads of 300 or more people;
  - (2) When a public occupancy is changed to another public occupancy of a similar or different type with occupancy loads of 300 or more people; and
  - (3) When the occupancy load is expanded to an occupancy load of 300 or more people. The use and placement of AED's in public buildings shall be consistent with the American Heart Association Guidelines."
- (m) Section 901.6.2 "*Records*" shall be amended to read as follows:  
  
"901.6.2 Records. Records of all system inspections, tests and maintenance required by the referenced standards shall be maintained

on the premises for a minimum of three years and shall be copied to the *fire code official* upon request.

No system shall be tagged, marked or otherwise recorded deficient without notifying the *fire code official* within forty-eight (48) hours of the inspection."

- (n) Section 903.3.7 "*Fire department connections*" shall be amended to read as follows:

"903.3.7 Fire department connections. The location of fire department connections shall be in a location approved by the fire code official. Fire department connections shall be located within 150' of an approved water supply."

- (o) Section 903.4.1 "*Monitoring*" shall be amended to read as follows:

"903.4.1 Monitoring. Alarm, supervisory and trouble signals shall be distinctly different and shall be automatically transmitted to an approved supervising station by an approved fire alarm system or, when approved by the fire code official, shall sound an audible signal at a constantly attended location.

Exception: Sprinkler systems installed in R3 occupancies."

- (p) Section 903.4.2 "*Alarms*" shall be amended to read as follows:

"903.4.2 *Approved* audible devices shall be connected to every *automatic sprinkler system*. Such sprinkler water-flow alarm devices shall be activated by water flow equivalent to the flow of a single sprinkler of the smallest orifice size installed in the system. Alarm devices shall be provided on the exterior of the building and occupant notification systems shall be provided throughout the building in accordance with Section 907.6. Where a fire alarm system is installed, actuation of the *automatic sprinkler system* shall actuate the building fire alarm system.

Exception: Sprinkler systems installed in R3 occupancies."

- (q) Section 903.4.3 "*Floor control valves*" shall be amended to read as follows:

"903.4.3 Floor control valves. *Approved* supervised indicating control valves shall be provided at the point of connection to the riser on each floor."

(r) Section 907.7.5 "Monitoring" shall be amended to read as follows:

"907.7.5 Monitoring. Fire alarm systems required by this chapter or by the International Building Code shall be monitored by an approved supervising station in accordance with NFPA 72. Signal transmission to the supervising station shall be distinctive and descriptive and shall give the specific device location, type, and alarm status."

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW

Requested: Admin. Comte. Date: 12/07/2021

Council Presentation on: 01- 11-2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL BUILDING CODE, 2021  
EDITION, AS THE BUILDING CODE OF THE CITY OF TUSCALOOSA  
(A21-1634)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Building Code, 2021 Edition," which is a later edition and supersedes the "International Building Code, 2015 Edition"; and,

WHEREAS, all the material contained in the International Building Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022 and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021 ; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Building Code, and all persons present having been given an opportunity to be heard for or in opposition of the adoption of said Building Code, and the City Council having considered the same, is of the opinion that the proposed Building Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Article II Building Codes sections 6-30 and 6-31 and are hereby amended to read as follows:

**ARTICLE II. BUILDING CODES**

**"Sec. 6-30. Adoption of International Building Code. (IBC)**

That in accordance with the provisions of §11-45-8(c), Ala. Code, (1975), the International Building Code, **2021 Edition** prepared by the International Code

Council, Inc. except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Building Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this article shall govern as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Building Code."

**"Sec. 6-31. Amendments to code [International Building Code, 2021 Edition (IBC)]**

- (a) Appendices adopted. Appendix [appendices] C, D and I of the International Building Code, 2021 Edition, are adopted and Appendix [appendices] A, B, E, F, G, H, J, K, L, M, N, and O are deleted.
  
- (b) Section 105.2.1. Emergency Permits is hereby amended to read as follows:

"In an emergency caused by fire, flood, tornado or other natural or manmade disaster, the chief building official, or his representative, may issue a permit prior **and inspect** to receiving the required application and permit fee. However, information required on the application under section 105 of this code must be provided to the chief building official when the emergency permit is requested. Any person, firm, or corporation obtaining an emergency permit shall, within five (5) working days after the issuance of such emergency permit, remit to the chief building official at the inspection department, fees in the amount required for such permit, together with written application, required under section 105 of this code. If such fees are not paid within five (5) days, a double fee shall be charged."
  
- (c) Section 105.3.2 and Section 105.5 are hereby amended to exclude sign permits.
  
- (d) Section 111.2 is amended to add subsection 111.2.1 as follows:

"Sec. 111.2.1 The chief building official shall also require approvals and consents to the certificate of occupancy by city departments and other agencies to the extent the occupancy, use, or nature would impact the department or agency's operations or regulations. Any such city department or agency may withhold their consent and/or approval to a certificate of occupancy unless and until the occupancy, nature or use



thereof conforms to its respective ordinances or regulations. Said certificate of occupancy shall not be issued until all required electrical, gas, mechanical, plumbing and fire protection systems have been inspected for compliance with the technical codes and other applicable laws and ordinances and released by the chief building official."

- (e) Section 1809.8 is amended to add the following:

"Plain concrete footings supporting walls shall be provided with not less than two continuous longitudinal reinforcing bars or other approved methods. Reinforcing bars shall not be smaller than #4. Continuity of reinforcing bars shall be provided at corners and intersections."

- (f) Section 3107 is amended to add subsection 3107.2, 3107.3 and 3107.4 as follows:

"Sec. 3107.2 The governing body of the city may impose a moratorium on the issuance of any permits for erection of off-site outdoor advertising display signs. This moratorium may be imposed by resolution, duly adopted by the governing body of the city upon a finding that such moratorium is in the best interest of the city. Any moratorium imposed pursuant to this section shall be for a period not to exceed sixty (60) days. Any off-site outdoor advertising display sign erected without first obtaining a permit therefore shall be considered unlawful and subject to the provisions of section 3107.

Sec. 3107.3 is added as follows: The commencement of construction as it relates to a valid sign permit begins with the inspection of the footings.

Sec. 3107.4 is added as follows: An application for a sign permit shall be deemed to have been abandoned if construction has not commenced within three (3) months after the filing of a sign permit application. No extensions shall be granted for a sign permit application."

- (g) Section 115.2 is amended to read as follows:

"The stop work order shall be in writing and posted on the property and where possible shall be given to the owner of the property involved or the owner's agent or to the person doing the work or to the person to whom the building permit was issued. Upon issuance of a stop work order, the cited work shall immediately cease. The stop work order shall state the reasons for the order, and conditions under which the cited work will be permitted to resume. Any person who shall continue any work in violation of a stop work order shall be subject to penalties as prescribed by law."

- (h) Section 115.4 is added as follows:

"Whenever the chief building official or planning director finds any work regulated by the Tuscaloosa Building Code, the Code of Tuscaloosa or subdivision regulations being performed in a manner either contrary to the provisions thereof or dangerous or unsafe, the chief building official is authorized to issue a stop work order."

- (i) Section 113 is amended to add subsections 113.4, 113.5, 113.6, and 113.7 as follows:

"113.4 Membership. The Board of Appeals will consist of nine (9) members: two (2) registered Architects, one (1) registered Engineer, two (2) licensed General Contractors, two (2) licensed Home Builders and two (2) at large positions.

113.5 Term. Board members shall be appointed to six year terms. Vacancies for unexpired terms to be filled for the remainder of the unexpired term. A board member whose term has expired shall continue to serve until a successor is appointed.

113.6 Quorum. A simple majority of the board will constitute a quorum.

113.7 Notice of Appeal. Notice of appeal shall be in writing and filed with the chief building official within 30 calendar days after the decision is rendered by the chief building official."

- (j) Any sections in the 2021 International Building Code – referring to the 2021 International Energy Conservation Code for requirements, is amended to substitute the current adopted State of Alabama Energy Code in place of the 2021 International Energy Conservation Code.

- (k) Section 1206.3 Structure-Borne Sound, is amended to read as follows.

1206.3 Structure-Borne Sound. Floor-ceiling assemblies between dwelling units and sleeping units or between a dwelling unit or sleeping unit and a public or service area within the structure shall have an impact insulation class rating of not less than 50 where tested in accordance with ASTM E492, or have a Normalized Impact Sound Rating (NISR) of not less than 45 if field tested in accordance with ASTM E1007. Alternatively, the impact insulation class of floor-ceiling assemblies shall be established by engineering analysis based on a comparison of floor-ceiling assemblies having impact insulation class ratings as determined by the test procedures in ASTM E492.

Exception: Floor/ceiling assemblies between a dwelling unit or sleeping unit and a public or service area shall not be required to have an impact insulation rating."

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW

Requested: Admin. Comte Date: 12/07/2021

Council Presentation on: 01-11-2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE NATIONAL ELECTRICAL  
CODE, 2014 EDITION, AND THE AMENDMENTS TO THE  
NATIONAL ELECTRICAL CODE, 2020 EDITION, AS THE  
ELECTRICAL CODE OF THE CITY OF TUSCALOOSA  
(A21-1638)

WHEREAS, the National Fire Protection Association has published certain rules and standards entitled "National Electrical Code 2020 Edition", which is a later edition of and supersedes the National Electrical Code 2014 Edition; and,

WHEREAS, all the material contained in the National Electrical Code 2020 Edition, prepared by the National Fire Protection Association has been printed as a Code in book or pamphlet form and bound together.

WHEREAS, in accordance with Ala. Code §11-45-8(c) the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remain on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022.

WHEREAS, in accordance with Ala. Code §11-45-8(c) that fifteen (15) days notice of the time, place and purpose of the public hearing provided for was published once a week for two consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Electrical Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Electrical Code, and the City Council having considered the same, is of the opinion that the proposed Electrical Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

**SECTION ONE.** That Sections 6-40 and 6-41 of the Code of Tuscaloosa be, and the same are hereby, amended to read as follows:

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### ARTICLE III. ELECTRICAL CODE

#### **"Sec. 6-40. Adoption of code.**

In accordance with the provisions of Code of Alabama, 1975, §11-45-8(c), the National Electrical Code, 2020 Edition, prepared by the National Fire Protection Association, except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Electrical Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this ordinance, shall govern, as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Electrical Code."

#### **"Sec. 6-41. Amendments to code. ( National Electrical Code, 2020 Edition)**

- (a) The term "electrical construction," as used in this code, shall be held to include all work and materials used in installing, maintaining or extending a system of electrical wiring for light, heat or power and all appurtenances, apparatus or equipment used in connection therewith, inside of or attached to any building or structure lot or premises.
- (b) The term "electrical contractor," as used in this code, shall be held to mean a person who is engaged in the business of electrical construction and who holds an electrical contractor's license from the state electrical board or who employs a person with such license where the license is attached to the business.
- (c) The Electrical requirements for one- and two-family dwellings shall be constructed under the International Residential Code, **2021** Edition. When in conflict, the adopted National Electric Code (NEC), **2020** edition, known as the "Tuscaloosa Electric Code" shall rule.
- (d) Sec. 210.8 (A) of the 2020 National Electrical Code is hereby amended to add subsection 210.8 (A) **(12)** as follows:

Subsection 210.8(A) **(12)** Receptacles for refrigerators and/or freezers will not be required to have a ground-fault circuit-interrupter protection and **arc-fault protection** when branch circuit is dedicated and single receptacle is provided. **Freezer receptacle shall be identified on the cover plate "for freezer use only".**
- (e) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the

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International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.

- (f) Section 210.52(C) (2), 210.52(C) (2) (a) and 210.52(C) (2) (b) of E3901.4.2 of the National Electric Code, 2020 edition, is hereby deleted and replaced with the following:

**210.52 (C) (2) Island Countertop and Peninsular Countertop Spaces**

- (1) At least one receptacle outlet shall be installed at each island countertop space with a long dimension of 24 inches (610 mm) or greater and a short dimension of 12 inches (305 mm) or greater.
- (2) At least one receptacle outlet shall be installed at each peninsular countertop space with a long dimension of 24 inches (610 mm) or greater and a short dimension of 12 inches (305 mm) or greater. A peninsular countertop is measured from the connecting edge.
- (g) Section 210.8(A) (12) is amended for the effective enforcement date for 250-volt receptacles with ground-fault and arc-fault circuit-interrupter protection related to ranges, ovens, stove tops, dryers, water heaters and AC/Heating appliances required for dwellings to be June 1<sup>st</sup>, 2023.
- (h) Section 230.67 "Surge Protection" of the National Electric Code, 2020 edition, is hereby deleted."

**SECTION TWO.** That Section 6-45 (a) of the Code of Tuscaloosa is hereby amended to read as follows.

**"Sec. 6-45. - Exemptions from an electrical certificate.**

- (a) No person shall engage in the electrical contracting business or the act of performing electrical installations and electrical construction work unless such person has received a license to perform such works from the State of Alabama; however, the above provisions shall not apply to the following pursuant to section 34-36-13, Code of Alabama, 1975:"

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12/07/2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL RESIDENTIAL CODE,  
2021 EDITION, AS THE RESIDENTIAL CODE FOR  
THE CITY OF TUSCALOOSA  
(A21-1640)

WHEREAS, the International Code Council, Inc. has published certain rules and standards entitled "International Residential Code, 2021 Edition", which replaces the "International Residential Code, 2015 Edition"; and,

WHEREAS, all the material contained in the International Residential Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as code in book or pamphlet form and bound together.

WHEREAS, in accordance with Ala. Code §11-45-8(c) the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022.

WHEREAS, in accordance with Ala. Code §11-45-8(c) that fifteen (15) days notice of the time, place, and purpose of the public hearing provided for was published once a week for two consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Residential Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Residential Code, and the City Council having considered the same, is of the opinion that the proposed Residential Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Sections 6-108 and 6-109 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

## ARTICLE IX. RESIDENTIAL BUILDING CODE

### **"Sec. 6-108 Adoption of Code.**

In accordance with the provisions of §11-45-8(c), Code of Alabama, (1975) the International Residential Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the Residential Building Code of the City of Tuscaloosa, as fully as if set out at length herein, and from and after the effective date of this section shall govern, as far as code or ordinance can, to all the subjects to which they relate within the corporate limits of the City of Tuscaloosa and within its police jurisdiction, and shall constitute and generally be referred to as the "Tuscaloosa Residential Building Code."

### **Sec. 6-109. - Amendments to code. (International Residential Code, 2021 Edition)**

(a) Appendices adopted. Appendices, AE, AJ, AM, AQ and AU of the 2021 International Residential Code, are adopted and Appendices AA, AB, AC, AD, AF, AG, AH, AI, AK, AL, AN, AO, AP, AR, AS, AT, AV and AW are deleted.

(b) Section (a) (1) General Requirements is amended to add the following.

"Ranges, ovens, stove tops, dryers, water heaters and AC/Heating units will not be required to provide dual services (gas piping and electric circuit) for where placement of appliances unless manufacturer's instructions requires it."

(c) Section R102.7.1. is amended to add the following subsection:

R102.7.1.1. Construction requirements for existing residential detached one and two-family dwellings and townhouses not more than three stories above grade plane in height with separate means of egress and their accessory structures shall comply with adopted International Residential Code.

#### **Exception to R102.7.1: Change of occupancy classification.**

(d) Section R302.5.1 is amended to read as the follows:

R302.5.1 Opening protection. Openings from a private garage directly into a room used for sleeping purposes shall not be permitted. Other openings between the garage and the residence shall be equipped with solid wood doors not less than 1 3/8" inches in thickness, solid or honeycomb core steel doors not less than 1 3/8" in thick, or 20-minute fire-rated doors.



- (e) Section R302.13 is amended to read as the follows:

R302.13 Fire protection of floors. Floor assemblies that are not required elsewhere in this code to be fire-resistance rated, shall be provided with a ½-inch (12.7 mm) gypsum wall-board membrane, 5/8 -inch (16 mm) wood structural panel membrane, or equivalent on the underside of the floor framing member. Penetrations or openings for ducts, vents, electrical outlets, lighting, devices, luminaires, wires, speakers, drainage, piping and similar openings or penetrations shall be permitted. For crawl spaces or basements, fire rated materials shall only be required to extend 30" beyond the fuel-fire equipment directly above the equipment and the building official shall have the discretion to determine if a greater requirement is needed.

**Exceptions: to R302.13.**

1. Floor assemblies located directly over a space protected by an automatic sprinkler system in accordance with Section P2904, NFPA 13D, or other approved equivalent sprinkler system.
2. Floor assemblies located directly over a crawl space not intended for storage or fuel-fired appliances or where any fuel-fired appliances are located under a crawl space less than 66" inches from the top of crawl space to the grade.
3. Portions of floor assemblies shall be permitted to be unprotected where complying with the following:
  - 3.1. The aggregate area of the unprotected portions does not exceed 80 square feet (7.4 m<sup>2</sup>) per story
  - 3.2. Fireblocking in accordance with Section R302.11.1 is installed along the perimeter of the unprotected portion to separate the unprotected portion from the remainder of the floor assembly.
4. Wood floor assemblies using dimension lumber or structural composite lumber equal to or greater than 2-inch by 10-inch (50.8 mm by 254 mm) nominal dimension, or other approved floor assemblies demonstrating equivalent fire performance.

- (f) Table R602.3(1) line #6 Fastening Schedule is amended to add the following to spacing and location:

Rafters and trusses attachment to the plate shall be fastened with a screw with an uplift capacity of 600 lbs. when tested accordance with ASTM-D1761 or other approved high wind connectors (ESR-2613).

- (g) Section R905.2.8.5 Drip edge - is amended to add the following subsection:

**R905.2.8.5 (1)** Wood shingle strips shall be permitted. The underlayment (or ice barrier where used) and asphalt shingles shall extend over the shingle strip by one-quarter inch (1/4").

- (h) Chapter 11 "Energy Efficiency" of the International Residential Code, 2021 edition is hereby deleted.
- (i) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.
- (j) Section R403.1 is amended to add the following:

"Plain concrete footings supporting walls shall be provided with not less than two continuous longitudinal reinforcing bars or other approved methods. Reinforcing bars shall not be smaller than #4. Continuity of reinforcing bars shall be provided at corners and intersections."
- (k) Sections P2801.4, M1305.1. 2 and G2406.1 are amended to add the following:

"Equipment such as, but not limited to, water heaters and mechanical equipment, located in attic spaces or other similar places shall be provided with a fixed or pull down stairway for servicing."
- (l) Section P2903.10 is amended to add the following:

"Shutoff valves shall not be required to be installed on the water supply pipe to each sill cock."
- (m) Section P2903.9.1, is amended to add the following:

"The provision for drainage such as a bleed orifice or installation of a separate drain valve shall not be required."
- (n) **Section P2905.3 Hot water supply to fixtures of the International Residential Code, 2021 Edition, is hereby deleted.**
- (o) Section **M1503.6** is amended to read as follows:

**"Section M1503.6 Where one or more gas, liquid or solid fuel-burning appliance that is neither direct-vent nor uses mechanical draft venting system is located within a dwelling unit's air barrier each exhaust system capable of exhausting more than 400 cubic feet per minute (0.19 m<sup>3</sup> /s) shall be mechanically or naturally provided with makeup air at a rate approximately equal to the exhaust air rate in excess of 400 cubic feet per minute. Such makeup air systems shall be equipped with not less than one damper. Each damper shall be a gravity damper or an electrically operated damper that**

automatically opens when the exhaust system operates. Dampers shall be accessible for inspection, service, repair and replacement without removing permanent construction or any other ducts not connected to the damper being inspected, serviced, repaired or replaced.”

**Exceptions to M1503.6:** Makeup air openings are not required for kitchen exhaust systems capable of exhausting not greater than 600 cubic feet per minute (0.28 m<sup>3</sup> /s) provided that one of the following conditions is met:

1. Where the floor area within the air barrier of a dwelling unit is at least 1500 square feet, and where natural draft or mechanical draft space- or water-heating appliances are not located within the air barrier.
2. Where the floor area within the air barrier of a dwelling unit is at least 3000 square feet, and where natural draft space- or water-heating appliances are not located within the air barrier.
3. Where all appliances in the house are sealed combustion, power-vent, unvented, or electric.

(p) **M1506.1.1 is added to read as follows:**

**“M1506.1.1 Duct Construction: Add subsection M1506.1.1 For kitchen exhaust hoods, the damper will be installed in the duct before the mechanical final inspection. The Kitchen exhaust hood will not be required to be installed at the time of the final inspection.”**

(q) **Section E3901.4.2 is hereby amended to read as follows:**

**“E3901.4.2 Island Countertop and Peninsular Countertop Spaces. At least one receptacle outlet shall be installed at each island countertop space with a long dimension of 24 inches (610 mm) or greater and a short dimension of 12 inches (305 mm) or greater. At least one receptacle outlet shall be installed at each peninsular countertop space with a long dimension of 24 inches (610 mm) or greater and a short dimension of 12 inches (305 mm) or greater. A peninsular countertop is measured from the connecting edge.”**

(r) **Section E3902.19 is hereby added as follows:**

**“Section E3902.19- Exception. Effective enforcement date for 250-volt receptacles with ground-fault and arc-fault circuit-interrupter protection related to ranges, ovens, stove tops, dryers, water heaters and AC/Heating appliances required for dwellings shall be June 1<sup>st</sup>, 2023.”**

(s) **Section E3606.5 “Surge Protection” of the International Residential Code, 2021 edition, is hereby deleted.**

- (t) Electrical requirements for one- and two-family dwellings shall be constructed under the International Residential Code, 2021 Edition. When in conflict, the adopted National Electric Code (NEC), 2020 edition, known as the "Tuscaloosa Electric Code" shall control.
- (u) Section E3902.6 of the International Residential Code, 2021 edition, is amended to add subsection E3902.6.1 as follows:

Subsection E3902.6.1 Receptacles for refrigerators and/or freezers or similar appliances will not be required to have a ground-fault or arc fault circuit-interrupter protection when branch circuit is dedicated and single receptacle is provided.

- (v) Section UA, U-Dwellings is hereby added to the Tuscaloosa Residential Code as follows:

"Section UA, U-Dwellings.

#### Section UA202 Definitions

NFPA — National Fire Protection Association.

U-Dwelling. Residential dwelling units permitted within certain residential zones with no more than (3) three stories, built for the sole purpose of renting, or any form of leasing (joint, multiple, single) in whole or bedroom(s) with shared common living spaces within the dwelling unit(s) such as; den, kitchen and dining area, providing complete independent living facilities with permanent provisions for living, sleeping, eating, cooking and sanitation, for one to five living together, related or un-related persons, such as; college students living off campus, non-transient construction workers, non-transient professionals, or non-transient temporary housing, but not inclusive. Dwelling units may utilize sleeping units with or without attached private bathrooms.

U-Single Dwelling. A U-Dwelling structure constructed as a single dwelling unit.

U-Row House. A U-dwelling structure constructed in a group of three to four U-Dwellings attached to each other by any adjoining walls. Each dwelling unit is separated vertically from the foundation to the roof with fire separation and each unit has at least two sides open. U-Row houses are constructed on one lot.

U-Duplex. A U-dwelling structure constructed with two dwelling units with horizontal or vertical fire separation.

U-Triplex. A U-dwelling structure constructed with three dwelling Units with horizontal and/or vertical fire separation.

## **SECTION UA301 U-DWELLING GENERAL REQUIREMENTS.**

UA301.1 Code Applicability. U-Dwellings shall comply with the Tuscaloosa Residential Code and this section. Mixed use U-Dwellings shall comply with the Tuscaloosa Building Code.

UA301.2 Submittal Documents. Construction documents shall be prepared by a registered design professional where required by state law, municipal ordinance or the Building Official.

UA301.2.1 Required documents. The following design documents and/or plans shall be required to obtain a permit for U-Dwellings; Architectural including floor plan, plot plan and elevations; Structural; Mechanical; Electrical; Plumbing; Energy and Fire Protection systems.

**Exception:** in lieu of Structural, Mechanical, Electrical, Plumbing, Fire Protection Systems and Energy design, installations of these systems can be installed accordance with the prescriptive code of the Tuscaloosa Residential Code with exception that all buildings be designed with the latest edition of the International Residential Code tables for wood values in ceiling, floor, rafter, joist, girder and wall construction.

UA301.3 Sprinkler Systems: Sprinkler systems are required in U-Dwellings. A stand-alone sprinkler system shall be separate and independent from the water distribution system after the user side of the meter. A backflow preventer shall be required between the sprinkler system and domestic water system. No multipurpose fire sprinkler systems are allowed. The design and installation shall be in accordance with NFPA 13D or Section P2904 of the 2015 International Residential Code, which shall be considered equivalent to NFPA 13D. Design Shop drawing for sprinkler systems shall be submitted to the Fire Marshal's office for approval before the installation of the sprinkler system(s). Shop drawings shall include hydraulic calculations.

UA301.4 Roof Projections, Eaves, Cornices & Soffits: Shall be fire block and protected (1) one-hour rated within (3) three feet perpendicular from assumed property line between dwelling units or a rated extended parapet wall from grade shall separate between dwelling units.

UA301.5 Accessibility Requirements: Any U-Dwelling structure with four or more dwelling units shall comply with the accessibility requirements in the Tuscaloosa Building Code. UA301.6 Authority Provision: The Building Official and/or Fire Marshal shall have the authority to impose or require additional safety construction methods, materials, or solutions based upon the review of a U-Dwelling structure where there is a concern of life and fire safety.

### **UA302. U-Single Dwelling Structure.**

UA302.1 Sleeping Rooms. A U-Single structure shall not exceed Five (5) sleeping areas (bedrooms).

### **UA303. U-Duplex Dwelling Structure**

UA303.1 Sleeping Rooms. A U-Duplex structure shall not exceed Ten (10) sleeping areas (bedrooms).

UA304. U-Triplex Dwelling Structure.

(Two-Family Dwelling construction methods from the Tuscaloosa Residential Code will apply to U-Triplex Dwelling Units; Except as set out in this subsection).

UA304.1 Egress. Shall require two remote means of egress equal to  $1/3$  the diagonal of the each unit. Egresses will be designed for all occupants. Egresses shall be from common areas accessible by all occupants. An exit egress shall not pass through a room that can be locked or to prevent egress, other sleeping areas, toilet rooms or bathrooms, storage rooms, garages, closets or spaces used for similar purposes. Means of egress shall provide a clear path back to a public way.

**Exception:**

If a 13R sprinkler system is installed; the above egress requirement may comply with the Tuscaloosa Building Code.

UA304.2 Interior Stairways. Interior Stairways or shafts used for access to units to ground floor shall be rated (1) one hour separating the interior of the building. Any doors in stairway or shaft shall be rated not less than 20 minutes.

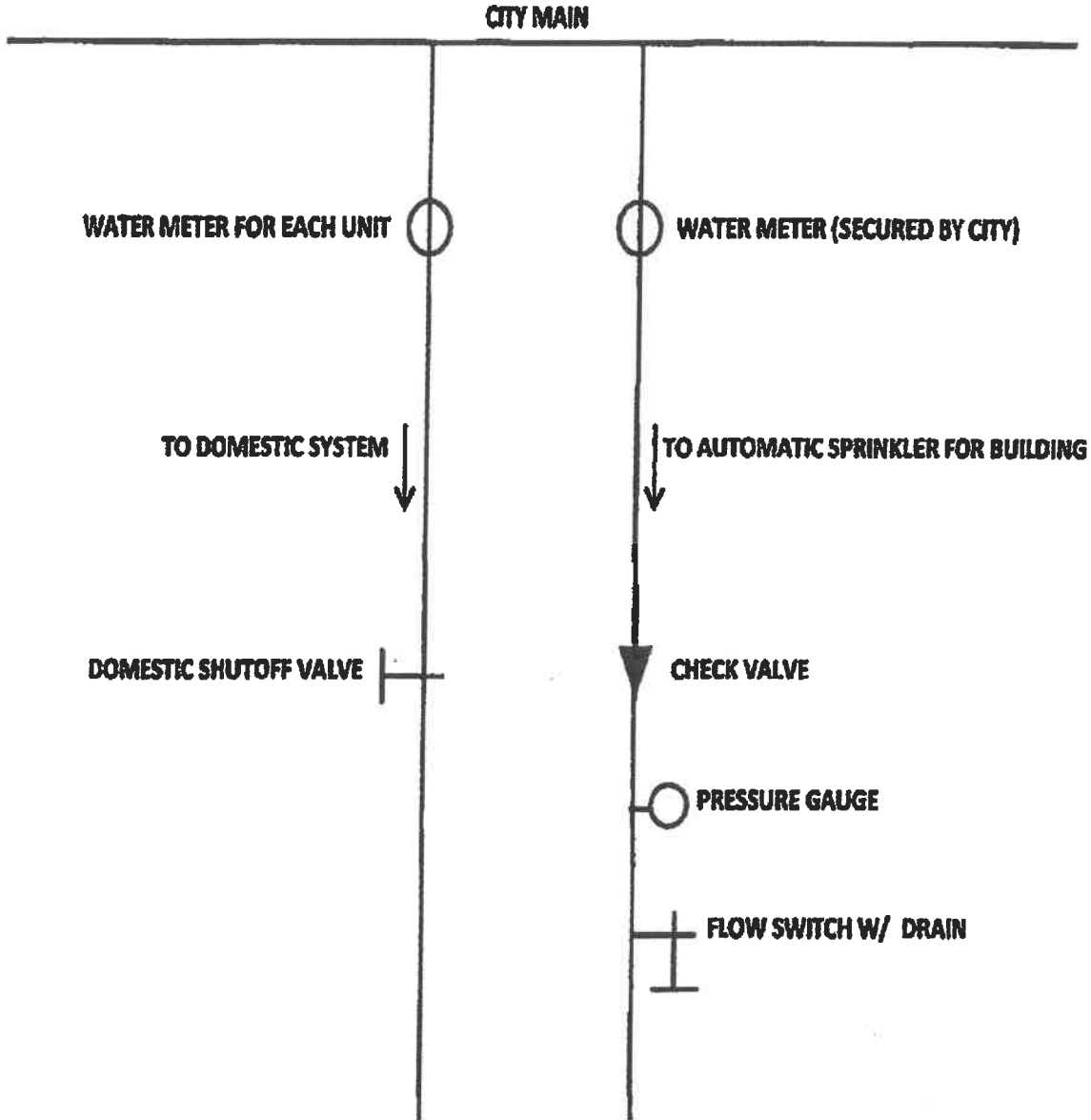
UA304.3 Sleeping Rooms. A U-Triplex structure shall not exceed Twelve (12) sleeping areas (bedrooms).

UA304.4 Manual Fire Alarm System. A manual Fire Alarm system shall be required. Audible alarm notification appliances shall be provided and emit a distinctive sound that is not to be used for any purpose other than that of a fire alarm. The Fire Alarm system shall be activated by a flow switch in the 13d sprinkler system and manual fire alarm boxes not more than 5 feet from each exit. A permanent sign shall be installed adjacent to each manual fire alarm box that reads: WHEN ALARMS SOUNDS-CALL FIRE DEPARTMENT. The fire alarm shall provide 75 db at pillow.

UA304.5 Sprinkler System. Fire sprinkler system(s) for a U-Triplex dwelling structure shall be designed for the whole structure and based on one of the following water meter arrangements. Two method are approved for fire sprinkler protection; the "preferable" and the "acceptable" water meter arrangement. Both methods shall provide water to the domestic water system and fire sprinkler system. Water meter(s) used in conjunction with the fire sprinkler system shall be locked out by the city.

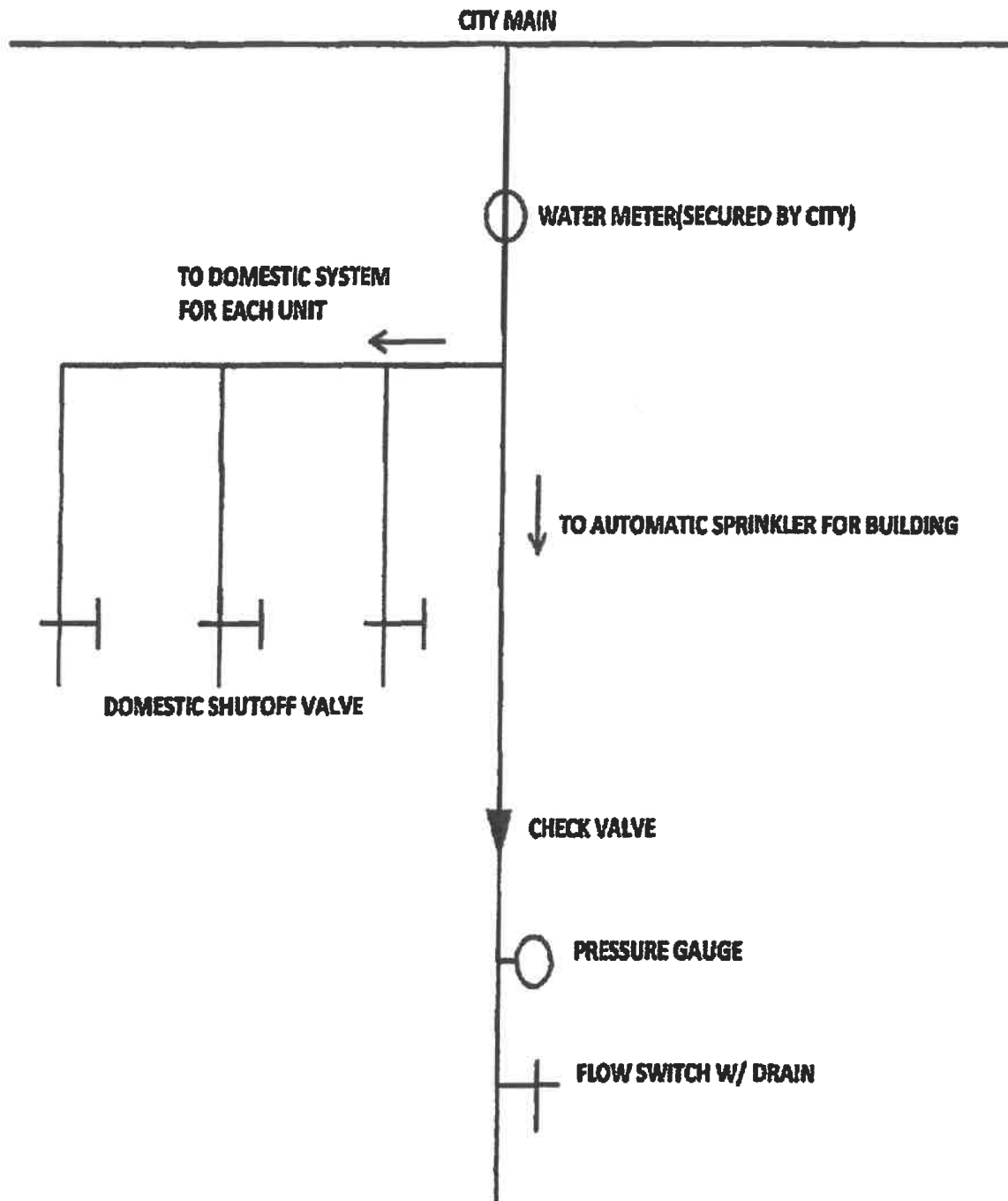
UA304.5.1 Preferable Arrangement. The preferable arrangement shall be separate water meters for the fire sprinkler system and domestic water. The fire sprinkler system water meter will be locked out by the city. See diagram UA304.5.1.1.

**Diagram UA304.5.1.1**  
**PREFERABLE ARRANGEMENT**



UA304.5.2 Acceptable Arrangement. The acceptable arrangement shall allow one water meter for the fire sprinkler system and domestic water. Domestic water shall have separate shutoff valves and shall not stop flow to sprinkler system. The water meter will be locked out by the city. See diagram UA304.5.2.1.

**Diagram UA304.5.2.1**  
**ACCEPTABLE ARRANGEMENT**



UA305 U-Row House Dwelling Units.

(Townhome construction methods from the Tuscaloosa Residential Code will apply to U-Row House Dwelling Units; Except as set out in this subsection).

UA305.1 Egress. Shall require two remote means of egress equal to  $\frac{1}{3}$  the diagonal of the each unit. Egresses will be designed for all occupants. Egresses shall be from common areas accessible by all occupants. An exit egress shall not pass through a room that can be locked or



to prevent egress, other sleeping areas, toilet rooms or bathrooms, storage rooms, garages, closets or spaces used for similar purposes. Means of egress shall provide a clear path back to a public way.

UA305.2 Sleeping Rooms. U-Row House Dwellings shall not exceed Five (5) sleeping areas (bedrooms) in any unit."

UA305.3 Assumed lot lines. Assumed lot lines between units for the purpose of determining fire rated walls and the two open side requirement, will be shown on the architectural floor plans."

**BE IT FURTHER ORDAINED** that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No  
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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION  
Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

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APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW

Requested: Admin. Comte Date: 12/07/2021

Council Presentation on: 01- 11-2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL MECHANICAL CODE,  
2021 EDITION, AS THE MECHANICAL CODE FOR  
THE CITY OF TUSCALOOSA  
(A21-1644)

WHEREAS, the International Code Council, Inc. has published certain rules and standards entitled "International Mechanical Code, 2021 Edition," which is a later edition of and supersedes the International Mechanical Code, 2015 Edition; and,

WHEREAS, all the material contained in the International Mechanical Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as code in book or pamphlet form and bound together; and,

WHEREAS in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the Office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022; and,

WHEREAS in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place, and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted to consider the adoption of said Mechanical Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Mechanical Code, and the City Council having considered the same, is of the opinion that the proposed Mechanical Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 6-60 and Section 6-61 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

**ARTICLE V. MECHANICAL CODE**

**"Sec. 6-60. Adoption of code**

In accordance with the provisions of section 11-45-8(c) of the Code of Alabama, 1975, the International Mechanical Code, 2021 Edition, prepared by the International Code Council, Inc., except such sections and portions thereof as are hereinafter modified is hereby referred to and adopted by reference as the "Mechanical Code of the City of Tuscaloosa," as fully as if set out at length herein, and from and after the effective date of this section shall govern as far as code or ordinance can, to all the subjects to which it relates within the corporate limits of the City of Tuscaloosa and within its police



jurisdiction, and shall constitute and generally be referred to and recited as the "Tuscaloosa Mechanical Code."

**Sec. 6-61. - Amendments to code. (International Mechanical Code, 2021 Edition)**

(a) Appendices adopted. Appendix "A" of the International Mechanical Code, 2021 Edition, is hereby adopted and Appendix "B" is deleted.

(b) Section 306.3. Section 306.3 is hereby amended to add the following:

"Equipment such as, but not limited to, heating and air conditioning equipment or similar equipment located in attic spaces or other similar places shall be located so that it will be readily accessible for operation and servicing. When such equipment is located in the attic or similar places, fixed or pulled down stairs of proper size and length shall be provided for servicing purposes."

(c) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin. Comte Date: 12/07/2021  
Council Presentation on: 01-11-2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ADOPTING THE INTERNATIONAL FUEL AND GAS CODE, 2021  
EDITION, AS THE GAS CODE OF THE CITY OF TUSCALOOSA  
(A21-1645)

WHEREAS, the International Code Council, Inc., has published certain rules and standards entitled "International Fuel and Gas Code, 2021 Edition," which is a later edition of and supersedes the International Fuel and Gas Code, 2015 Edition; and,

WHEREAS, all the material contained in the International Fuel and Gas Code, 2021 Edition, prepared by the International Code Council, Inc., has been printed as a code in book or pamphlet form and bound together; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), the City Clerk placed on file in her office not less than three (3) copies of said Code for use and examination by the public, and that such copies remained on file in the office of the City Clerk for not less than fifteen (15) days prior to January 11, 2022; and,

WHEREAS, in accordance with Ala. Code §11-45-8(c), fifteen (15) days notice of the time, place and purpose of the public hearing was published once a week for two (2) consecutive weeks in a newspaper of general circulation published in the municipality on, to-wit: Friday, December 17, 2021 and Friday, December 24, 2021; and,

WHEREAS, a public hearing having been conducted for considering the adoption of said Code, and all persons present having been given an opportunity to be heard for or in opposition to the adoption of said Code, and the City Council having considered the same, is of the opinion that the proposed Gas Code should be adopted.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 6-70 and Section 6-71 of the Code of Tuscaloosa be, and they are hereby, amended to read as follows:

**ARTICLE VI. GAS CODE**

**"Sec. 6-70. Adoption of Code**

In accordance with Section 11-45-8(c), Code of Alabama, 1975, the International Fuel and Gas Code, 2021 Edition, prepared by International Code Council, Inc., except such sections and portions thereof as are hereinafter modified, is hereby referred to and adopted by reference as the "Gas Code of Tuscaloosa, Alabama," as fully as if set out at length herein, and from and after the effective date of this section shall govern as far as code or ordinance can to all of the subjects to which they relate within the

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corporate limits of the City and within its police jurisdiction and shall constitute and generally be referred to and recited as the "Tuscaloosa Gas Code."

**Sec. 6-71. - Amendments to code. (International Fuel and Gas Code, 2021 Edition)**

(a) Appendices adopted. Appendices "A" and "B", of the International Fuel and Gas Code, 2021 Edition, are adopted and Appendices "C", "D" and "E" are deleted.

(b) Section 306.3. Section 306.3 is hereby amended to add the following:

"Equipment such as, but not limited to, heating and air conditioning equipment or similar equipment located in attic spaces or other similar places shall be located so that it will be readily accessible for operation and servicing. When such equipment is located in the attic or similar places, fixed or pulled down stairs of proper size and length shall be provided for servicing purposes. A floored passageway shall be a minimum 24" wide and shall have a minimum thickness of ¾" or other approved methods from the stairs to the unit. Also, there shall be a minimum of three (3) feet of flooring provided around such unit."

(c) Any sections referencing the 2021 International Energy Conservation Code for requirements, is amended to replace the reference to the International Energy Conservation Code with the State of Alabama Energy Code where it may apply for requirements.

BE IT FURTHER ORDAINED that this ordinance is effective immediately upon passage and publication; provided however, that construction projects may be completed under the prior version of this code when a building permit is issued prior to May 1, 2022.

FUNDING REQUIRED:  Yes  No

COUNCIL ACTION

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Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
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2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

By: \_\_\_\_\_  
Chief Financial Officer

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: OT

Requested: CD Cmte Date: 12-21-2021

Council Presentation: 1-11-2022

Suspension of Rules: No

**RESOLUTION**

**RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR HOME INVESTMENT PARTNERSHIPS – AMERICAN RESCUE PLAN (HOME-ARP) PROGRAM  
(A21-1741)**

WHEREAS, the American Rescue Plan Act of 2021 appropriated funds to provide housing, services, and shelter to individuals experiencing homelessness and other vulnerable populations, to be allocated by formula to jurisdictions that qualified for HOME Investment Partnerships Program allocation in Fiscal Year 2021; and

WHEREAS, the City of Tuscaloosa was awarded \$1,719,375 in HOME Investment Partnerships – American Rescue Plan (HOME-ARP) funds to provide eligible activities under Notice CPD-21-10 that must primarily benefit qualifying individuals and families who are homeless, at risk of homelessness, or in other vulnerable populations; and

WHEREAS, in accordance with the Notice and HOME ARP Grant Agreement, the City of Tuscaloosa may access up to five percent of the total award for administrative and planning costs to develop the HOME-ARP Allocation Plan for approval by HUD upon which the remaining award will be made available.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA AS FOLLOWS:

1. That the City of Tuscaloosa is hereby authorized to enter into an agreement with the Department of Housing and Urban Development (HUD) in the amount of \$1,719,375 to provide eligible activities under Notice CPD-21-10 that must primarily benefit qualifying individuals and families who are homeless, at risk of homelessness, or in other vulnerable populations.
2. That the Mayor is authorized to execute all necessary documents for the grant and the City Clerk is authorized to attest the same.

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: OT

Requested: CD Cmte Date: 12-21-2021

Council Presentation: 1-11-2022

Suspension of Rules: No

RESOLUTION

**RESOLUTION AUTHORIZING AN AMENDMENT TO THE CITY'S AGREEMENT & AUTHORIZING THE MAYOR TO EXECUTE THE AMENDED AGREEMENT WITH THE SALVATION ARMY UNDER THE CITY'S 2020 EMERGENCY SOLUTIONS GRANTS PROGRAM  
(A21-1740)**

WHEREAS, on February 4, 2021 the City entered into an agreement with The Salvation Army for 2020 Emergency Solutions Grant (ESG) funds to administer Street Outreach, Emergency Shelter, Homeless Prevention and housing relocation and stabilization services; and

WHEREAS, on November 18, 2021, the agreement was amended to remove the administration of street outreach and reduce the total contract to \$99,000.00 due to The Salvation Army not having an active position to implement the program; and

WHEREAS, a second amendment has been requested by The Salvation Army to redistribute the funds in the budget in the categories of Homeless Prevention and Rapid Re-Housing.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF TUSCALOOSA, ALABAMA, that the City Council of Tuscaloosa does hereby approve the budget amendment under its agreement with The Salvation Army under the City's 2020 Emergency Solutions Grant per the following:

Amendment 1

Program Year: 2020

Current Activity/Line Item: Homeless Prevention

Current Activity Description: Provide prevention assistance and services including the payment of rent and utilities

Current Activity Funding Amount: \$38,000.00

Amendment Funding Amount Change: \$13,381.45

Amendment Reasoning: Agency requested amendments to reallocate line items based on need

New Activity/Line Item: Rapid Rehousing

New Activity Description: Provide relocation and stabilization services and short-and/or medium term rental assistance

New Activity Reallocation: \$13,381.45

ESG Eligible Citation: 24 CFR Part 576.104– Rapid Re-Housing

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW

Requested: Admin.Comte Date: 2/22/2021

Presentation on: 1/11/2022

Suspension of Rules: No

RESOLUTION

RESOLUTION APPROVING JOB CLASS SPECIFICATIONS  
FOR UTILITY SERVICES DIRECTOR AND ARTS & ENTERTAINMENT DIRECTOR  
(A21-1745)

WHEREAS, pursuant to Alabama Act 2006-233 the Human Resources Department shall develop and submit to the City Council for approval by resolution job class specifications for all jobs in the City to be a representative of the duties, activities, and qualifications.

WHEREAS, the Human Resources Department has submitted the job specifications for Utility Services Director and Arts & Entertainment Director to the Administration Committee and the Administration Committee has recommended that submit the Job Class Specifications to the Council for approval.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Job Classification Specifications for Utility Services Director (Job Code 2111) dated December 2022 and Arts & Entertainment Director (Job Code 4058) dated December 2022 are hereby approved.

FUNDING REQUIRED: Yes No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_



APPROVED AS TO FORM

Office of the City Attorney

Prepared By: JPW  
Requested: Finance Comm. Date: 1/11/2021  
Council Presentation on: 1/11/2021  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING RENEWAL OF  
N.D.A.A. LIABILITY INSURANCE FOR  
OFFICE OF THE CITY ATTORNEY  
(City Law File No. A21-1589)

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

That the City Attorney be, and he is hereby, authorized to sign a renewal application for N.D.A.A. lawyer's professional liability insurance for the 2021-2022 policy year and the Chief Financial Officer is authorized to draw a draft on the appropriate fund of the City in the amount of \$8,028.00, and make the same payable to N.D.A.A. Insurance Services, and the Mayor or City Clerk is authorized to execute the same.

Special Handling Check Request – Please return check to the Office of the City Attorney for additional processing.

FUNDING REQUIRED:  Yes  No

OCA – Liability Insurance  
10104080-3105  
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By:   
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
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2<sup>nd</sup> Reading \_\_\_\_\_  
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Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: SBH  
Requested: Projects Comte Date: 01/11/2022  
Council Presentation: 01/11/2022  
Suspension of Rules: No

RESOLUTION

RESOLUTION AUTHORIZING MAYOR TO EXECUTE  
REIMBURSABLE AGREEMENT FOR THE RELOCATION OF  
UTILITY FACILITIES FOR THE FOSTERS FERRY ROAD IMPROVEMENT PROJECT  
(A22-0013/ Project No. ACOA61873-ATRP (017))

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA that the Mayor be, and he is hereby authorized to execute a reimbursable agreement for the relocation of utility facilities for the Fosters Ferry Road Improvement Project; and the City Clerk is authorized to attest the same.

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
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Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: LKJ  
Requested: 12/21/21 FC  
Presentation on: 01/11/22  
Suspension of Rules: NO

RESOLUTION

RESOLUTION AUTHORIZING AMENDMENT 5 TO THE BUDGET FOR THE  
STATE REVOLVING LOAN FUND—DRINKING WATER (2018)  
(A19-0384)

BE IT RESOLVED BY THE TUSCALOOSA CITY COUNCIL that a total of \$5,327,000 of the proceeds from the State Revolving Fund Loan Program, Drinking Water Projects (DWSRF-2018) are hereby designated for the following described drinking water projects of the City of Tuscaloosa in the stated amount per project for expenditure in Fiscal 2018 and subsequent years according to the following schedule unless subsequently amended or repealed as follows:

PROJECT	AMOUNT
Clements Road Booster Pumping Station and Mercedes Tank Improvements	\$2,850,000
Campus Area Water Distribution System and Instrumentation Upgrades	\$6,500,000
Ed Love Plant and Water Distribution System Instrumentation	\$2,640,500
Ed Love Plant Raw Water Upgrade Phase 1	\$2,123,091
Martin Spur Water Tank	\$205,018
VA Water Tank Improvements and Painting	\$1,500,000
Ridgeland Water Tank Improvements and Painting	\$423,391
Lake Tuscaloosa Aerator Valve and Crib Intake	\$1,258,000
TOTAL	\$17,500,000

FUNDING REQUIRED:  Yes  No  
2018 DW-SRF

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By:   
Chief Financial Officer

COUNCIL ACTION  
Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
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2<sup>nd</sup> Reading \_\_\_\_\_  
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Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW  
Requested: Admin Date: 12-21-21  
Council Presentation: 1-11-22  
Suspension of Rules: NO

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING EXHIBITS "A" AND "B" OF  
SECTION 19-42/19-60(a) OF THE CODE OF TUSCALOOSA  
(A21-1738)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 19-42 of the Code of Tuscaloosa be, and the same is hereby, amended as follows:

**SECTION ONE.** That Exhibit "A" Job Classification List–Pay Grade Order and Exhibit "B," Job Classification List–Alphabetical Order of Section 19-42 "Adoption of Exhibits," be, and the same are hereby, amended to **add** the following job classification pay grade and/or job classification titles as follows:

Job Code	Title	Pay Grade
2111	Utility Services Director	44
4058	Arts & Entertainment Director	44

**SECTION TWO.** That Exhibit "A" Job Classification List–Pay Grade Order and Exhibit "B," Job Classification List–Alphabetical Order of Section 19-42 "Adoption of Exhibits," be, and the same are hereby, amended to **Upgrade** the pay grade and **change** the **job titles** for Airport Manager to Airport Director, Chief Operations Officer, IPS to Chief Operations Officer, Communications Director to Executive Director Community and Neighborhood Services to read as follows:

Job Code	Title	Pay Grade
4111	Airport Director	42
7077	Chief Operations Officer	50
4060	Executive Director, Strategic communications	48
4064	Executive Director, Community and Neighborhood Services.	48

**SECTION THREE.** That Sec. 19-60(a) defining exempt employees pursuant to the Fair Labor Standard Act is hereby amended to **add** the following:

- Airport Director
- Chief Operations Officer
- Executive Director, Strategic communications
- Executive Director, Community and Neighborhood Services
- Utility Services Director
- Arts & Entertainment Director

**SECTION FOUR.** That Sec. 19-60(a) defining exempt employees pursuant to the Fair Labor Standard Act is hereby amended to **delete** the following:

- Airport Manager
- Chief Operations Officer
- Communications Director
- Director, Federal Programs

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM

  
Office of the City Attorney

Prepared By: JPW/rd  
Requested: Admin Comte Date: 12/07/2021  
Council Presentation on: 01/11/2022  
Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 11-50  
OF THE CODE OF TUSCALOOSA  
(A21-1658)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

That Section 11-50 of the Code of Tuscaloosa presently marked "Reserved" be, and the same is hereby amended to read as follows:

**"Sec. 11-50. Fireworks Prohibited.**

Fireworks 5601.3 The possession, manufacture, storage, sale, handling and use of fireworks are prohibited.

**Exceptions:**

1. Storage and handling of fireworks as allowed in Section 5604.
2. Manufacture, assembly and testing of fireworks as allowed in Section 5605.
3. The use of fireworks for fireworks displays as allowed in Section 5608.
4. The possession, storage, sale, handling and use of specific types of Division 1.4G fireworks where allowed by applicable laws, ordinances and regulations, provided such fireworks and facilities comply with the 2006 edition of NFPA 1124, CPSC 16 CFR Parts 1500 and 1507, and DOTn 49 CFR Parts 100–185, for consumer fireworks.

**A City of Tuscaloosa Police Officer is authorized to enforce section 5601.3 for the unlawful possession, manufacture, storage, sale, handling and use of fireworks."**

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_  
Chief Financial Officer

**COUNCIL ACTION**

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: Admin. Comte Date: 12/07/2021

Council Presentation on: 01/11/2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 6  
OF THE CODE OF TUSCALOOSA  
(A21-1633)

BE IT ORDAINED BY THE TUSCALOOSA CITY COUNCIL as follows:

**SECTION ONE.** That Section 6-3 of the Code of Tuscaloosa be, and the same is hereby, amended to read as follows:

**"Sec. 6-3. - Chief building official.**

- (a) The chief building official shall receive applications required by the building code, issue permits and furnish the prescribed certificates. Such official shall examine premises for which permits have been issued and shall make necessary inspections to see that the provisions of law are complied with and that construction progresses safely. Such official shall enforce all laws relating to the construction, alteration, repair, removal, demolition, equipment, use and occupancy, location and maintenance of buildings and structures, except as may be otherwise provided for. Such official shall, when requested by the governing body, or when the interests of the city so require, make investigations in connection with matters referred to in this chapter and the codes and render written reports on the same. For the purpose of enforcing compliance with law or ordinance, to remove illegal or unsafe conditions, to secure the necessary safeguards during construction, or to require adequate exit facilities in existing buildings and structures, such official shall issue such notices or orders as may be necessary.
- (b) The chief building official shall have full power to render opinions upon all questions arising under the provisions of this chapter and the building code relative to the manner of construction or material to be used in the erection or repairing of any building, and to have made such tests or remedies as he deems necessary to determine the safety or the condition of any building, machinery or plants which it becomes his duty to inspect. The cost of any such tests or

**remedies** made by persons other than regular employees of the city must be paid by the owner.

- (c) The chief building official shall also have the following authority if he should reasonably determine that there is a violation of any provision of law related to public health and safety, **or where elements of construction are deemed unsafe or a public endangerment in his opinion and/or not covered under the adopted code, may require and approve such remedies, until such violation has been rectified:**
- (1) Suspend code inspection services at the site of construction;
  - (2) Refuse to issue a certificate of occupancy at the site of construction for any building or premises of or portion thereof on the property;
  - (3) Issue a stop work order at the site of construction;
  - (4) Or any combination of the foregoing."

**SECTION TWO.** That Section 6-5 of the Code of Tuscaloosa be, and the same is hereby, amended to read as follows:

**"Sec. 6-5. – Street lines.**

In any case, if there is a doubt as to the location of a street line on any plan submitted to the chief building official, the chief building official may require the builder **or owner** to furnish a survey made by a registered engineer establishing the boundary of the **property**, such survey to be examined and approved by the appropriate city officials."

**SECTION THREE.** That Section 6-7 of the Code of Tuscaloosa presently marked as "Reserved" be, and the same is hereby, amended to read as follows:

**"Sec. 6-7. – Inspections.**

All permitted construction sites shall be inspected physically according to the scope of work. An Inspection request shall be made by the contractor, owner or agent for the proper inspections with a requested date for the inspections. Exception: Virtual inspections, pictures (when applicable) or engineer letter of inspection shall be allowed when the code official approves or deems necessary."



**SECTION FOUR.** That Section 6-11 of the Code of Tuscaloosa be, and the same is hereby, amended to read as follows:

**“Sec. 6-11. – Construction specifications and permits for dams or the impoundment of waters.**

In order to minimize the hazard of dams breaking and releasing impounded water to the detriment of lower riparian owners or other persons residing or owning property in the drainage area below such impoundment, the following rules and requirements for the construction of dams or the impoundment of water in the city or its police jurisdiction are hereby established:

- (1) All dams shall be designed by a professional engineer registered in the state, who is qualified by training and experience to design such dams.
- (2) All dams shall be designed in accordance with this section and with the engineering standards and specifications for construction of dams and ponds adopted by the city or required by the city engineer and shall comply with state health department regulations. In the case of small farm ponds in isolated areas, where it is determined by the city engineer that failure of the structure will not cause loss of life, serious damage to homes, industrial and commercial buildings, important public utilities, main highways, or railroads, the city engineer may waive, in writing, any of the design requirements of this section and permit the structure to be designed to the standards and specifications of the **Natural Resources Conservation Service**. The city engineer and planning director will take into account the existing or proposed land use adjacent to the site and the possibility of development below the dam site in determining if a waiver should be granted.
- (3) Sufficient soil borings and tests shall be made to insure that the foundation conditions at the dam site will support the proposed dam, and soil testings shall be made on the materials proposed to be used in the construction of the dam embankment to determine and establish the character and suitability of such material.
- (4) All tests performed on the dam foundation in the borrow areas and the dam embankment shall be performed by a testing laboratory or other person or agency qualified to perform such tests.(5)Prior to commencing construction, any person desiring to construct a dam shall request a construction permit from the city engineer. The permit request shall be accompanied by the plans and specifications for the proposed dam, along with required results of test boring and soil tests. Prior to issuing such permit the city engineer shall approve the proposed plans, specifications and test

results and shall also require that the applicant obtain a permit from the state health department, and shall require that the proposed structure will be in compliance with state and federal requirements for construction controls to prevent air and water pollution, including, but not limited to, dust control and soil erosion control.(6)After the permit is received, construction may begin. A registered engineer, or such engineer's representative, shall be employed for construction supervision, and such engineer or representative shall be on the job when construction work is being done to insure that work is being done in accordance with the approved specifications for construction, and in accordance with the provisions of this section.(7)All earth embankments shall be compacted to not less than one hundred (100) per cent standard proctor density and field density tests shall be performed on each layer in accordance with AASHTO and ASTM standard accepted methods. Copies of test results (which shall be performed by a testing laboratory or other qualified and approved agency or person), shall be furnished to the city engineer as the construction progresses.(8)Prior to impounding water behind any such dam for which a permit has been issued, the owner or other person constructing the dam, shall obtain an impoundment permit from the **Alabama Department of Public Health** and shall request an impoundment permit from the city engineer, which shall be granted after an inspection to determine that the construction has been completed in accordance with approved plans and specifications for the dam.(9)All specifications herein established shall apply with equal force when a dam is reconstructed or when the level of the impounded water behind an existing structure is sought to be raised or the water area enlarged.(10)It shall be unlawful for any person to construct a dam for the impoundment of water in the corporate limits of the city or in its police jurisdiction, unless a permit is first issued for such construction by the city engineer, and it shall be unlawful for any person to commence impounding water behind any such dam unless an impoundment permit is first obtained from the city engineer and **Alabama Department of Public Health** in accordance with the requirements of this section."

**SECTION FIVE.** That Section 6-12 of the Code of Tuscaloosa be, and the same is hereby, amended to read as follows:

**“Sec. 6-12. – Demolition of buildings.**

- (a) It shall be unlawful for any person, firm, corporation or other entity to rent, lease or otherwise allow occupancy of a building or structure when said building or structure has been declared unsafe to the extent of being a public nuisance and ordered demolished by the City Council of Tuscaloosa.
- (b) It shall be unlawful for any person, firm, corporation or other entity to occupy a building or structure or to remain in a building or structure when said building has been declared unsafe to the extent of being a public nuisance and ordered demolished by the City Council of Tuscaloosa.
- (c) No building permit shall be granted to any person, firm, corporation or other entity for any building, structure, part of a building and structure, party wall and foundations declared to be unsafe to the extent of being a public nuisance by the City Council of Tuscaloosa.
- (d) No permit shall be issued for demolition of a building until the director of infrastructure has approved the installation of a cap on sewer lateral within a city easement to the building and the placement of a locator plate on said lateral.
- (d) A permit is required for demolition. After building(s) or structure(s) have been taken down, all demolition debris shall be removed from site within thirty (30) days. Extension for removal of debris may be granted by the chief building official.”

**SECTION SIX.** That Section 6-16(c)(1) of the Code of Tuscaloosa be, and the same is hereby, amended to read as follows:

**“Sec. 6-16. – Encroachments on public right-of-way, easements or lot standards.**

- (c) Violations.
  - (1) Any person, firm, corporation or other entity that permits, allows, constructs or erects a structure or building over, upon or encroaching or interfering with city easements, public utility easements, public right-of-way or lot standards shall not be entitled to and shall not be issued a subsequent building permit for any purpose unless and until such time as such encroachments or interferences are

remedied within six (6) months of the time it is discovered by the city to the reasonable satisfaction of the chief building official regardless of when or under what circumstances such encroachments or interferences are discovered by the city. In addition the chief building official may require the permittee to reimburse the city for all staff costs and time expended or devoted to the violation."

FUNDING REQUIRED:  Yes  No

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By: \_\_\_\_\_

Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
Ordinance \_\_\_\_\_  
Introduced \_\_\_\_\_  
Passed \_\_\_\_\_  
2<sup>nd</sup> Reading \_\_\_\_\_  
Unanimous \_\_\_\_\_  
Failed \_\_\_\_\_  
Tabled \_\_\_\_\_  
Amended \_\_\_\_\_  
Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW/rd

Requested: Admin Comte Date: 12/07/2021

Council Presentation on: 01/11/2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING PORTIONS OF SECTIONS  
6-115 OF THE CODE OF TUSCALOOSA  
(A21-1650)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA as follows:

SECTION ONE. That Section 6-115(e) of the Code of Tuscaloosa be amended to read as follows:

**"Sec. 6-115. – Schedule of permit fees.**

- (e) Projects with multiple general contractors shall designate one contractor or construction manager for obtaining and paying for a building permit. The building official shall have the authority to approve **multiple permits and with multiple contractors for the same project.**"

SECTION TWO. That Section 6-115(h) and 6-115(i) of the Code of Tuscaloosa be amended to read as follows:

**"Sec. 6-115. – Schedule of permit fees.**

- (h) [Residential utility permits.] All residential utility permits (electrical, mechanical, plumbing, and gas) shall be fifty dollars (\$50.00) and shall not be subject to the fees as provided in subsection **[6-115](b)(1).**
- (i) [Residential mobile home permits.] Residential mobile home permits shall be fifty Dollars (\$50.00) and shall not be subject to the fees as provided in subsection **(6-115)(b)(1).**"

APPROVED AS TO FORM

Office of the City Attorney

Prepared By: SBH

Requested: Admin Comte Date: 12/21/2021

Council Presentation on: 01/11/2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AMENDING SECTION 2-100  
OF THE CODE OF TUSCALOOSA  
(A21-1712)

BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA that Section 2-100 of the Code of Tuscaloosa be, and the same is hereby amended by adding items (11) and (12) being as follows:

**"Sec. 2-100. –Departments and department heads of the city.**

The following shall be the departments and corresponding department heads of the city:

- (11) *Arts and entertainment.* The duly appointed director of arts and entertainment shall be the head of arts and entertainment.
- (12) *Water and utility billing services.* The duly appointed director of water and utility billing services shall be the head of water and utility billing services.
- (13) *Operations.* The duly appointed chief operations officer shall be the head of operations.
- (14) *Strategic communications.* The duly appointed executive director of strategic communications shall be the heard of strategic communications."

FUNDING REQUIRED:  Yes  No

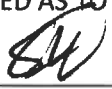
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By: \_\_\_\_\_  
Chief Financial Officer

COUNCIL ACTION

Resolution \_\_\_\_\_  
 Ordinance \_\_\_\_\_  
 Introduced \_\_\_\_\_  
 Passed \_\_\_\_\_  
 2<sup>nd</sup> Reading \_\_\_\_\_  
 Unanimous \_\_\_\_\_  
 Failed \_\_\_\_\_  
 Tabled \_\_\_\_\_  
 Amended \_\_\_\_\_  
 Comments: \_\_\_\_\_

APPROVED AS TO FORM



Office of the City Attorney

Prepared By: JPW III/rd

Requested: UD/Planning Com Date:10/18/2021

Council Presentation on: 01/11/2022

Suspension of Rules: No

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE ANNEXING PROPERTY TO THE  
CORPORATE LIMITS OF THE CITY OF TUSCALOOSA  
ANNEXATION NO. 694

(Approximately 5.0 acres located at 4373 Joe Mallisham Parkway—  
Petitioner: Moore Holdings, LLC)  
(AN-2021-13/A21-1560)

WHEREAS, pursuant to Ala. Code §11-42-21, et seq. (1975), the sole and only owner(s) of the property hereinafter described did sign and file with the City Clerk a written Petition, containing an accurate description of the property or territory proposed to be annexed, together with a map of said territory showing its relationship to the Corporate Limits of the City and requesting the governing body adopt an Ordinance assenting to the annexation thereof, and,

WHEREAS, said territory is contiguous to the Corporate Limits of the City of Tuscaloosa, located in Tuscaloosa County, and does not lie within the Corporate Limits of any other municipality nor does such property lie in an area of overlapping Police Jurisdiction which is more than equidistant from the respective Corporate Limits of each municipality.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF TUSCALOOSA, as follows:

1. That, pursuant to Ala. Code §11-42-21, et seq. (1975), the following property, to-wit:

A parcel of land located in the South Half of the Southwest Quarter of Section 32, Township 21 South, Range 10 West in Tuscaloosa County, Alabama and being more particularly described as follows:

All of Lot 3 of Resurvey of Lot 2 Wiggins Land Development as recorded in the Probate Office of Tuscaloosa County in Plat Book 2016 at Pages 35 and 36.

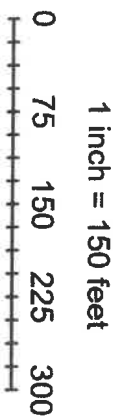
Said parcel contains 5.00 acres, more or less.





# Exhibit "A" Joe Mallisham Parkway

Census Block & Tract: 0112501170322064



RESOLUTION

RESOLUTION AUTHORIZING PAYMENT OF BILLS

BE IT RESOLVED BY THE CITY COUNCIL OF TUSCALOOSA, ALABAMA, as follows:

That the Chief Financial Officer be, and he is hereby, authorized to draw vouchers on municipal funds in the amounts shown, payable to the identified individuals/organizations for the purposes stated, and the Mayor and City Clerk are authorized to sign said vouchers:

Jonathan Ray <i>Attorney fee for Client Case #MC-21-2202</i>	\$875.00
Jonathan Ray <i>Attorney fee for Client Case #MC-21-2501</i>	\$301.00
Jonathan Ray <i>Attorney fee for Client Case #MC-21-2587</i>	\$413.00
Bryan Brinyark <i>Substitute Municipal Court Judge on December 22 &amp; 23, 2021</i>	\$127.50
John H. England, Jr. <i>Substitute Municipal Court Judge on December 26, 2021</i>	\$191.25
Blue Frog, LLC <i>Maintenance bond release for public infrastructure improvements at Collins Veterinary Clinic</i>	\$990.00
Kendrica Gladden <i>Refund of rental fees for event cancellation at the River Market.</i>	\$668.64
Susan Lee (acct# 053092) <i>Water refund due to overpayment/misread</i>	\$113.33

TOTAL: \$3,679.72  
Prepared: Assistant City Clerk  
Requested: Accounting & Finance  
Agenda: 1-11-2022

Copies of bill documentation are on file in the Office of the  
City Clerk and are available for review upon request.

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