

TITLE

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING CHAPTER 4, TITLED "BOARD OF ELECTRICAL EXAMINERS," IN ITS ENTIRETY; BY RENUMBERING CHAPTER 3, TITLED "ELECTRICAL CODE," AS THE NEW CHAPTER 4 KEEPING THE SAME TITLE; BY CREATING A NEW CHAPTER 3, TITLED "TRADE LICENSING BOARD"; BY DELETING CHAPTER 8, TITLED "BOARD OF PLUMBING EXAMINERS," IN ITS ENTIRETY; BY RENUMBERING THE FOLLOWING CHAPTERS WITH ALL TITLES REMAINING THE SAME: CHAPTER 9, TITLED "PLUMBER'S LICENSE," AS THE NEW CHAPTER 8, CHAPTER 10, TITLED "PLUMBER'S WORK PERMIT," AS THE NEW CHAPTER 9, CHAPTER 11, TITLED "MECHANICAL CODE," AS THE NEW CHAPTER 10, CHAPTER 12, TITLED "RESIDENTIAL CODE," AS THE NEW CHAPTER 11, AND CHAPTER 13, TITLED "CITATIONS AND ORDINANCES SUMMONSES," AS THE NEW CHAPTER 12; BY DELETING SECTION 12-302 (NEW SECTION 12-402), TITLED "DEFINITIONS," SUBSECTION (2), TITLED "BOARD," AND SUBSTITUTING THEREFOR A NEW SUBSECTION 12-402(2), TITLED "BOARD"; AND BY DELETING SECTION 12-702, TITLED "DEFINITIONS," SUBSECTION (2), TITLED "BOARD," IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SUBSECTION 12-702(2), TITLED "BOARD," ALL FOR THE PURPOSE OF ABOLISHING THE BOARD OF ELECTRICAL EXAMINERS AND THE BOARD OF PLUMBING EXAMINERS AND CREATING A NEW TRADE LICENSING BOARD WHICH COMBINES THE RESPONSIBILITIES OF BOTH BOARDS INTO ONE.

WHEREAS, on January 11, 2011, the Board of Electrical Examiners and the Board the Plumbing Examiners unanimously voted to abolish their respective boards and combine their functions into one board to be known as the Trade Licensing Board; and

WHEREAS, combining these two five-member boards into one seven-member board should alleviate current issues with vacancies and allow the board to operate more efficiently.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OAK RIDGE, TENNESSEE:

Section 1. Title 12, titled "Building, Utility, Etc. Codes," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Chapter 4, titled "Board of Electrical Examiners," in its entirety.

Section 2. Title 12, titled "Building, Utility, Etc. Codes," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by renumbering Chapter 3, titled "Electrical Code," as the new Chapter 4, titled "Electrical Code."

Section 3. Title 12, titled "Building, Utility, Etc. Codes," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by creating a new Chapter 3, titled "Trade Licensing Board," which new chapter shall read as follows:

CHAPTER 3

TRADE LICENSING BOARD

SECTION

- 12-301. Established; composition.
- 12-302. Appointment of members.
- 12-303. Members not to own or be employed by same firm.
- 12-304. Terms of members; filling of vacancies; removal of members.
- 12-305. Chairperson.

- 12-306. Secretary.
- 12-307. Rules of procedure; meetings.
- 12-308. General powers and duties.
- 12-309. Records open to public inspection.
- 12-310. Examination of applicants.

Sec. 12-301. Established; composition.

There is hereby established in the city a Trade Licensing Board, which shall consist of seven (7) members. Such board shall be composed of two (2) members holding a current and valid Class I or II electrical license from the City of Oak Ridge and two (2) members holding a current and valid plumber's license from the City of Oak Ridge, if such qualified applicants are available, and the remaining members from the public at large, including persons who possess current and valid electrical and plumbing licenses.

Sec. 12-302. Appointment of members.

Members of the board shall be appointed by City Council.

Sec. 12-303. Members not to own or be employed by same firm.

Board members shall not own or be employees of the same contracting corporation, firm, partnership or individual employer.

Sec. 12-304. Terms of members; filling of vacancies; removal of members.

Of the members first appointed to the board, three (3) members shall serve through December 31, 2014, two (2) members shall serve through December 31, 2013, and two (2) members shall serve through December 31, 2012. Thereafter, the term of office for board members shall be three (3) years commencing on January 1. In case of resignation, death, or removal from office, another appointment will be made to finish out the unexpired term of office of the former member. Members of the board may be removed for good cause by the City Council at any time. Removal of members due to absences shall be governed by the attendance policy established by City Council for all boards and commissions.

Sec. 12-305. Chairperson.

The chairperson of the board shall be elected by the board from members serving on the board. The chairperson shall preside at meetings and shall have such other duties as designated by the board. In the absence of the chairperson, the board shall elect a chairperson pro tem.

Sec. 12-306. Secretary.

A secretary shall be elected by the board from the members of the board. The secretary shall prepare or have prepared minutes of all meetings, and shall have such other responsibilities as assigned by the board. In the absence of the secretary, the board shall elect a secretary pro tem. Copies of all minutes shall be filed with and kept in the custody of the City Clerk, and shall be available for public inspection.

Sec. 12-307. Rules of procedures; meetings.

The board shall establish written rules and regulations for its own procedure consistent with the provisions of the electrical and plumbing codes of the City of Oak Ridge. Such rules, or any changes thereto, shall be approved by City Council and shall be filed with the City Clerk. The board shall meet at regular intervals at the call of the chairperson of the board or the City Manager.

Sec. 12-308. General powers and duties.

The board shall set standards and procedures for the qualification, examination, and licensing of Class I Electrical Contractors, Class II Residential Electrical Contractors, Master Electrician Certifications, Master Plumbers, and Journeyman Certifications under the provisions of the electrical and plumbing codes of the City of Oak Ridge. Such standards and procedures shall be approved by City Council. The board shall exercise the powers and perform the duties provided for in the electrical and plumbing codes of the City of Oak Ridge and shall have such other duties and powers as are necessary to carry out the intent and provisions of the electrical and plumbing codes of the City of Oak Ridge.

Sec. 12-309. Records open to public inspection.

All records of the board shall be maintained by the City Manager or the City Manager's designee and shall be open to inspection by the public.

Sec. 12-310. Examination of applicants.

The Board shall use only Board-approved testing agencies for the electrical and plumbing construction industry, which shall include the State of Tennessee Licensing Board's approved test designed to measure competency in the electrical and plumbing professions. The test grade shall be current within two (2) years of an applicant appearing before the Board. All examinations shall be proctored by a qualified person.

Section 4. Title 12, titled "Building, Utility, Etc. Codes," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Chapter 8, titled "Board of Plumbing Examiners," in its entirety.

Section 5. Title 12, titled "Building, Utility, Etc. Codes," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by renumbering the following chapters as set forth below, with all titles remaining the same:

Chapter 9, titled "Plumber's License," renumbered to Chapter 8

Chapter 10, titled "Plumber's Work Permit," renumbered to Chapter 9

Chapter 11, titled "Mechanical Code," renumbered to Chapter 10

Chapter 12, titled "Residential Code," renumbered to Chapter 11

Chapter 13, titled "Citations and Summonses," renumbered to Chapter 12

Section 6. Title 12, titled "Building, Utility, Etc. Codes," Section 12-302 (new Section 12-402), titled "Definitions," of the Code of Ordinances, City of Oak Ridge, Tennessee, Section is hereby amended by deleting Subsection (2), titled "Board," and substituting therefor a new Subsection 12-402(2), titled "Board," which new subsection shall read as follows:

Sec. 12-402. Definitions.

(2) "Board." The term "board" shall mean the Trade Licensing Board created by §12-301.

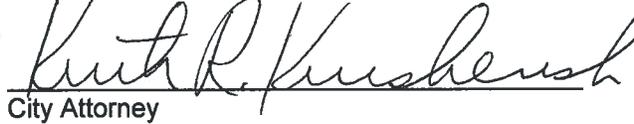
Section 7. Title 12, titled "Building, Utility, Etc. Codes," Section 12-702, titled "Definitions," of the Code of Ordinances, City of Oak Ridge, Tennessee, Section is hereby amended by deleting Subsection (2), titled "Board," and substituting therefor a new Subsection 12-702(2), titled "Board," which new subsection shall read as follows:

Sec. 12-702. Definitions.

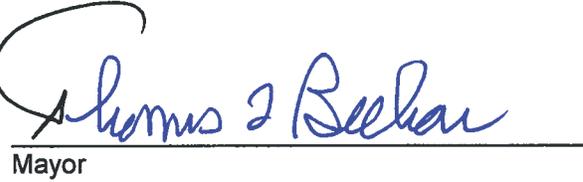
(2) "Board." The term "board" shall mean the Trade Licensing Board created by §12-301.

Section 8. This ordinance shall become effective ten (10) days after adoption on second reading, the welfare of the City of Oak Ridge requiring it.

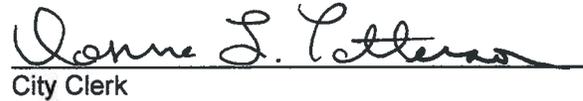
APPROVED AS TO FORM AND LEGALITY:



City Attorney



Mayor



City Clerk

First Reading:	<u>2/14/11</u>
Publication Date:	<u>2/21/11</u>
Second Reading:	<u>3/07/11</u>
Publication Date:	<u>3/14/11</u>
Effective Date:	<u>3/17/11</u>