

TITLE

AN ORDINANCE TO AMEND TITLE 12, TITLED "BUILDING, UTILITY, ETC. CODES," CHAPTER 1, TITLED "BUILDING ACCESSIBILITY BY PHYSICALLY DISABLED PERSONS," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SECTION 12-103, TITLED "MINIMUM SPECIFICATIONS," AND SUBSTITUTING THEREFOR A NEW SECTION 12-103, TITLED "MINIMUM SPECIFICATIONS," IN ORDER TO ADOPT THE ACCESSIBLE AND USABLE BUILDINGS AND FACILITIES ICC A117.1-2009 CODE.

WHEREAS, the City of Oak Ridge currently lists minimum specifications for accessibility to public buildings according to the North Carolina Accessibility Code, 1999 edition with the 2002 and 2004 amendments (North Carolina Accessibility Code); and

WHEREAS, the North Carolina Accessibility Code is no longer available; and

WHEREAS, the City desires to adopt the Accessibility and Usable Buildings and Facilities ICC A117.1-2009 Code as the replacement for the North Carolina Accessibility Code.

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

Section 1. Title 12, titled "Building, Utility, Etc. Codes," Chapter 1, titled "Building Accessibility by Physically Disabled Persons," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Section 12-103, titled "Minimum specifications," in its entirety and substituting therefor a new Section 12-103, titled "Minimum specifications," which new section shall read as follows:

**Sec. 12-103. Minimum specifications.**

Any public building which is constructed, enlarged or substantially altered or repaired after the effective date of this ordinance shall be designed and constructed pursuant to specifications, approved by the responsible authority, making such building accessible to and usable by persons with disabilities. The minimum specifications shall be the Accessible and Usable Buildings and Facilities ICC A117.1-2009 Code thereto, which is hereby adopted by reference and shall become a part of this chapter as if copied herein verbatim, except as such code may be in conflict with other provisions of this chapter, in which event such other provisions of this chapter shall prevail.

The minimum specifications for a project shall be those in effect at the time the project is submitted to the responsible authority for final approval of the construction, enlargement, alteration or repair.

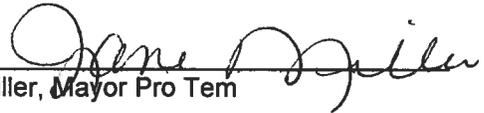
All auditoriums, theaters, gymnasiums, stadiums and other public entertainment facilities must provide accommodations in level or nearly level locations from which persons confined in wheelchairs may see and hear the offered entertainment as well as persons regularly seated in the facility.

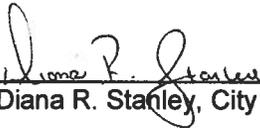
Section 2. There shall be a ninety (90) day grace period from the effective date of the ordinance to allow City Staff time to educate the development community and local contractors on the changes.

Section 3. 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:

  
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Kenneth R. Krushenski, City Attorney

  
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D. Jane Miller, Mayor Pro Tem

  
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Diana R. Stanley, City Clerk

First Reading: 09/10/2012  
Publication Date: 09/17/2012  
Second Reading: 10/08/2012  
Publication Date: 10/15/2012  
Effective Date: 10/18/2012