

TITLE

AN ORDINANCE TO AMEND SECTION 3-601, TITLED "ADMINISTRATIVE HEARING OFFICER," OF THE CODE OF ORDINANCES, CITY OF OAK RIDGE, TENNESSEE, BY DELETING SUBSECTION (1) IN ITS ENTIRETY AND SUBSTITUTING THEREFOR A NEW SUBSECTION (1) TO EXPAND THE JURISDICTION OF THE ADMINISTRATIVE HEARING OFFICER FOR COMPLIANCE WITH STATE LAW.

WHEREAS, Tennessee Code Annotated §6-54-1002(a) was amended in 2017 through Public Chapter 489 to expand the jurisdiction of municipal administrative hearing officers to include violations of locally adopted zoning code; and

WHEREAS, for compliance with state law, the City desires to amend City Code §6-101(1) to expand the City's Administrative Hearing Officer's jurisdiction to include violations of the City's Zoning Ordinance.

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

Section 1. Title 3, titled "Municipal Court," Chapter 6, titled "Administrative Hearing Officer," Section 3-601, titled "Administrative Hearing Officer," of the Code of Ordinances, City of Oak Ridge, Tennessee, is hereby amended by deleting Subsection (1) in its entirety and substituting therefor a new Subsection (1) which new subsection shall read as follows:

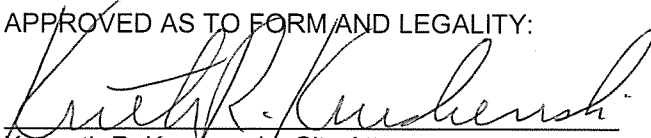
Sec. 3-601. Administrative Hearing Officer.

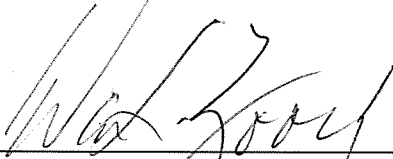
- (1) In accordance with Tennessee Code Annotated §6-54-1001 et seq., there is hereby created the office of Administrative Hearing Officer to hear violations of any of the provisions codified in the city's codes regulating building and property maintenance, including:
 - (a) Locally adopted building codes;
 - (b) Locally adopted residential codes;
 - (c) Locally adopted plumbing codes;
 - (d) Locally adopted electrical codes;
 - (e) Locally adopted mechanical codes;
 - (f) Locally adopted energy codes;
 - (g) Locally adopted property maintenance codes;
 - (h) Locally adopted zoning codes; and
 - (i) Ordinances regulating any subject matter commonly found in the codes mentioned above.

The Administrative Hearing Officer is not authorized to hear violations of codes adopted by the state fire marshal pursuant to Tennessee Code Annotated §68-120-101(a) enforced by a deputy building inspector pursuant to Tennessee Code Annotated §68-120-101(f).

Section 2. 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:


Kenneth R. Krushenski, City Attorney


Warren L. Gooch, Mayor


Mary Beth Hickman, City Clerk

First Reading: 09/11/2017
Publication Date: 09/14/2017
Second Reading: 10/09/2017
Publication Date: 10/12/2017
Effective Date: 10/19/2017