

ORDINANCE NUMBER 2011-04

**TO BE ENTITLED: "AN ORDINANCE TO AMEND THE CITY OF FRANKLIN MUNICIPAL CODE, TITLE 22 – COMPREHENSIVE FEES AND PENALTIES, CHAPTER 12 RELATING TO AN APPEAL FEE TO THE BUILDING AND STREETS STANDARDS BOARD OF APPEALS."**

**WHEREAS**, the Board of Mayor and Aldermen has created a single, Building and Streets Standards Board of Appeals whose membership contains the requisite technical knowledge and expertise to rule on the various adopted life safety building codes and street standards and which replaces several existing Boards of Appeals; and

**WHEREAS**, the Board of Mayor and Aldermen desires that the Franklin Municipal Code provide for a nominal fee to cover administrative costs to the City of Franklin when appeals to this Building and Streets Standards Board of Appeals occur.

**WHEREAS**, the Board of Mayor and Aldermen decided to create a separate title in the Franklin Municipal Code for the sole purpose of listing all the fees and penalties charged and assessed by the city, entitled Title 22 - Comprehensive Fees and Penalties.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE AS FOLLOWS:**

**SECTION I:** That Title 22, Chapter 12 of the City of Franklin Municipal Code is hereby amended by inserting the following text highlighted in **bold**, and is approved to read as follows:

CHAPTER 12  
Building, Utility, Etc. Codes

<b>Appeal Fee to the Building and Streets Standards Board of Appeals</b>	<b>\$250</b>
--	--------------

**SECTION II. BE IT FINALLY ORDAINED BY THE BOARD OF MAYOR AND ALDERMEN OF THE CITY OF FRANKLIN, TENNESSEE**, that this Ordinance shall take effect from and after its passage on second and final reading, the public health, safety and welfare requiring it.

ATTEST: CITY OF FRANKLIN, TENNESSEE

BY: \_\_\_\_\_  
ERIC S. STUCKEY  
City Administrator/ Recorder

BY: \_\_\_\_\_  
DR. KEN MOORE  
Mayor

PASSED FIRST READING: January 25, 2011

PASSED SECOND READING: \_\_\_\_\_



HISTORIC  
FRANKLIN  
TENNESSEE

ITEM #9  
WRKS 01/11/2011

*MEK*

ITEM #10  
WRKS 01/11/2011

January 6, 2011

ITEM #11  
WRKS 01/11/2011

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator *Eric*  
Vernon Gerth, ACA - Community and Economic Development

SUBJECT: Building and Street Standards Board of Appeals

- Ordinance 2011-01
- Ordinance 2011-03
- Ordinance 2011-04

---

### Purpose

The purpose of the three proposed ordinances is to amend the City of Franklin's Transportation and Street Technical Standards Manual that is adopted by reference in the Municipal Code and to establish an appeals fee for the recently created Building and Street Standards Board of Appeals.

### Background

In November, the Board of Mayor and Alderman approved ordinances 2010-69 and 2010-70 that combined several existing technical Boards of Appeals into a stand alone, Building and Street Standards Board of Appeals. The Building and Street Standards Board of Appeals will be comprised of a cross-section of licensed and certified professionals whose membership reflects the requisite experience and knowledge to interpret the City's adopted construction and development standards and, transportation and street standards. Amendments to Transportation and Street Technical Standards Manual are made by ordinance, which in this instance is accomplished by Ordinance 2011-01. Ordinances 2011-03 and 2011-04 establish an appeal fee for the Building and Street Standards Board of Appeals of \$250 that is similar to the Board of Zoning Appeals.

### Financial Impact

Minimal. Historically, technical boards of appeals do not meet regularly as interpretations of the various codes and standards are typically resolved by staff and professional designers. Annual revenue is anticipated to be less than \$1,000.

### Recommendation

Approval of the three proposed ordinances is recommended.

### Attachments

- Ordinance 2011-01 - Transportation and Street Technical Standards Manual
- Ordinance 2011-03 - Municipal Code Title 12, Building, Utility, Etc. Codes
- Ordinance 2011-04 - Municipal Code Title 22, Comprehensive Fees and Penalties