

ORDINANCE NO. 1080

AN ORDINANCE TO AMEND THE ATHENS MUNICIPAL CODE, TITLE 9 ENTITLED 'BUSINESS, PEDDLERS, SOLICITORS, ETC.', CHAPTER 7 'BUILDING TRADESMEN', TO CLARIFY DEFINITIONS, QUALIFICATIONS, AND REVOCATION OF LICENSE.

BE IT ORDAINED BY THE CITY OF ATHENS, TENNESSEE, AS FOLLOWS:

SECTION 1: That Chapter 7 of Title 9, Section 9-701 entitled "Definitions," be amended as follows adding text shown in red:

*9-701. Definitions. Building tradesmen (hereinafter referred to as the trades) includes the following occupations: **Builder, Home Improvement Contractor, Electricians, Plumbers, and Mechanical (heat ventilation, & air conditioning "HVAC") contractors, but not limited to these occupations.***

SECTION 2: That Chapter 7 of Title 9, Section 9-703 entitled "Procedure for qualifications of building tradesmen," be amended as follows adding text shown in red and deleting strikethrough text:

*9-703. Procedure for qualification of building tradesmen. Any person or corporation, that desires to do work in the City of Athens, shall make application with the department of community development and having verifiable proof of a ~~minimum of five (5) years experience in the trade in which they are seeking licensing in or by showing proof of passing the trade examination given by the State of Tennessee Board of Licensing Contractors~~ **State of Tennessee Contractors, Home Improvement Contractors, Limited Licensed Electrician, or Limited Licensed Plumber.** Said person or corporation shall pay all necessary city license fees that are applicable at that time, and shall abide by all city ordinances. (as replaced by Ord. #904, Oct. 2002)*

SECTION 3: That Chapter 7 of Title 9, Section 9-705 entitled "Illegal work-revocation of licenses," be amended as follows adding text shown in red:

*9-705. Illegal work-revocation of licenses. Any person or corporation, engaged in doing work in any of the above mentioned trades, which does not conform to the applicable codes adopted by the City of Athens, or whose workmanship or materials are of inferior quality, shall on notice from the appropriate inspector, make necessary changes or corrections at once so as to conform to the applicable code. If such work has not been corrected after ten (10) days' notice from the inspector, the inspector shall then refuse to issue further permits to such licensee until his work has been made to fully comply with the applicable code. The building inspector may revoke any license **that has been issued by the City of Athens,** hereunder for continuous violations. When the revocation of any license **that has been issued by the City of Athens,** is to be considered, the person to whom the license has been issued shall be given seven (7) days' notice in writing of the revocation of the license **that has been issued by the City of Athens.** Such notice shall state the reasons for the revocation and shall inform the licensee of the appeals process, whereby upon the request of the licensee, the building inspector shall present his charges resulting in revocation to the board of adjustments and appeals. During the appeal process, the licensee shall be allowed to appear in his own behalf, to be represented by legal counsel, and to present witnesses. It shall be the responsibility to the board of adjustments and appeals to render a decision to concur with the revocation or to reinstate the license **that has been issued by the City of Athens.** (as renumbered and replaced by Ord. #904, Oct. 2002)*

SECTION 4: BE IT FURTHER ORDAINED, that this Ordinance shall take effect immediately upon passage on second reading, the public necessity requiring it.

PASSED ON FIRST READING: August 20, 2019

PASSED ON SECOND READING: _____

DATE OF PUBLIC HEARING: September 17, 2019

CHARLES T. BURRIS, II, Mayor

C. SETH SUMNER, City Manager

APPROVED AS TO FORM:

H. CHRIS TREW, City Attorney