
**MINUTES
SUMNER COUNTY BOARD OF COUNTY COMMISSIONERS
MARCH 20, 2023**

The Board of County Commissioners of Sumner County, Tennessee met in regular session on Monday, March 20, 2023, in the Commission Chambers of the Sumner County Administration Building in Gallatin, Tennessee at 7:00 p.m. Present and presiding was the Chairman Merrol N. Hyde. Also present were the County Clerk Carolyn Templeton, County Mayor John C. Isbell, Law Director Eric Sitler and Staff Attorney Steve Weiner, and the following Commissioners to wit:

Jerry Becker
Robert Brown III
Terri Boyt
Shannon Burgdorf
Dr. Mary Genung
Benjamin Harris
Mark Harrison
Merrol N. Hyde

Deborah Holmes
Tim Jones
David Klein
Dillion Lamberth
Jeremy Mansfield
Chrissi Miller
Terry Moss

Baker Ring
Darrell Rogers
Don Schmit
Matthew Shoaf
Danny Sullivan
Dr. Jamie Teachenor
Terry Wright

Having a duly constituted quorum, the meeting was opened in due process by Sheriff Sonny Weatherford. Chairman Merrol Hyde noted that with twenty-two members seated, a simple majority would be by thirteen votes; and that matters requiring a two-thirds vote would be by sixteen votes during this session. Commissioners Pomeroy and Wynne were not present.

The Invocation was led by Duane Harris, Lead Pastor of Hendersonville Church of the Nazarene.

The Pledge of Allegiance was led by the County Clerk, Carolyn Templeton.

APPROVAL OF AGENDA

Without objection, Chairman Hyde removed Resolution 2303-05 and announced County Mayor John Isbell will read a proclamation during the Report of Chair. Chairman Hyde recognized Commissioner Shoaf who requested the addition of a decision on timing and final location for the Election Commission under General Operations report. Commissioner Shoaf also requested the addition of a resolution declaring protection against arbitrary authority to the Legislative report. Chairman Hyde recognized Commissioner Becker who requested to add discussion and potential appropriation of three tractors for the Highway Department to the Budget report.

Commissioner Mansfield moved, seconded by Commissioner Schmit, to adopt the agenda with the requested changes. The Commission unanimously approved the agenda as amended by voice vote of the body.

Chairman Hyde introduced the following items on the Consent Agenda:

CONSENT AGENDA

2303-19 A RESOLUTION DOCKETING SUMNER COUNTY BOARD OF EDUCATION SCHOOL FUND BUDGET AMENDMENTS FOR THE FISCAL YEAR 2022-2023

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby docket in its records the Sumner County Board of Education School Fund Budget Amendments for the fiscal year 2022-2023, as shown on the attachment herewith.

2303-20 A RESOLUTION APPROVING THE LEASE AGREEMENT FOR A NEW CANNON COPIER FOR THE BOARD OF EDUCATION

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby approve the lease agreement for a new cannon copier for the Board of Education, as shown on the attachment herewith.

2303-21 A RESOLUTION APPROVING THE MOVE FOR MAINTENANCE CREW TO USE UP TO 8,000 SQUARE FEET ALLOCATED TO THE TRC BUILDING

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby approve the move for maintenance crew to use up to 8,000 square feet allocated to the TRC Building.

2303-22 A RESOLUTION AUTHORIZING A GIFT TO GREG MILLER OF HIS CLASS A UNIFORM AS ADDITIONAL COMPENSATION FOR HIS SERVICES RENDERED TO SUMNER COUNTY

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023,

that this body hereby authorizes the gift to Greg Miller of his Class A Uniform as additional compensation for his outstanding commitment and service to the citizens of Sumner County.

2303-23 A RESOLUTION ACCEPTING THE BOND OF THE FINANCE DIRECTOR FOR SUMNER COUNTY, TENNESSEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby accepts the \$100,000.00 bond for Finance Director, David Lawing; and

BE IT FURTHER RESOLVED that this bond shall serve for both requirements for the 2002 and 2012 Financial Management Acts.

2303-24 A RESOLUTION APPROPRIATING \$4,070.00 TENNESSEE STATE LIBRARY AND ARCHIVES TECHNOLOGY GRANT TO BE USED FOR ALL SUMNER COUNTY LIBRARIES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby appropriate \$4,070.00 Tennessee State Library and Archives Technology Grant to be used for all Sumner County Libraries, as shown on the attachment herewith.

Tax Refunds

Carolyn Yvonne Bragg	\$ 496.00
CarSmart LLC	\$ 88.00
Cromagnon Industries LLC	\$ 9.00
Speedway LLC	\$ 659.00

Chairman Hyde declared the items on the Consent Agenda, approved unanimously by voice vote of the body upon motion by Commissioner Mansfield, seconded by Commissioner Harris.

APPROVAL OF MINUTES

The minutes for the meeting of this body held on February 27, 2023 and recorded in the office of the Clerk, Carolyn Templeton. Commissioner Miller requested Staff Attorney Steve Weiner be shown as present in the minutes. The February 27, 2023 were approved unanimously, as amended, by voice vote after Commissioner Mansfield made the motion, seconded by Commissioner Harrison.

RECOGNITION OF THE PUBLIC

With no one wishing to speak on regular agenda items, recognition of the public was closed.

REPORT OF THE CHAIR

Chairman Hyde noted that the Veterans Service Officer's report was provided for information only.

Commissioner Shoaf introduced the following Proclamation:

A PROCLAMATION HONORING

Colin Cook

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

Mr. Colin Cook

for signing with the Columbia University Football Team.

Upon motion of Commissioner Shoaf, seconded by Commissioner Mansfield, the Commission voted unanimously by voice vote to approve the proclamation honoring Colin Cook.

Commissioner Harris introduced the following Proclamation:

A PROCLAMATION HONORING

Coach Ed Martin

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor*

Mr. Ed Martin

for being an Educator, Coach, and Leader in the Community.

Upon motion of Commissioner Harris, seconded by Commissioners Ring, Hyde and Sullivan, the Commission voted unanimously by voice vote to approve the proclamation honoring Ed Martin.

Commissioner Teachenor introduced the following Proclamation:

A PROCLAMATION HONORING

**Liberty Creek Middle School
Cheerleading Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Liberty Creek Middle School
Cheerleading Team***

for winning the State Championship.

Upon motion of Commissioner Teachenor, seconded by Commissioner Lamberth, the Commission voted unanimously by voice vote to approve the proclamation honoring the Liberty Creek Middle School Cheerleading Team.

Commissioner Teachenor introduced the following Proclamation:

A PROCLAMATION HONORING

**Liberty Creek High School
Junior Varsity Cheerleading Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Liberty Creek High School
Junior Varsity Cheerleading Team***

for winning the State Championship.

Upon motion of Commissioner Teachenor, seconded by Commissioner Miller, the Commission voted unanimously by voice vote to approve the proclamation honoring the Liberty Creek Junior Varsity Cheerleading Team.

Commissioner Teachenor introduced the following Proclamation:

A PROCLAMATION HONORING

**Liberty Creek High School
Varsity Cheerleading Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Liberty Creek High School
Varsity Cheerleading Team***

for winning the State Championship.

Upon motion of Commissioner Teachenor, seconded by Commissioner Lamberth, the Commission voted unanimously by voice vote to approve the proclamation honoring the Liberty Creek Varsity Cheerleading Team.

Commissioner Becker introduced the following Proclamation:

A PROCLAMATION HONORING

**Hendersonville High School
Cheerleading Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Hendersonville High School
Cheerleading Team***

for earning a 5-Peat TSSAA State Championship Title.

Upon motion of Commissioner Becker, seconded by Commissioner Jones, the Commission voted unanimously by voice vote to approve the proclamation honoring the Hendersonville High School Cheerleading Team.

Commissioner Miller introduced the following Proclamation:

A PROCLAMATION HONORING

**Beech High School Boys'
Bowling Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Beech High School Boys'
Bowling Team***

*for competing in the State Championship
in 2022.*

Upon motion of Commissioner Miller, seconded by Commissioner Mansfield, the Commission voted unanimously by voice vote to approve the proclamation honoring the Beech High School Boys' Bowling Team.

Commissioner Miller introduced the following Proclamation:

A PROCLAMATION HONORING

**Beech High School Girls'
Bowling Team**

***The Sumner County Board
of
County Commissioners,***

*meeting in regular session on this the
20th day of March 2023,
does hereby honor and congratulate*

***Beech High School Girls'
Bowling Team***

for winning their district matches and advancing to Sectionals.

Upon motion of Commissioner Miller, seconded by Commissioner Mansfield, the Commission voted unanimously by voice vote to approve the proclamation honoring the Beech High School Girls' Bowling Team.

Chairman Hyde introduced the following resolution:

**2303-01 A RESOLUTION DOCKETING HIGHWAY/PUBLIC WORKS FUND
ANALYSIS FOR THE FISCAL YEAR 2022-2023**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby docket in its records the Highway/Public Works Fund Analysis for the fiscal year 2022-2023, as shown on the attachment herewith

Chairman Hyde declared Resolution 2303-01 approved unanimously by voice vote of the body upon motion by Commissioner Rogers, seconded by Commissioner Lamberth.

REPORT FROM COUNTY OFFICIALS

County Officials filed the following reports: County Investments, County General Fund, County Debt Service Fund, County Highway Fund, County Capital Outlay Fund, School General Purpose Fund, School Federal Projects Fund, School Food Service Fund, Employee Health Insurance Trust Fund, Employee Dental Insurance Trust Fund, Casualty Insurance Trust Fund, County Trustee Funds, Special Reports: County Dental Insurance Claim Payments, County Health Insurance Claim Payments, County Property Tax Collections, County EMS Billing/Collections/Balances, County Sales Tax Collections, County Wheel Tax Collections, County Tax Rates/Property Values and County School Loan Program Rates. Approval of the filing of these records does not certify to the accuracy of the documents.

Chairman Hyde introduced the following resolution:

**2303-NOT A RESOLUTION TO APPROVE AND ACCEPT
APPLICATIONS FOR NOTARIES PUBLIC POSITIONS AND
PERSONAL SURETY GUARANTORS**

WHEREAS, according to the law of the State of Tennessee, an individual must apply for the office of notary public in the county of residence, or of their principal place of business; and

WHEREAS, state statute requires personal sureties making bonds for Notaries publics to be approved by the Sumner County Commission; and

WHEREAS, said applicant must be approved by the County Commission assembled; and

WHEREAS, Carolyn Templeton, Sumner County Clerk, has certified according to the records of his office that the persons named on the attached listing labeled "SUMNER COUNTY NOTARY PUBLIC APPLICATIONS and SURETY GUARANTORS" have duly applied for the positions so sought; and

**BE IT FURTHER RESOLVED THAT THIS TAKE EFFECT FROM AND
AFTER PASSAGE.**

KAITLYN ADCOCK	TIFFANY JOHNSON
CALEB BARTON	KENNETH LEGGE JR
TOINETTE BATES	LISA ANN MAPLES
MISTY BROWN	MARYAH M MASON
JACQUELINE D BRUCE	BONNIE L MASSIE
MATTHEW F CALLOWAY	ANITA MARIE MCDONALD
AMY CORBIN	MALLORY MOONEYHAN
JULIE CRISP	PAMELA NOLEN
RHONDA CROOK	KIMBERLY PENDLETON
DEBORAH L DONALDSON	CHRIS PIANTO
KAYLA ENGLE	HEATHER REEVES
DENA GIBSON	JULIE A RIEMENSCHNEIDER
AMANDA GRAY	IYESHA P ROSE
HAILEIGH GREEN	SUSAN SCHULZE
SARAH GREGORY	SANDRA B SNOOK
ABIGAIL HAMMERS	LYNNE STEARNES
MARCUS FRANK HAMPTON	COLBY M. SWANN
JULIA HARDIN	REBECCA THOMAS
KIMBERLY T HOGAN	RAYCHEL TIMMONS
SHAYNA HOLLABAUGH	GREGORY D VADNER
MELODY P HOLLOWAY	MELISSA VASQUEZ
SONDRA D HUDGENS	ALEXANDRA VRBA
AMY HUTCHISON	REECIA WATKINS
ANDRE JACKSON	ANGELA G WRIGHT
KAYLA R JOHNSON	

PERSONAL SURETY
SUE H DUNNING
BRUCE N OLDHAM

Upon motion of Commissioner Rogers, seconded by Commissioner Lamberth, voting was recorded in the following manner:

2303-NOT		3/20/2023 7:41:21 PM
YES - 22	NO - 0	ABS - 0
Individual Voting Results		
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y
Pomeroy 11 - NP	Ring 8 - Y	Rogers 5 - Y
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - NP

Chairman Hyde declared the election of Notaries Public by the body.

County Mayor John Isbell announced the following Proclamation:

**DECLARATION DESIGNATING THE MONTH OF APRIL AS DONATE LIFE
MONTH IN SUMNER COUNTY, TENNESSEE**

WHEREAS, Tennessee Donor Services (TDS) is a Donate Life agency and nonprofit organization dedicated to saving and improving lives through organ, eye, and tissue donation throughout Tennessee, and is one of 57 Organ Procurement Organizations (OPs) throughout the nation; and

WHEREAS, each HERO organ donor can give the gift of life to eight people and each tissue donor can improve another 75 lives.

WHEREAS, the most effective way to address this health crisis is to educate and encourage Tennesseans to commit to the following actions: register your decision to be an organ, eye, and tissue donor in the Donate Life Tennessee Registry, DonateLifeTn.org, or at your local Driver Services Center or County Clerk's Office.

BE IT RESOLVED that Sumner County, Tennessee honors April as DONATE LIFE MONTH and encourages citizens to participate.

HEALTH AND EMERGENCY SERVICES COMMITTEE

Commissioner Rogers announced the following resolution and moved for approval, seconded by Commissioner Harris.

2303-02 A RESOLUTION ALLOWING THE COUNTIES OF SUMNER AND ROBERTSON TO CALL FOR OUT OF COUNTY SERVICES IN ORDER TO BETTER SERVICE THE CITIZENS AND VISITORS TO THE AREA

WHEREAS, White House, Tennessee is located in both Robertson and Sumner County, but the closest emergency medical services (EMS) facilities for the area are located in Robertson County; and **WHEREAS** the cities of Portland and Millersville are located in both Robertson and Sumner County, but the closest EMS facility for the area are located in Sumner County.

WHEREAS, Sections 12-9-101 through 12-9-109, *Tennessee Code Annotated*, authorizes public agencies of the State to enter into inter-local agreements; and

WHEREAS, the parties hereto desire to avail themselves of the authority conferred by these laws; and

WHEREAS, the purpose of this agreement is to provide each of the parties through their cooperation, a predetermined plan by which each might render aid to the other as needed for rescue, emergency medical (EMS), or related technical support services under specific arrangements as provided herein; and

THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this 20th day of March 2023, that this body does hereby enter into an Automatic Aid agreement that allows the counties of Sumner and Robertson to provide services to the communities outside of their county boundaries as set forth below:

1. (1) Both Robertson and Sumner Counties must approve of this arrangement and the cities of White House, Portland and Millersville shall also endorse this arrangement; and
2. (2) Sumner County Emergency Medical Services shall provide emergency medical services and answer calls in the Robertson County city limits of Portland and Millersville when EMS resources are available; and
3. (3) Robertson County Emergency Medical Services shall provide emergency medical services and answer calls in the Sumner County city limits of White House when EMS resources are available; and

4. (4) The Emergency Communication Center (ECC) of each county shall make every effort to ensure that the closest, most appropriate EMS ambulance from either Robertson or Sumner County is dispatched to the emergency.
5. (5) Each County EMS service shall charge out of county patients pursuant to existing county EMS rates for the service which provides the care that are charged to patients within the county providing care; and
6. (6) No bill or invoice shall be charged to the respective county for any services provided.

BE IT FURTHER RESOLVED that this resolution shall become effective on the 20th day of March 2023, the public welfare requiring it; and

BE IT FURTHER RESOLVED that this resolution shall be reviewed every two (2) years at a minimum to ensure appropriate Emergency Medical Response is being provided.

BE IT FURTHER RESOLVED that this agreement may be terminated by either county with 90 days' written notice of the intent to terminate the agreement to the county mayor of the other county.

Chairman Hyde declared Resolution 2303-02 approved unanimously by voice vote of the body.

Commissioner Rogers also reported the new CPR devices that were previously approved have been received and will be deployed to units tomorrow.

EDUCATION COMMITTEE

Commissioner Brown announced the following resolution and moved for approval, seconded by Commissioner Schmit.

**2303-03 A RESOLUTION APPROVING THE FISCAL YEAR 2022-2023
SUMNER COUNTY BOARD OF EDUCATION GENERAL PURPOSE
SCHOOL FUND BUDGET AMENDMENTS**

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby approve the 2022-2023 Sumner County Board of Education General Purpose School Fund budget amendments, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-03 approved unanimously by voice vote of the body.

GENERAL OPERATIONS COMMITTEE

Commissioner Klein announced Community Clean-up Day scheduled for March 25, 2023 and encouraged participation.

Commissioner Klein moved, seconded by Commissioner Schmit, to discuss timeline for Elections Commission to vacate the TRC Building. The motion carried unanimously.

After discussion, Commissioner Shoaf moved, seconded by Commissioner Mansfield, to set target date of April 30, 2023 for Elections Commission to vacate the TRC building.

The electronic vote was recorded in the following manner:

2303-25 3/20/2023 7:57:21 PM
YES - 19 **NO - 3** **ABS - 0**
Individual Voting Results
Becker 21 - Y Boyt 13 - Y Brown 17 - Y
Burgdorf 19 - Y Genung 9 - Y Harris 10 - N
Harrison 3 - N Holmes 12 - Y Hyde 20 - Y
Jones 23 - Y Klein 6 - Y Lamberth 4 - Y
Mansfield 16 - Y Miller 24 - Y Moss 1 - Y
Pomeroy 11 - NP Ring 8 - N Rogers 5 - Y
Schmit 18 - Y Shoaf 22 - Y Sullivan 7 - Y
Teachenor 14 - Y Wright 2 - Y Wynne 15 - NP

Chairman Hyde declared April 30, 2023 target date for Elections Commission to vacate TRC Building approved by the body. The following resolution resulted from approval.

2303-25 A RESOLUTION FROM THE COUNTY COMMISSION DIRECTING THE ELECTIONS ADMINISTRATION TO MOVE OUT OF THE TRC BUILDING WITH A TARGET DATE OF APRIL 30, 2023

WHEREAS the Sumner County Elections Administration place of operations has been and is currently the Sumner County Administration Building; and

WHEREAS the Sumner County Elections Administration moved a major portion of their operations to the old Tennessee Rehabilitation Center (hereinafter "TRC") building located at 1019 Union School Road, Gallatin, Tennessee 37066 without prior approval from the Sumner County Board of County Commissioners; and

WHEREAS the TRC building is under county administration.

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby directs the Sumner County Elections Administration to move out of the TRC building with a target date of April 30, 2023.

HIGHWAY COMMITTEE

Commissioner Teachenor also announced the Community Clean-up Day on March 25, 2023 and encouraged participation.

COMMITTEE ON COMMITTEES

Commissioner Mansfield took a point of personal privilege to announce a Pancake Breakfast to be held at Long Hollow Jamboree on March 25, 2023 to raise money for community scholarships.

LEGISLATIVE COMMITTEE

Commissioner Mansfield introduced the following resolution and moved for approval; seconded by Commissioner Rogers.

2303-04 A RESOLUTION ADOPTING CERTAIN PROVISIONS OF THE 2021 ICC MODEL CODES AND STANDARDS AS RELATING TO CERTAIN PERMITTING, INSPECTION AND ENFORCEMENT OF BUILDING ACTIVITIES WITHIN SUMNER COUNTY, TENNESSEE, IN THE AFOREMENTIONED CODES WHILE EXCLUDING CERTAIN PORTIONS THEREOF

WHEREAS, Sumner County adopted certain building codes in September of 1992, February of 2002, December of 2007 and June of 2015; and

WHEREAS, it is the desire of Sumner County to update its building codes and standards to adopt for the following:

#1.(IBC) 2021 INTERNATIONAL BUILDING CODE, **#2.**(IPC) 2021 INTERNATIONAL PLUMBING CODE, **#3.** (IMC) 2021 INTERNATIONAL MECHANICAL CODE, **#4.** (IFGC) 2021 INTERNATIONAL FUEL GAS CODE **#5.** (IRC) 2021 INTERNATIONAL RESIDENTIAL CODE, **#6.** (IEBC) 2021 INTERNATIONAL EXISTING BUILDING CODE, **#7.** (IECC) 2021 INTERNATIONAL ENERGY CODE CONSERVATION CODE, **#8.** (ISPSC) 2021 INTERNATIONAL SWIMMING POOL AND SPA. In addition to the model codes prescribed above, **#9.** ICC/MBI 1200-2021 Standard for Off-site Construction: Planning, Design, Fabrication and Assembly, **#10.** ICC/MBI 1205-2021 Standard for Off-site Construction: Inspection, **#11.** ICC 400-2022 Standard on the Design and Construction of Log Structures.

#1. (IBC) 2021 INTERNATIONAL BUILDING CODE: amendments, deletions or adopted appendixes.

- A) Section 109.4 International Building Code: Work commencing before permit issuance (Original Text)** Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary *permits* may be subject to a fee established by the *building official* that shall be in addition to the required *permit* fees.

Section 109.4 International Building Code: Work commencing before permit issuance (Modified Text) is amended by modifying the language to read: Any person who commences any work on a building, structure, electrical, gas, mechanical or plumbing system before obtaining the necessary permits may be subject to an administrative fee up to 100% of the building permit fee. No administrative fee will exceed \$500 unless preapproved by the County Attorney.

- New Commercial- \$500.00
- Remodel Commercial- \$300.00
- Residential Remodel not exceeding 2000 sq. feet \$300.00
- Residential Remodel exceeding 2000 sq. feet \$500.00
- New Residential Homes and New Accessory Structures
 - 200 sq. feet - 1000 sq. feet \$150.00
 - 1001 sq. feet – 2000 sq. feet \$250.00
 - 2001 sq. feet and over \$500.00

Applicable to all Use Groups listed in the ICC Building Value Data Table (BVD)

B) Section 109.6(IBC) Refunds (Original Text) The *building official* is authorized to establish a refund policy.

Section 109.6 (IBC) Refunds (Modified Text) is amended by modifying the language to read: The building official is authorized to issue refunds up to \$3,000 whenever the building official and his/her deputy agrees that a refund is justified due to double payment or overpayment. Refund requests exceeding \$3,000 must be approved by the County Attorney. All refund requests must be submitted in writing providing reason why a refund is warranted.

C) Section 111.3(IBC) Temporary Occupancy (Original Text) The *building official* is authorized to issue a Temporary Certificate of Occupancy before the completion of the entire work covered by the *permit*, provided that such portion or portions shall be occupied safely. The *building official* shall set a time period during which the Temporary Certificate of Occupancy is valid.

Section 111.3 (IBC) Temporary Occupancy (Modified Text) is amended by modifying the language to read: The Building Official is authorized to issue a **Temporary Certificate of Occupancy** before the entire work covered by the permit is completed provided that such portion or portions shall be occupied safely. Upon request of the owner or authorized representative, the building official or representative may issue a **Residential or Commercial Temporary Certificate of Occupancy**. A temporary C.O. for residential or commercial shall not exceed 30 days unless granted a time extension from the building official. All safety issues must be resolved and verified before issuing a **Temporary Certificate of Occupancy**. Temporary Certificates of Occupancy shall be issued at the discretion of the onsite building inspector after consulting with the building official.

Temporary Residential Certificate of Occupancy - \$150.00

Commercial Temporary Certificate of Occupancy - \$250.00

It is the responsibility of the owner or his/her authorized representative to eventually attain a Permanent Certificate of Occupancy. Permanent Certificate of Occupancy \$ no charge. All final state and local inspections must be approved before the "Permanent Certificate of Occupancy" is released.

*Applicable to all Use Groups listed in the Building Valuation Table (BVD)

D) Section 2701.1 (IBC) Electrical (Original Text) The provisions of this chapter and NFPA 70 shall govern the design, construction, erection and installation of the electrical components, appliances, equipment and systems used in buildings and structures covered by this code. The International Fire Code, International Property Maintenance Code and NFPA 70 shall govern the alteration, repair, relocation, replacement, and addition of electrical components, appliances, or equipment.

Chapter 27 (IBC) Electrical (Modified Text) Delete: Chapter 27 in its entirety.

Note: Plan reviews, permitting, inspections of any and all electrical components, equipment and systems shall be under the purview of the State Fire Marshal's Office.

#2. (IPC) 2021 INTERNATIONAL PLUMBING CODE: Adopt in its entirety with no amendments, deletions or appendixes.

#3. (IMC) 2021 INTERNATIONAL MECHANICAL CODE: Adopt in its entirety with no amendments, deletions or appendixes.

#4. (IFGC) 2021 INTERNATIONAL FUEL GAS CODE: Adopt in its entirety with no amendments, deletions or appendixes.

#5. (IRC) 2021 INTERNATIONAL RESIDENTIAL CODE: Adopt with the following amendments:

1) **Section (IRC) R105.2: (2) Work exempt from permits (Original Text)**

Exemption from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

Item #2 Fences: not over 7 feet high.

Section (IRC) R105.2: (2) Work exempt from permits (Modified Text) is amended by modifying **Item #2 Fences** to read: Fences not over **eight** feet in height. The height of all fences shall be measured from the finished grade to the top of the individual sections. The finished grade shall not include measurements from the top of a berm. For fences exceeding eight feet in height or swimming pool fence requirements contact the Building and Codes Department. For additional fence requirements that may be found in the Sumner County Zoning Resolutions contact the Sumner County Planning Office.

2) **Section (IRC) R105.2: (3) Work exempt from permit (Original Text)**

Exemption from permit requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. Permits shall not be required for the following:

#3 Section (IRC) R105.2: (3) Retaining walls that are not over 4 feet in height measured from the bottom of the footing to the top of the wall, unless supported by a surcharge.

Section (IRC) R105.2: (3) Work exempt from permit (Modified Text) is amended by modifying #3. *Section R105.2.(3)Retaining Walls* to read: Unbalanced retaining walls that are not over 6 feet in height measured from the bottom of the footing to the top of the wall shall be regulated by the Sumner County Engineer.

Exception: Unbalanced retaining walls that exceed 4 feet in height from the bottom of the footing to the top of the retaining wall that lead to a basement/garage portal. Retaining walls shall be regulated by the Sumner County Engineer.

3) **Section (IRC) R105.2: (11) Work exempt from permit (Original Text)**

Exemption from requirements of this code shall not be deemed to grant authorization for any work to be done in any manner in violation of the provisions of this code or any other laws or ordinances of this jurisdiction. **Permits shall not be required for the following:** "Replacement of any minor part that does not alter approval of equipment or make such *equipment* unsafe."

Section (IRC) R105.2: (11) Work exempt from permit (Modified Text) is amended by adding: HVAC or other mechanical system change-outs whenever there is no change in the utility provider or type of fuel. HVAC or other mechanical systems with no reconfiguration or extension of existing fuel system.

4) **Section (IRC) R106.1 Submittal documents (Original Text)** Submittal documents consisting of *construction documents*, and other data shall be submitted in two or more sets, or in a *digital format* where allowed by the *building official*, with each application for a *permit*. The *construction documents* shall be prepared by a *registered design professional* where required by the statues of

the *jurisdiction* in which the project is to be constructed. Where special conditions exist, the *building official* is authorized to require additional information by a *registered design professional*.

Exception: The building official is authorized to waive the submission of construction documents and other data not required by a registered design professional if it is found that the nature of the work applied is such that reviewing the construction documents is not necessary to obtain compliance with this code.

Section (IRC) R106.1 Submittal documents (Modified Text) is amended by modifying the language to read: One full set of construction drawings must be included with the application before the building permit application is considered complete.

Exception: Digital (CAD) drawings may be submitted on *minimum 11"x 14" paper as part of the application documents*. (CAD) drawings must be legible, shall have a floor plan providing the total square footage under roof and how much of the total square footage under roof will be conditioned. The floor plan must identify the use of all rooms with the dimensions including height and shall clearly detail all ingress/egress and emergency egress requirements. Digital drawings shall have a detailed foundation sheet. Homes having crawl spaces must provide a schematic drawing of crawl space if crawl space is conditioned. Digital drawings may only be submitted for residential buildings only and will not be accepted electronically unless requested by the department.

Exception: Hand drafted construction drawings may be accepted for detached structures when in the opinion of the plan reviewer enough information has been provided.

Exception: Where special conditions exist, the building official is authorized to require additional details or other documents to be prepared by a registered design professional. The building official is authorized to waive the submission of construction documents and other data not required by a registered design professional if it is found that the nature of work applied is such that the reviewing of the construction documents is not necessary to obtain compliance with this code.

- 5) **Section (IRC) R109.1.6 Final Inspections: shall also include R109.1.6.2 (Original Text)** Final inspection shall be made after the permitted work is complete and prior to occupancy.

Section (IRC) R109.1.6 (Modified Text) Final Inspections: Final Inspections shall also include: Grading and sodding or grading, seeding and straw, a minimum distance of fifty feet around dwellings shall be graded and sodded or graded, seeded and straw. Dwellings with property lines nearer than fifty feet shall cease the grading and sodding, seeding and straw at the property line. Grading shall be so designed to remove storm water away from the foundation without discharging on neighboring property. Grading and sodding or grading, seeding and straw shall be completed and inspected prior to the Certificate of Occupancy being released. Issuing a Temporary Certificate of Occupancy may be considered prior to grading and sodding or grading, seeding and straw whenever in the opinion of the building inspector inclement weather would make this unreasonable. In the case of inclement weather a letter of request for a Temporary Certificate of Occupancy must be submitted between the owner and contractor giving a timeline and who is responsible for completing the work. All trip hazards and other life safety concerns must be mitigated before a Temporary Certificate of Occupancy can be issued.

6) **Section (IRC) R309.5 Fire Sprinklers (Original Text)** Private garages shall be protected by fire sprinklers where the garage wall has been designed based on Table R302.1(2), Note: Sprinklers in garages shall be connected to an automatic sprinkler system that complies with P2904. Garage sprinklers shall be residential sprinklers or quick-response sprinklers, designed to provide a density of 0.05 GPM/ft. Garage doors shall not be considered obstructions with respect to sprinkler placement.

Section (IRC) R309.5 Fire Sprinklers (Modified Text) is deleted in its entirety.

7) **Section (IRC) R313.2 Automatic Fire Sprinkler Systems (Original Text)** One and Two-family dwellings automatic sprinkler systems: An automatic sprinkler system shall be installed in one-and two-family dwellings.

Exception: An automatic sprinkler system shall not be required for additions or alterations to existing buildings that are not already provided with a sprinkler system.

Section (IRC) R313.2 (Modified Text) is deleted in its entirety.

8) **Section (IRC) P2904 Dwelling Unit Fire Sprinkler System (Original Text)** Section P2904.1 General. The design and installation of residential fire sprinkler systems shall be in accordance with **NFPA 13D** or **Section P2904**, which shall be considered to be equivalent to **NFPA 13D**. Partial residential sprinkler systems shall be permitted to be installed only in buildings not required to be equipped with a residential sprinkler system. **Section P2904** shall apply to stand-alone and multipurpose wet-pipe sprinkler systems that do not include the use of antifreeze. A multipurpose fire sprinkler system shall provide domestic water to both fire sprinklers and plumbing fixtures. A stand-alone sprinkler system shall be separate and independent from the water distribution system. A backflow preventer shall not be required to separate a sprinkler system from the water distribution system, provided that the sprinkler system complies with all of the following:

1. The system complies with the **NFPA 13D** or **Section P2904**.
2. The piping material complies with **Section P2906**.
3. The system does not contain antifreeze.
4. The system does not have a fire department connection.

Section (IRC) P2904 Dwelling Unit Fire Sprinkler System Change (Modified Text) Section P2904 is deleted.

9) **Section (IRC) R313 Automatic Fire Sprinkler Systems (Original Text)** **Section R313.1 Townhouse automatic sprinkler system:** An automatic sprinkler system shall be installed in townhouses.

Exception: An automatic sprinkler system shall not be required where additions or alterations are made to existing townhouses that do not have an automatic sprinkler system installed.

Section (IRC) R313.1 (Modified Text) Section R313.1 is deleted

10) **Section (IRC) R309.3 Flood hazard areas** and **Section R322 Flood-Resistant construction (Original Text)** **Section R309.3** Garages and carports located in the flood hazard areas as established by Table R301.2 shall be constructed in accordance with Section R322

Section (IRC) R322 Flood-Resistant Construction (extensive).

Section (IRC) R309.3 Flood hazard areas and **Section R322 Flood-Resistant construction (Modified Text)** No change

Note! Chapter 10 of the Sumner County Zoning Resolution shall also govern development in a Special Flood Hazard Area.

11) **Section (IRC) R405.2.3 Drainage system (Original Text)** In other than Group I soils, a sump shall be provided to drain the porous layer and footings. The sump shall be not less than 24 inches in diameter or 20 inches square, shall

extend not less than 24 inches below the bottom of the *basement* floor and shall be capable of positive gravity or mechanical drainage to remove any accumulated water. The drainage system shall discharge into an *approved* sewer system or to daylight.

Section (IRC) R405.2.3 Drainage system (Modified Text) is amended by adding: A crawlspace sump system also known as a positive drain shall be located at the lower grade of the crawlspace area. Discharge piping shall be a minimum 2" inside dimension schedule 40 PVC. The discharge piping shall extend to the exterior of the building and beyond until it reaches daylight by gravity flow. If the topography of the property makes a positive flow to daylight unreasonable then a sump system may discharge into a sub-surface rock or sand pit designed using accepted engineer practices. The sub-surface rock or sand pit must be located a minimum of 10 feet from the exterior foundation of the building. The installation of a crawl space sump pump shall be recognized as an acceptable alternative.

12) **Section (IRC) R507 Exterior Decks Section R507.10.4 Exterior Guards (Original Text)** Other *guards* shall be in accordance with either manufacturer's instructions or accepted engineering principles.

Section (IRC) R507.10.4 Exterior Guards (Modified Text) is amended by adding: Cable guards shall have individual turnbuckles or other tensioning mechanism for each cable guard and shall be a maximum of 3" apart. Cable guards shall be stainless steel or vinyl coated. Cable guards shall be able to withstand 200 pound vertical load and shall be installed in accordance with manufacturer's instructions or accepted engineering practices.

13) **Delete (IRC) Part VIII Electrical.**

14) **Section (IRC) R602.7.5 Supports for headers (Original Text)** Headers shall be supported on each end with one or more jack studs or with *approved* framing anchors in accordance with **Table R602.7 (1)** or **R602.7 (2)**. The full height stud adjacent to each end of the header shall be end nailed to each end of the header with four-16d nails (3.5 inches x 0.135 inches) in accordance with **Table R602.3(1)**. The minimum number of full-height studs at each end of a header shall be in accordance with **Table R602.7.5**.

Addendum to Section (IRC) R602.7.5 Supports for headers (Modified Text) *is amended by adding:* Portal openings for garages shall be framed with a minimum of two cripple/jack studs and a minimum of two full height studs on both sides of the portal opening supporting headers. Each portal opening shall have its own dedicated header. Hinged doors that are located on a garage portal opening wall shall also have its own dedicated header. All full height (king studs) shall run from bottom plate to top plate with all components attached according to the fastening tables located in chapter six of the International Residential Code. Walls having garage portal openings shall be constructed using minimum 2"X 6" nominal lumber on maximum 16" centers. Exterior walls consisting of garage portal openings and not supporting an additional story or bonus room above may be constructed of minimal 2"x 4" nominal lumber on maximum 16" centers but not exceeding 9 feet in height.

15) **Section (IRC) R905.2.8.5 Drip edge: (Original Text)** A drip edge shall be provided at eaves and rake edges of shingle roofs. Adjacent segments of drip edge shall be overlapped not less than 2 inches (51mm). Drip edges shall extend not less than ¼ inch (6.4 mm) below the roof sheathing and extend up back onto the *roof deck* not less than 2 inches (51 mm). Drip edges shall be mechanically fastened to the *roof deck* at not more than 12 inches (305 mm) o.c. with fasteners as specified in **Section (IRC) R905.2.5. Underlayment** shall be installed over the drip edge along eaves and under the drip edge along rake

edges.

Addendum to Section (IRC) 905.2.8.5 Drip edge (Modified Text): Exception: Aluminum and other fascia materials having a built in drip edge shall not be recognized as an accepted alternative to the drip edge requirements in **Section R905.2.8.5**

Exception: Aluminum and other fascia materials having a built in drip edge shall be recognized as an acceptable alternative to drip edge requirements in R905.2.8.5 when tested and approved by an Independent Testing Agency. In the absence of a recognized and accepted test method, the building official shall approve the testing procedures. Test shall be performed by an approved agency at no cost to the jurisdiction.

16) **Section (IRC) 905.1.2 Ice Barriers:** shall be referred to as **905.1.2.1 (Original Text)** In areas where there has been a history of ice forming along the eaves causing a backup of water as designated in **Table R301.2**, an ice barrier shall be installed for asphalt shingles, metal roof shingles, mineral-surfaced roll roofing, slate and slate-type shingles, wood shingles and wood shakes. The ice barrier shall consist of not fewer than two layers of underlayment cemented together, or a self-adhering polymer-modified bitumen sheet shall be used in place of normal *underlayment* and extend from the lowest edges of all roof surfaces to a point not less than 24 inches inside the exterior wall line of the building. On roofs with slope equal to or greater than 8 units vertical in 12 units horizontal (67 percent slope), the ice barrier shall also be applied not less than 36 inches (914mm) measured along the roof slope from the eave edge of the building.

Exception: Detached *accessory structures* not containing conditioned floor area.

Addendum to Section 905.1.2 Ice Barriers (Modified Text): There is empirical evidence of ice forming along eaves causing water damage in Sumner County, therefore ice barriers are required as prescribed in **Section R905.1.2**.

*** Due to the physical hazards Sumner County Inspectors do not specifically perform shingle, shingle underlayment, ice barrier or drip edge inspections. It shall be the sole responsibility of the permit holder and or contractor to verify that such roofing components have been installed according to code and the manufacturer's installation instructions.**

17) **Section (IRC) P2603.5 Freezing (Original Text)** In localities having a winter design temperature of 32°F (0°C) or lower as shown in Table R301.2 of this code, a water, soil or waste pipe shall not be installed outside of a building, in exterior walls, in attics or crawl spaces, or in any other place subjected to freezing temperature unless adequate provision is made to protect it from freezing by insulation or heat or both. Water service pipe shall be installed not less than **12 inches (305 mm)** deep and not less than **6 inches (152mm)** below the frost line.

Section (IRC) P2603.5 Freezing (Modified Text) is amended by modifying the language to read: In localities having a winter design temperature of 32°F (0°) or lower as shown in Table R301.2 of this code, a water, soil or waste pipe shall not be installed outside of a building, in exterior walls, in *attics* or crawl spaces, or in any other place subjected to freezing temperature unless adequate provision is made to protect it from freezing by insulation or heat or both. Water service pipe shall be installed not less than **(18) inches (305mm) deep** and not less than **6 inches** below the frost line.

18) **Section(IRC) P2801.6 Required Pan (Original Text)** Where a storage tank-type water heater or a hot water storage tank is installed in a location where water leakage from the tank will cause damage, the tank shall be installed in a pan constructed of one of the following:

1. Galvanized steel or aluminum of not less than 0.0236 inch (0.6010 mm) in thickness.
2. Plastic not less than 0.036 inch (0.9mm) in thickness.
3. Other *approved* materials.

A plastic pan beneath a gas-fired water heater shall be constructed of material having a flame spread index of 25 or less and a *smoke-developed index* of 450 or less when tested in accordance with **ASTM E84** or **UL 723**

Section (IRC) P2801.6 Required Pan (Modified Text) is amended by adding: No pan is required where water heaters are installed in a crawl space or in a basement without living space. Water heater relief valve piping shall terminate 6 to 10 inches above the floor or crawl space.

19) **Section P2903.4 Thermal Expansion Control (Original Text)** A means for controlling increased pressure caused by thermal expansion shall be installed where required in accordance with Sections P2903.4.1 and P2903.4.2.

Section P2903.4 Thermal Expansion Control (Modified Text) is amended by modifying the language to read: Tanks commonly referred to as Hot Water Expansion Tanks shall be installed on all hot water tanks.

Exception: Thermal expansion tanks are not required on tank-less hot water heaters.

Thermal Expansion Control tanks shall be installed according to the Manufacturers Installation Instructions.

20) **Section(IRC) P2903.5 Water hammer (Original Text)** The flow velocity of the water distribution system shall be controlled to reduce the possibility of water hammer. A water-hammer arrestor shall be installed where quick-closing valves are utilized. Water-hammer arrestors shall be installed in accordance with the manufacturer's instructions. Water-hammer arrestors shall conform to ASSE 1010."

Section (IRC) P2903.5 Water hammer (Modified Text) shall be amended by adding: Water hammer arrestors shall be installed at all washing machines, dishwashers and stand-alone ice makers. Water-hammer arrestors shall conform to ASSE-1010.

21) **Section (IRC) P2903.9.1 Service valve (Original Text)** Each *dwelling unit* shall be provided with an accessible main shutoff valve near the entrance of the water service. The valve shall be of a full-open type having nominal restriction to flow, with provision for drainage such as a bleed orifice or installation of a separate drain valve. Additionally, the water service shall be valved at the curb or *lot line* in accordance with local requirements.

Section (IRC) P2903.9.1 Service valve (Modified Text) is amended by modifying the language to read: A main shut-off valve on the water service line shall be installed for each dwelling unit within a building and shall be accessible in the living portion of the dwelling unit or attached garage. The valve shall be of the full opened type having nominal restrictions to flow, with provisions for drainage such as a bleed orifice or installation of a separate drain valve. Additionally, the water service shall be valved at the curb or property line in accordance with local requirements.

22) **Section (IRC) G2417.1.1 (406) Inspection, Testing and Purging (Original Text)** Inspection shall consist of visual examination, during or after manufacture, fabrication, assembly or *pressure tests*.

Section (IRC) G2417.1.1 (406) Inspections (Modified Text) is amended by deleting it in its entirety and replacing it with: On completion of the installation, alteration, repair or replacement of gas piping, and prior to the use thereof, the building department shall be notified that the gas piping is ready for inspection. **Rough fuel - gas inspection** shall be made after the gas piping authorized by the permit has been installed and before such piping is covered up or concealed or a fixture or appliance has been attached thereto. This inspection shall include a determination that the gas piping size, material and installation meets the requirements of this chapter. It shall also include an air pressure test at which time the gas piping shall stand a pressure of not less than 30 pounds per square inch gauge (68.9 kPa gauge) and shall hold this pressure for a length of time of no less than twenty (20) minutes, with no perceptible drop pressure. The test shall be made using air pressure only. Necessary apparatus for conducting test shall be furnished by the permit holder.

Gas Meter Release Inspection: Gas meter release inspection shall be conducted when all fuel gas appliances are connected to the gas pipe system or plugged with a cast iron plug. All appliance venting shall be in place at the time of the meter release inspection. A shut-off valve in the off position with no appliance connected, shall not be an acceptable termination of the building gas pipe.

Final Inspection: Final inspection shall be made after piping authorized by the permit has been installed and after all portions thereof which are to be covered or concealed and after all fixtures, venting, appliances, shut-off valves, and cast iron plugs have been installed.

23) **Section(IRC) G 2417.4.1 Test pressure (Original Text):** The test pressure to be used shall not be less than 1 ½ times the proposed maximum working pressure, but less than 3 psig (20kPa gauge), irrespective of design pressure. Where test pressure exceeds 125 psig (862kPa gauge), the test pressure shall not exceed a value that produces a hoop stress in the piping greater than 50 percent of the specified minimum yield strength of the pipe.

Section (IRC) G 2417.4.1 Test pressure (Modified Text) is amended by adding: Air pressure test shall be made after gas piping authorized by the permit has been installed and before such piping has been covered up or concealed or a fixture or appliance has been attached thereto. This inspection shall include a determination that the gas piping size, material and installation meets the requirements of this chapter. It shall also include an air pressure test at which time the gas piping shall stand a pressure of not less than 30 pounds per square inch gauge (68.9 kPa gauge) and shall hold this pressure for a length of time no less than twenty (20) minute, with no perceptible drop in pressure. The test shall be made using air pressure only. Necessary apparatus for conducting the test shall be furnished by the permit holder.

24) **Section Energy N1102.4.1.2 (R402.4.1.1) Testing (Original Text):** The *building or dwelling unit* shall be tested for air leakage. The maximum air leakage rate for any *building or dwelling unit* under any compliance path shall not exceed 5.0 air changes per hour or 0.28 cubic feet per minute (CFM) per square foot [$0.0079 \text{ m}^3 / (s \times \text{m}^2)$] of dwelling unit enclosure area. Testing shall be conducted in accordance with **ANSI/RESNET/ICC 380, ASTM E779 or ASTM E1827** and reported at a pressure of 0.2 inch w.g. (50 Pascals). Where required by the *code official*, testing shall be conducted by an *approved* third party. A written report of the results of the test shall be signed by the party conducting the test and provided to the *code official*. Testing shall be performed at any time after creation of all penetrations of the *building thermal envelope* have been sealed.

Section (IRC) Energy N1102.4.1.2 (R402.4.1.2) Testing (Modified Text) 2021 Section N1102.4.1.2 (R404.4.1.2) Testing the Building Thermal Envelope (Mandatory) is replaced with 2009 Section N1102.4.2.2 (R402.4.2.2) Visual inspection optional.

25) **Section (IRC) Energy N1103.3.5 Duct testing (Original Text):** Ducts shall be pressure tested in accordance with **ANSI/ RESNET/ICC 380** or **ASTM E1554** to determine air leakage by one of the following methods:

1. **Rough- in test:** Total leakage shall be measured with a pressure differential of 0.1 inch w.g. (25 Pa) across the system, including the manufacturer's air handler enclosure if installed at the time of the test. Registers shall be taped or otherwise sealed during test.
2. **Post-construction test:** Total leakage shall be measured with a pressure differential of 0.1 inch w.g. (25 Pa) across the entire system, including the manufacturer's air handler enclosure. Registers shall be taped or otherwise sealed during test.
3. **Exception:** A duct air-leakage test shall not be required for ducts serving heating, cooling or ventilation systems that are not integrated with ducts serving heating or cooling systems.

Section Energy N1103.3.5 Duct Testing: (Modified Text): 2021 Section N1103.3.5 (R403.3.5) Duct leakage test (Mandatory) and Section N1103.3.6 (R403.3.6) Duct leakage test are optional.

26) **Energy Table N1102.1.2 (R402.1.2) and Table N1102.1.3 (R403.1.3)**
Remove: 2021 Maximum Assembly U-Factors and Fenestration Requirement Table N1102.1.2 (R402.1.2) and replace with 2009 Equivalent U-Factor Table N1102.1.2

Remove: 2021 Insulation Minimum R-Values and Fenestration Requirements by Component Table N1102.1.3) and replace with 2009 Insulation and Fenestration Requirements by Component Table N1102.1

27) **Part VIII Electrical Sections 34-43** is deleted in its entirety and replacing it with the following language: Plan reviews, permitting, inspections of any and all electrical components, equipment and systems shall be under the purview of the State Fire Marshal's Office.

#6. (IEBC) 2021 INTERNATIONAL EXISTING BUILDING CODE: Adopt in its entirety with no amendments, deletions or appendixes.

#7. (IECC) 2021 INTERNATIONAL ENERGY CONSERVATION CODE: Adopt in its entirety but excluding Chapter 4/(RE)

#8. (ISPSC) 2021 INTERNATIONAL SWIMMING POOL AND SPA CODE: Adopt in its entirety with the exception of:

The term **Spa** is to be deleted in **Section 105. PERMITS**

The term **Spa** is to be deleted in **Section 110 INSPECTIONS**

Section 307.2.2 Materials and structural design: is amended by adding 307.2.2.1.1 Minimum distance from adjacent building foundations. In-ground or semi in-ground pools shall be a minimum distance of 10 feet from any permanent building foundation or any attached elevated deck exceeding 36 inches above grade.

Exception: In-ground or semi in-ground pools shall be permitted to be within 10 feet from a structural foundation or any attached elevated deck exceeding 36 inches above grade if approved by a Tennessee Licensed Engineer. The engineer report shall be part of the pool permit application documents.

#9. ICC/MBI 1200-2021 Standard Off-Site Construction Section 101.1

Purpose: The purpose of this standard is to provide minimum requirements to safeguard public health, safety and general welfare and to address societal and industry challenges for the inspections and regulatory compliance of off-site constructed buildings intended for habitation. This standard is intended for

adoptions by government agencies and organizations for use in conjunction with model codes to achieve uniformity in the inspection and regulatory compliance of off-site construction.

Adopt: ICC/MBI 1200-2021 Standard for Off-site Construction: Planning, Design, Fabrication and Assembly in its entirety.

#10. ICC/MBI 1205-2021 Standard Off-Site Construction Section 101.1

Purpose: The purpose of this standard is to provide minimum requirements to safeguard public health, safety and general welfare and to address societal and industry challenges for the inspections and regulatory compliance of off-site constructed buildings intended for habitation. This standard is intended for adoption by government agencies and organizations for use in conjunction with model codes to achieve uniformity in the inspection and regulatory compliance of off-site construction.

Adopt: ICC/MBI 1205-2021 Standard for Off-site Construction: Inspection and Regulatory Compliance in its entirety.

#11. Section 10101 Scope: This standard establishes the minimum requirements for log structures to safeguard the public health, safety and welfare through structural, thermal and settling provisions. This standard is intended for adoption by local governmental agencies and organizations adopting model codes to achieve uniformity in technical design criteria in building codes and other regulations.

Adopt: ICC 400-2022 Standard on the Design and Construction of Log Structures in its entirety.

DEFINITION:

OFF-SITE CONSTRUCTION: A modular building, modular component or panelized system intending for occupancy, that is designed and constructed in compliance with this standard and is wholly or in substantial part fabricated or assembled in manufacturing plants for installation; or assembly and installation on a separate building site and has been manufactured in such a manner that all parts or processes cannot be inspected at the installation site without disassembly, damage to, or destruction thereof.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body formally adopts building codes and incorporates them by reference.

Chairman Hyde declared Resolution 2303-04 approved unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution and moved for approval; Commissioner Schmit seconded the motion.

2303-06 A RESOLUTION AUTHORIZING SUMNER COUNTY, TENNESSEE TO JOIN THE STATE OF TENNESSEE AND OTHER LOCAL GOVERNMENTS IN AMENDING THE TENNESSEE STATE-SUBDIVISION OPIOID ABATEMENT AGREEMENT AND APPROVING THE RELATED SETTLEMENT AGREEMENTS

WHEREAS, the opioid epidemic continues to impact communities in the United States, the State of Tennessee, and Sumner County, Tennessee; and

WHEREAS, Sumner County has suffered harm and will continue to suffer harm as a result of the opioid epidemic; and

WHEREAS, the State of Tennessee and some Tennessee local governments have filed lawsuits against opioid manufacturers, distributors, and retailers, including many federal lawsuits by Tennessee counties and cities that are pending in the litigation captioned In re: National Prescription Opiate Litigation, MDL No 2804 (N.D. Ohio) (the MDL case is referred to as the “Opioid Litigation”); and

WHEREAS, Sumner County has previously joined settlements with three pharmaceutical distributors and a manufacturer; and

WHEREAS, certain pharmaceutical manufacturers and retail pharmacy chains have proposed settlements that Sumner County finds acceptable and in the best interest of the community; and

WHEREAS, the Tennessee legislature enacted Public Chapter No 491 during the 2021 Regular Session of the 112th Tennessee General Assembly and was signed into law by Governor Bill Lee on May 24, 2021, which addresses the allocation of funds from certain opioid litigation settlements; and

WHEREAS, there is currently proposed legislation that would apply the statutory provisions passed in 2021 to the new manufacturer and retail pharmacy chain settlements; and

WHEREAS, the State of Tennessee, non-litigating counties, and representatives of various local governments involved in the Opioid Litigation have adopted a unified plan for the allocation and use of certain prospective settlement and bankruptcy funds from opioid related litigation (“Settlement Funds”); and

WHEREAS, the Tennessee State-Subdivision Opioid Abatement Agreement (the “Tennessee Plan”), attached hereto as “Exhibit A,” sets forth the framework of a unified plan for the proposed allocation and use of the Settlement Funds; and

WHEREAS, amendments to the Tennessee Plan, attached hereto as “Exhibit B,” would extend its terms to the proposed settlements, streamline accounting for certain settlement funds, and address the allocation of certain funds from a manufacturer in bankruptcy; and

WHEREAS, participation in the settlements by a large majority of Tennessee cities and counties will materially increase the amount of settlement funds that Tennessee will receive from pending proposed opioid settlements.

BE IT RESOLVED by the County Commission of Sumner County, Tennessee,

Section 1. That Sumner County finds that the amendments to the Tennessee Plan are in the best interest of Sumner County and its citizens because they would ensure an effective structure for the commitment of Settlement Funds to abate and seek to resolve the opioid epidemic.

Section 2. That Sumner County hereby expresses its support for a unified plan for the allocation and use of Settlement Funds as generally described in the Tennessee Plan.

Section 3. That the Sumner County Mayor or the Sumner County Law Director is hereby expressly authorized to execute the amendments to the Tennessee Plan in substantially the form attached as Exhibit "B" and the County Mayor or Law Director is hereby authorized to execute any formal agreements necessary to implement a unified plan for the allocation and use of Settlement Funds that is substantially consistent with the Tennessee Plan and this Resolution.

Section 4. That the Sumner County Mayor or the Sumner County Law Director is hereby expressly authorized to execute any formal agreement and related documents evidencing Sumner County's agreement to the settlement of claims (and litigation) specifically related to Teva Pharmaceutical Industries, Ltd, Allergan Finance, LLC., CVS Health Corporation, Walgreen Co., Walmart, Inc., and any other settlement of opioid-related claims that Tennessee has joined.

(Section 5. That the Sumner County Mayor or the Sumner County Law Director is authorized to take such other action as necessary and appropriate to effectuate Sumner County's participation in the Tennessee Plan and these settlements.)

BE IT FURTHER RESOLVED that the Law Director be directed to forward this resolution to our state delegation.

BE IT FURTHER RESOLVED that this resolution shall become effective upon its passage, the public welfare requiring it.

NOW, THEREFORE, BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby adopt this resolution.

Chairman Hyde declared Resolution 2303-06 approved unanimously by voice vote of the body.

Commissioner Mansfield introduced the following resolution that was added to the agenda and moved for approval; Commissioner Shoaf seconded the motion.

**2303-26 A RESOLUTION DECLARING SUMNER COUNTY A
SANCTUARY FROM ARBITRARY AUTHORITY**

WHEREAS, Article I, Section 2 of the Constitution of Tennessee states: That government being instituted for the common benefit, the doctrine of nonresistance against arbitrary power and oppression is absurd, slavish, and destructive of the good and happiness of mankind; and

WHEREAS, Sumner County is committed to fair and impartial justice; and

WHEREAS, it is the duty of all Americans to guard against the weaponization of the levers of government in pursuit of malicious action against political adversaries; and

WHEREAS, the Constitution of the United States of America provides no mechanism for enforcement of extradition between states; and

WHEREAS, this fact appropriately prevented malicious prosecution of citizens for assisting fugitives fleeing from unjust slave laws, upheld in **Kentucky v. Dennison**, 65 U.S. 66 (1861); and

WHEREAS, this ruling stood for over a century until **Puerto Rico v. Branstad**, 483 U.S. 219 (1987) upheld **Kentucky v. Dennison**, 65 U.S. 66 (1861) on the basis that the latter was “the product of another time”; and

WHEREAS, unelected law enforcement agencies at various levels and throughout the United States of America have demonstrated inconsistent and at times malicious application of law, so as to make the circumstances of 2023 sufficiently different from 1987 to qualify the latter as “another time”; and

BE IT RESOLVED that Sumner County shall not recognize any indictment by any Grand Jury within any state, district, or territory, expecting only Treason or Felonious Violent crimes, unless such indictment is found to be consistent with Tennessee Code by a Grand Jury convened within the State of Tennessee; and

BE IT FURTHER RESOLVED that Sumner County hereby encourages the State of Tennessee to draft and adopt laws which achieve the effect of providing sanctuary against unjust political prosecution, while remaining consistent with Article IV, Section 2, Clause 2 of the Constitution of the United States of America and similarly consistent with Article I, Section 2 of the Constitution of the United States of Tennessee.

Commissioner Shoaf spoke to the abuse of arbitrary power and read the resolution placed on the Commissioner’s desk before the meeting.

After discussion, Commissioner Becker moved, seconded by Commissioner Harris, to amend the resolution to strike state of New York in the eighth paragraph and replace with within any other state, Washington D.C. and U.S. Territories.

Chairman Hyde declared the amendment to the eighth paragraph approved unanimously by voice vote of the body.

After further discussion, Commissioner Teachenor moved, seconded by Commissioner Harris to amend to correct the typo in the fifth paragraph to replace overturned with upheld.

Chairman Hyde declared the amendment to correct the typo approved unanimously by voice vote of the body.

Chairman Hyde declared Resolution 2303-26 approved as amended unanimously by voice vote of the body.

BUDGET COMMITTEE

Commissioner Shoaf introduced the following resolution moved for approval; Commissioner Ring seconded the motion.

2303-07 A RESOLUTION APPROPRIATING \$20,000.00 FUNDED BY AN INCREASE IN CLERK FEES FOR ADDITIONAL POSTAGE DUE TO AN INCREASE IN ONLINE TRANSACTIONS FOR THE SUMNER COUNTY CLERK’S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby appropriate \$20,000.00 funded by an increase in clerk fees for additional postage due to an increase in online transactions for the Sumner County Clerk's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-07 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Rogers.

2303-08 A RESOLUTION APPROPRIATING \$18,966.00 OF STATE CRIMINAL ALIEN ASSISTANCE PROGRAM FUNDS FOR DATA PROCESSING EQUIPMENT AND RECRUITMENT ADVERTISING FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$18,966.00 of State Criminal Alien Assistance Program funds for data processing equipment and recruitment advertising for the Sumner County Sheriff's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-08 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Harrison.

2303-09 A RESOLUTION APPROPRIATING \$6,072.14 OF PASS-THROUGH FUNDS FOR STATE INMATE MEDICAL REIMBURSEMENT TO THE BUDGET OF THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$6,072.14 of pass-through funds for state inmate medical reimbursement to the budget of the Sumner County Sheriff's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-09 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Wright.

2303-10 A RESOLUTION APPROPRIATING \$9,754.42 FOR COUNTY VEHICLE REPAIRS FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$9,754.42 for county vehicle repairs for the Sumner County Sheriff's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-10 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Harris.

2303-11 A RESOLUTION APPROPRIATING \$282,000.00 TENNESSEE DEPARTMENT OF HEALTH ELC CONFINEMENT FACILITIES GRANT FUNDS FOR VARIOUS ITEMS FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$282,000.00 Tennessee Department of Health ELC Confinement Facilities Grant funds for various items for the Sumner County Sheriff's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-11 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Wright.

2303-12 A RESOLUTION APPROPRIATING \$7,500.00 AKC REUNITE K-9 GRANT FUNDS FOR PURCHASE OF A K-9 FOR THE SUMNER COUNTY SHERIFF'S OFFICE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$7,500.00 AKC Reunite K-9 Grant funds for purchase of a K-9 for the Sumner County Sheriff's Office, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-12 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Rogers.

2303-13 A RESOLUTION APPROVING A FORTY-EIGHT MONTH LEASE AGREEMENT FOR WIDE FORMAT PRINTER/SCANNER FOR THE SUMNER COUNTY REGISTER OF DEEDS

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body does hereby approve a forty-eight month lease agreement for wide format printer/scanner for the Sumner County Register of Deeds, as shown on the attachment herewith.

Chairman Hyde declared Resolution 2303-13 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Harrison.

2303-14 A RESOLUTION ACCEPTING \$60,723.54 FOR SETTLEMENT OFFER FROM THE CITY OF PORTLAND, TENNESSEE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby agrees to accept \$60,723.54 for settlement offer from the City of Portland, Tennessee, as shown on the attachment herewith.

Commissioner Boyt moved, seconded by Commissioner Jones, to discuss Resolution 2303-14. The motion carried unanimously.

Commissioner Boyt stated this is a 50% settlement for their portion of the reappraisal and further stated there are four other cities that will be offered the same offer.

After discussion, Commissioner Boyt moved, seconded by Commissioner Burgdorf, to send back to Committee to settle with all cities at once.

The electronic vote was recorded in the following manner:

2303-14 – Send back to
Committee

3/20/2023 8:36:47 PM

YES - 22	NO - 0	ABS - 0
Individual Voting Results		
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y
Burgdorf 19 - Y	Genung 9 - Y	Harris 10 - Y
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y
Mansfield 16 - Y	Miller 24 - Y	Moss 1 - Y
Pomeroy 11 - NP	Ring 8 - Y	Rogers 5 - Y
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - NP

Chairman Hyde declared the amendment to send Resolution 2303-14 back to Committee approved unanimously by the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Harrison.

2303-15 A RESOLUTION APPROPRIATING \$1,095.00 FROM THE GENERAL FUND COMMITTED FUND BALANCE FOR THE PORTLAND AIRPORT FOR GRANT MATCHES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$1,095.00 from the general fund committed fund balance for the Portland Airport for grant matches, as shown on the attachment herewith; and

BE IT FURTHER RESOLVED that this resolution waives the second reading to keep operations running smoothly.

Chairman Hyde declared Resolution 2303-15 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Rogers.

2303-16 A RESOLUTION APPROPRIATING \$2,201.00 FROM GENERAL FUND UNASSIGNED FUND BALANCE FOR INCREASE IN BUILDING AND LIABILITY INSURANCE FOR RISK MANAGEMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$2,201.00 from general fund unassigned fund balance for increase in building and liability insurance for risk management, as show on the attachment herewith; and

BE IT FURTHER RESOLVED that this resolution waives the second reading to keep operation running smoothly.

Chairman Hyde declared Resolution 2303-16 approved unanimously by voice vote of the body.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Schmit.

2303-17 A RESOLUTION APPROVING A REFUND OF \$1,171.14 FOR BARBARA AND/OR BILLY ROWE ON PENALTIES AND INTEREST, ATTORNEY FEES, CLERK FEES, AND FILING FEES

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby approves a refund for Barbara and/or Billy Rowe on penalties and interest, attorney fees, clerk fees, and filing fees as shown on the attachment herewith; and

BE IT FURTHER RESOLVED that this resolution waives the second reading due to the urgency of need.

Chairman Hyde declared Resolution 2303-17 approved (21-1-0) by voice vote of the body. Commissioner Genung voted against.

Commissioner Shoaf introduced the following resolution and moved for approval, seconded by Commissioner Mansfield.

2303-18 A RESOLUTION APPROPRIATING ADDITIONAL \$3,000.00 FOR THE SUMNER COUNTY LAW DIRECTOR'S DISABILITY INSURANCE

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates additional \$3,000.00 for the Sumner County Law Director's disability insurance; and

BE IT FURTHER RESOLVED that this resolution waives the second reading due to the urgency of need.

Commissioner Shoaf noted Law Director Eric Sitler agreed to forego this policy but the Budget Committee deemed necessary.

Chairman Hyde declared Resolution 2303-18 approved unanimously by voice vote of the body.

Commissioner Shoaf moved, seconded by Commissioner Lamberth to approve the purchase of three tractors in the amount of \$384,378.00 for the Highway Department.

2303-27 A RESOLUTION APPROPRIATING \$384,378.00 FUNDED FROM THE AMERICAN RESCUE PLAN ACT FOR PURCHASES OF TRACTORS AND MOWERS FOR THE SUMNER COUNTY HIGHWAY DEPARTMENT

BE IT RESOLVED by the Sumner County Board of County Commissioners meeting in regular session on this the 20th day of March 2023, that this body hereby appropriates \$384,378.00 funded from the American Rescue Plan Act for purchases of tractors and mowers for the Sumner County Highway Department, as shown on the attachment herewith.

After discussion, the electronic vote was recorded in the following manner:

\$384,378.00 - 3			3/20/2023 8:59:48 PM
tractors - Hwy Dept			
YES - 19	NO - 3	ABS - 0	
Individual Voting Results			
Becker 21 - Y	Boyt 13 - Y	Brown 17 - Y	
Burgdorf 19 - N	Genung 9 - N	Harris 10 - Y	
Harrison 3 - Y	Holmes 12 - Y	Hyde 20 - Y	
Jones 23 - Y	Klein 6 - Y	Lamberth 4 - Y	
Mansfield 16 - Y	Miller 24 - N	Moss 1 - Y	
Pomeroy 11 - NP	Ring 8 - Y	Rogers 5 - Y	
Schmit 18 - Y	Shoaf 22 - Y	Sullivan 7 - Y	
Teachenor 14 - Y	Wright 2 - Y	Wynne 15 - NP	

Chairman Hyde declared the purchase of three tractors for the Highway Department approved by the necessary two-thirds vote.

FINANCIAL MANAGEMENT

There was no report from the Financial Management Committee.

ADJOURNMENT

Chairman Hyde declared the Commission meeting adjourned at 9:00 p.m. upon motion of Commissioner Shoaf, seconded by Commissioner Mansfield.

CAROLYN TEMPLETON, CLERK

MERROL HYDE, CHAIRMAN

Prepared by Jennifer Mitchell

Approved on _____