

**ORDINANCE TO ADOPT A FUEL GAS CODE
FOR THE CITY OF MOBILE, ALABAMA**

Sponsored by: Mayor Stimpson

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MOBILE, ALABAMA AS FOLLOWS:

ARTICLE ONE: Code and Appendices. That, pursuant to Alabama Code Section 11-45-8 (1975), the 2021 Edition of the International Fuel Gas Code, along with the amendments to the same contained in this Ordinance, has been on file in the office of the City Clerk of the City of Mobile, Alabama, pursuant to an ordinance adopted by the City Council of the City of Mobile, Alabama, on November 8, 2022, is hereby adopted as the "Fuel Gas Code of the City of Mobile."

ARTICLE TWO: Published Ordinance. A copy of this Ordinance shall be published pursuant and according to law, after its adoption, but it shall not be necessary for the said 2021 International Fuel Gas Code to be published in a newspaper, nor shall the same be spread at length upon the minutes of this Council, but this Ordinance shall be recorded in said minutes.

ARTICLE THREE: Effective Date. The said 2021 International Fuel Gas Code shall be in full force and become effective sixty days after its adoption, and all ordinances heretofore adopted by the City of Mobile in conflict are hereby repealed.

ARTICLE FOUR: Contractors Criteria and Qualifications. Criteria and qualifications for all contractors shall be set herein. For the purpose of this ordinance the term contractor will hereinafter refer to Gas Fitter Contractor as defined and added by **ARTICLE NINE** in **SECTION 202 GENERAL DEFINITIONS**.

Gas Fitter Contractors Responsibility. In addition to the requirements as set forth herein, all individuals, agents or businesses who install, alter, or modify all or part of a fuel gas system shall furnish proof that they possess an active Master certification card issued by the Alabama Plumbers and Gas Fitters Examining Board in accordance with all statutory requirements of the State of Alabama and the City of Mobile. A master or journeyman gas fitter must be present at all times during the installation of fuel gas systems.

Contractor License. It shall be the duty of every contractor who shall make contracts for the installation of fuel gas systems for which a permit is required, and every contractor making such contracts and sub-letting the same, or any part thereof, to pay a license tax as provided in the general license ordinance, and to register his/her name with the Code Official, in a book provided for that purpose, giving full name, residence and place of business, and, in case of removal from one place to another to have made corresponding change in said register accordingly. Every contractor shall conform to the building regulations, the regulation of this section, and other ordinances or laws of the applicable governing body.

Ordinance adopting the 2021 International Fuel Gas Code

ARTICLE FIVE: Surety Bond. In addition to the requirements as set forth herein, it shall be the duty of each builder, contractor and sub-contractor to provide and have on file a current license and Surety Bond for \$10,000 in accordance with the City of Mobile and State of Alabama requirements. The bond is subject to the approval of City of Mobile Legal Department and shall be provided by a surety company qualified to do business in the State of Alabama. Such bond shall insure that the licensee complies with laws, ordinances and building regulations of the applicable governing body. The local governing body shall be indemnified and saved harmless from all claims arising from accidents and damage of any character whatsoever caused by the negligence of such person, firm, or corporation engaged in the business or by any other unfaithful, inadequate work done either by themselves or their agents or employees.

ARTICLE SIX: Criteria for Owners. All fuel gas installations shall be performed by a contractor as listed in **ARTICLE FOUR**. Owners are not permitted to install fuel gas systems.

ARTICLE SEVEN: Vehicular Signs. All trucks and similar vehicles used by contractors shall have signs on both sides of the body, including the full name, telephone number of the firm and the State of Alabama Certification numbers. Lettering may be any color in contrast to the color of the body, but letters identifying the firm's name must be at least 1 ½ inches high.

ARTICLE EIGHT: 2021 INTERNATIONAL FUEL GAS CODE > CHAPTER 1-SCOPE AND ADMINISTRATION > PART 1-SCOPE AND APPLICATION > Amend to read as follows:

Part 1- Scope and Application

SECTION 101 2021 INTERNATIONAL FUEL GAS CODE > SCOPE AND GENERAL REQUIREMENTS- Amend to read as follows:

101.1 Title. Amend to read as follows:

101.1 Title. These regulations shall be known as the Fuel Gas Code of City of Mobile, Alabama, hereinafter referred to as "this Code."

101.2 Scope. Amend to read as follows:

101.2 Scope. This code shall apply to the installation of fuel-gas piping systems, fuel-gas appliances, fuel gas equipment and related accessories in accordance with Sections 101.2.2 through 101.2.5. The extent of enforcement of this code by the City of Mobile will be limited to new construction, additions, renovations, alterations, installation of generators and central gas furnaces, replacement of generators and central gas furnaces and water heaters only.

Exception: Detached one- and two- family dwellings and townhouses not more than three stories above grade plane in height with separate means of egress and their accessory structures not more than three stories above grade plane in height, shall comply with this code.

Paragraph 101.2.1 Gaseous Hydrogen Systems. Delete in its entirety.

SECTION 102 2021 INTERNATIONAL FUEL GAS CODE > APPLICABILITY - Amend to read as follows:

Add Paragraph 102.12 Energy conservation. To read as follows:

102.12 Energy conservation. Where referenced, the International Energy Conservation Code shall be the energy code adopted and enforced by the State of Alabama.

Part 2-ADMINISTRATION AND ENFORCEMENT

SECTION 103 - 2021 INTERNATIONAL FUEL GAS CODE > CODE COMPLIANCE AGENCY - Amend to read as follows:

103.1 Creation of agency. Amend to read as follows:

103.1 Creation of agency. The “Fuel Gas Inspections Department” is hereby created and the official in charge thereof shall be known as the “Code Official”. The function of the agency shall be the implementation, administration and enforcement of the provisions of this code.

SECTION 109 - 2021 INTERNATIONAL FUEL GAS CODE > FEES Amend to read as follows:

109.2 Schedule of permit fees. Amend to read as follows:

109.2 Schedule of permit fees. On all Fuel Gas System installations requiring a Fuel Gas System permit, a fee for each Fuel Gas System permit shall be paid as required at the time of application, in accordance with the “Building Code Permit Fee Schedule Ordinance” as adopted in a separate ordinance.

Amend SECTION 114 BOARD OF APPEALS to read as follows:

Amend Paragraph 114.1 to read as follows:

114.1 Membership of board. The Board of Appeals, herein called the Construction Board of Appeals, shall be in accordance with the applicable sections of the International Building Code which is adopted by a separate ordinance.

SECTION 115 – (IFGC) VIOLATIONS - Amend to read as follows:

115.4 Violation penalties. Amend to read as follows:

115.4 Violation penalties. Persons who shall violate a provision of the *2021 International Fuel Gas Code*, as amended, or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or conduct any Fuel Gas work in violation of the approved construction documents or directive of the code official or of a permit or certificate issued under the provisions

of this code shall be prosecuted, and upon conviction, be punished by a fine not to exceed five hundred dollars (\$500.00). In addition thereto, at the discretion of the court trying the case, any person so convicted may be imprisoned or sentenced to hard labor for the City for a period not exceeding six (6) months. Other penalties in accordance with Chapter 1 of the Mobile City Code may also apply. Each day that a violation continues after due notice has been served shall be deemed a separate offense. Notwithstanding any other provision of law, the maximum penalty for every person convicted of violating any of the following offenses are as follows:

1. A violation of any provision of **ARTICLE FOUR: Contractors Criteria and Qualifications**, of this Ordinance, shall be a \$500 fine. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

2. A violation of any provision of **ARTICLE SEVEN: Vehicular Signs**, of this Ordinance, shall be a \$100 fine. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

3. Any act to impede, delay, deceive, obstruct, hinder, disturb or interfere in any manner with the Code Official in the execution of the Code Official's duties shall be a \$100 fine. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

ARTICLE NINE: 2021 INTERNATIONAL FUEL GAS CODE > CHAPTER 2
DEFINITIONS > Amend to read as follows:

SECTION 202 GENERAL DEFINITIONS - Amend to read as follows:

Add the following Definitions. To read as follows:

FLOOD HAZARD AREA. The area designated as a flood hazard area in accordance with the "Storm Water Management and Flood Control Ordinance" adopted and administered by the City of Mobile's Engineering Department.

HISTORIC BUILDING. Any building or structure that is listed in the Alabama Register of Landmarks and Heritage or in the National Register of Historic Places; designated as a historic property under local or state designation; certified as a contributing resource within a National Register listed or locally designated district; or with an opinion or certification that the property is eligible to be listed in the Alabama Register or the National Register of Historic Places either individually or as a contributing building to a historic district by the State Historic Preservation Officer or the Keeper of the National Register of Historic Places.

GAS FITTER CONTRACTOR. Any individual or business licensed, registered and holding an active certification with Alabama Plumbers and Gas Fitters Examining Board, in accordance with all the statutory requirements of the State of Alabama and the City of Mobile.

ARTICLE TEN: 2021 INTERNATIONAL FUEL GAS CODE > CHAPTER 4 GAS

PIPING INSTALLATIONS > Amend to read as follows:

SECTION 412 (IFGC) LIQUEFIED PETROLEUM GAS MOTOR VEHICLE FUEL-DISPENSING FACILITIES. Delete in its entirety.

SECTION 413 (IFGC) COMPRESSED NATURAL GAS MOTOR VEHICLE FUEL-DISPENSING FACILITIES. Delete in its entirety.

SECTION 414 (IFGC) SUPPLEMENTAL AND STANDBY GAS SUPPLY. Delete in its entirety.

ARTICLE ELEVEN: 2021 INTERNATIONAL FUEL GAS CODE > CHAPTER 6

SPECIFIC APPLIANCES > Amend to read as follows:

SECTION 602 (IFGC) DECORATIVE APPLIANCES FOR INSTALLATION IN FIREPLACES. Delete in its entirety.

SECTION 603 (IFGC) LOG LIGHTERS. Delete in its entirety.

SECTION 604 (IFGC) VENTED GAS FIREPLACES (DECORATIVE APPLIANCES). Delete in its entirety.

SECTION 605 (IFGC) VENTED GAS FIREPLACE HEATERS. Delete in its entirety.

SECTION 608 (IFGC) VENTED WALL FURNACES. Delete in its entirety.

SECTION 609 (IFGC) FLOOR FURNACES. Delete in its entirety.

SECTION 614 (IFGC) CLOTHES DRYER EXHAUST. To read as follows:

614.9.6 Exhaust duct required. To read as follows:

614.9.6 Exhaust duct required. Delete the Exception to 614.9.6 in its entirety.

SECTION 615 (IFGC) SAUNA HEATERS. Delete in its entirety.

SECTION 616 (IFGC) ENGINE AND GAS TURBINE-POWERED EQUIPMENT. Delete in its entirety.

SECTION 617 (IFGC) POOL AND SPA HEATERS. Delete in its entirety.

SECTION 619 (IFGC) CONVERSION BURNERS. Delete in its entirety.

SECTION 621 (IFGC) UNVENTED ROOM HEATERS. Delete in its entirety.

SECTION 622 (IFGC) VENTED ROOM HEATERS. Delete in its entirety.

SECTION 624 (IFGC) WATER HEATERS. Amend to read as follows:

624.1 General. Amend to read as follows:

624.1 General. Water heaters shall be listed in accordance with ANZI Z21.10.1/CSA 4.1 or ANZI Z21.10.3/CSA 4.3 and shall be installed in accordance with the manufacturer's instructions.

SECTION 625 (IFGC) REFRIGERATORS. Delete in its entirety.

SECTION 626 (IFGC) GAS-FIRED TOILETS. Delete in its entirety.

SECTION 628 (IFGC) ILLUMINATING APPLIANCES. Delete in its entirety.

SECTION 629 (IFGC) SMALL CERAMIC KILNS. Delete in its entirety.

SECTION 631 (IFGC) BOILERS. Delete in its entirety.

SECTION 632 (IFGC) EQUIPMENT INSTALLED IN EXISTING UNLISTED BOILERS.
Delete in its entirety.

SECTION 633 (IFGC) STATIONARY FUEL-CELL POWER SYSTEMS. Delete in its entirety.

SECTION 634 (IFGC) GASEOUS HYDROGEN SYSTEMS. Delete in its entirety.

SECTION 635 (IFGC) OUTDOOR DECORATIVE APPLIANCES. Delete in its entirety.

ARTICLE TWELVE: 2021 INTERNATIONAL FUEL GAS CODE > CHAPTER 7
GASEOUS HYDROGEN SYSTEMS > Amend to read as follows:

CHAPTER 7 GASEOUS HYDROGEN SYSTEMS - Delete in its entirety.

ARTICLE THIRTEEN: SEPARATION CLAUSE

If any section, subsection, sentence, clause or phrase of this Code is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Code. The City Council of the City of Mobile hereby declares that it would have passed this Code and each section, subsection, clause or phase thereof, irrespective of the fact that any one or more sections, subsections, sentences or phrases be declared unconstitutional.

ADOPTED: NOV 08 2022



City Clerk