

CHAPTER 150: BUILDING REGULATIONS

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BUILDING AND RESIDENTIAL CODES

§ 150.001 KENTUCKY BUILDING CODE AND KENTUCKY RESIDENTIAL CODE ADOPTED BY REFERENCE.

- A. The Kentucky Building Code, as promulgated in 815 KAR 7:120, and the Kentucky Residential Code, as promulgated in 815 KAR 7:125, by the Board of Housing, Buildings and Construction, Commonwealth of Kentucky, are hereby adopted in full as an ordinance of the Metro Government as if set out at length herein.
- B. A copy of the Kentucky Building Code and the Kentucky Residential Code are on file in the Office of the Jefferson County Clerk, and the Clerk shall at all times keep copies of said building and residential codes for reference.
- C. An attested copy of this subchapter shall be transmitted to the Department of Housing, Buildings, and Construction of the Commonwealth of Kentucky.
- D. In accordance with the Kentucky Building and Residential Codes, the Mayor shall appoint an appeals board, consisting of at least five technically qualified persons with professional experience related to the building industry to hear appeals of the decisions of local code officials. The Board of Appeals shall follow the appeals procedures for local boards of appeal, as set forth in the Kentucky Building and Residential Codes.

(1994 Jeff. Code, § 150.001) (Jeff. Ord. 2-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 125-2004, approved 8-30-2004; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.002 LOCAL ENFORCEMENT AGENCY.

The Department of Code and Regulations shall be designated local enforcement agency for the Kentucky Building and Residential Codes.

(1994 Jeff. Code, § 150.002) (Jeff. Ord. 2-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 125-2004, approved 8-30-2004; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.003 APPLICATION OF BUILDING AND RESIDENTIAL CODES.

- A. All current ordinances or parts of current ordinances in conflict with this chapter are to the extent of such conflict, hereby repealed.
- B. This chapter shall apply to all of Louisville Metro, including those incorporated cities within Louisville Metro that have not adopted the Kentucky Building and Residential Codes and who do not maintain a Department of Building Inspection program in accordance with Kentucky Revised Statutes and Kentucky Administrative Regulations and with the contractual approval of the Commonwealth of Kentucky Department of Housing, Building and Construction.

(1994 Jeff. Code, § 150.003) (Jeff. Ord. 2-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 125-2004, approved 8-30-2004; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.004 CODE OFFICIAL: DUTIES AND POWERS.

- A. General. The Code Official shall enforce the provisions of this chapter. The Code Official shall have the authority to appoint a Deputy Code Official, other related technical offices, inspectors and other employees.
- B. Rule-making authority. The Code Official shall have authority as necessary in the interest of public health, safety and general welfare, to adopt and promulgate rules and procedures; to interpret and implement the provisions of this chapter; to secure the intent thereof; and to designate requirements applicable because of local climatic or other conditions. Such rules shall not have the effect of waiving structural or fire performance requirements specifically provided for in this chapter, or of violating accepted engineering methods involving public safety.
- C. Inspections. The Code Official shall make all of the required inspections, or shall accept reports of inspection by approved agencies or individuals. All reports of such inspections shall be in writing and be certified by a responsible officer of such approved agency or by the responsible individual. The Code Official is authorized to engage such expert opinion as deemed necessary to report upon unusual technical issues that arise, subject to the approval of the appointing authority.
- D. Right of entry. The Code Official is authorized to enter the structure or premises at reasonable times to inspect subject to constitutional restrictions on unreasonable searches and seizures. If entry is refused or not obtained, the Code Official is authorized to pursue recourse as provided by law.
- E. Authority to disconnect service utilities. The Code Official shall have the authority to authorize disconnection of utility service to the building, structure or system regulated by this subchapter, the building code and the codes referenced in case of emergency where necessary to eliminate an immediate hazard to life or property.
- F. Identification. The Code Official shall carry proper identification when inspecting structures or premises in the performance of duties under this chapter.
- G. Citations, notices and orders. The Code Official shall issue all necessary citations, notices or orders to ensure compliance with this chapter.
- H. Department records. An official record shall be kept of all business and activities of the department specified in the provisions of this chapter; and all such records shall be open to public inspection in accordance with the Kentucky Open Records Act, and under reasonable regulations established by the Code Official to maintain the integrity and security of such records.

- I. Coordination of inspections. Whenever in the enforcement of this chapter or another code or ordinance, the responsibility of more than one Code Official of the jurisdiction is involved, it shall be the duty of the Code Official involved to coordinate their inspections and administrative orders as fully as practicable so that the owners and occupants of the structure shall not be subjected to visits by numerous inspectors or multiple or conflicting orders. Whenever an inspector from any agency or department observes an apparent or actual violation of some provision of some law, ordinance or code not within the inspector's authority to enforce, the inspector shall report the findings to the Code Official having jurisdiction.
- J. Restriction of employees. An official or employee connected with the enforcement of this chapter, except one whose only connection is that of a member of the Board of Appeals, established under the provisions of § 150.001(D), or the Code Enforcement Board, as set forth in §§ 32.275 et seq., as the case may be, shall not be engaged in, or directly connected with, the furnishing of labor, materials or appliances for the construction, alteration, or maintenance of a building, or the preparation of construction documents thereof, for personal gain unless that person is the owner of the building; nor shall such officer or employee engage in any work that conflicts with official duties or with the interests of the department.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.005 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

CODE. The Kentucky Building and Residential Codes and referenced codes and standards.

CODE OFFICIAL. The Director of the Department of Codes and Regulations or any authorized designee. The term **CODE OFFICIAL** shall also be synonymous with the terms Building Official and Inspector as used herein.

CONTRACTOR and LICENSEE. Any person, firm, partnership or corporation identified or possessing a license issued in accordance with this chapter.

DEPARTMENT. The Department of Codes and Regulations.

DIRECTOR. The Director of the Department of Codes and Regulations.

ELECTRICAL MINOR REPAIR WORK. Work such as replacing snap switches, replacing fuses, lamp sockets and receptacles.

ELECTRICAL WORK. Pertains to the installation, alteration or repair of electrical wires and conduits for the purpose of transmitting electricity, and the fixtures and equipment in connection therewith.

HVAC. Heating, ventilation and air conditioning.

IDENTIFIED. A contractor, identified in this chapter, who has provided the Department with the necessary documents and/or proof to be officially listed as the same.

INSPECTOR. Persons employed or contracted by the Department to perform inspections of properties and work under the jurisdiction of this chapter to insure compliance with the same.

LICENSED. A contractor who has provided the Department proof that he or she has passed the required written examination and has all the other listed prerequisites for the particular profession as required by this chapter.

LOUISVILLE METRO. The geographic boundaries of Jefferson County, Kentucky.

LOUISVILLE METRO GOVERNMENT. A consolidated local government as provided by KRS, Chapter 67C, which governs Louisville Metro.

PERMIT. The document issued by Department of Codes and Regulations that allows the applicant to proceed with the proposed work.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.006 WRECKING.

- A. Permit required. Any owner or authorized agent who intends to demolish or remove a building or structure, or to cause any such work to be done, shall first make application to the Department and obtain the all required permits. No property owner wrecking permit shall be issued until and unless the building or structure sought to be wrecked has been inspected by the code official and it has been determined that the wrecking of the building or structure can be safely and properly undertaken by such owner.
- B. Notice of intent.
 - 1. Before a building or structure can be demolished or removed, the permit holder or their agent shall notify in writing the owners of each potentially affected adjoining lot, building or structure at least one week prior to the commencement of the work. The notice shall request license to enter, if necessary the potentially affected lot, building or structure prior to the commencement of work and at reasonable intervals during its prosecution to inspect and preserve it from any damage which might result from the intended work.
 - 2. If afforded the necessary license to enter the adjoining lot, building or structure, the permit holder or their agent causing the demolition or excavation to be made shall at all times and at their expense preserve and protect lot, building or structure from damage or injury. If the necessary license is not afforded, it shall be the duty of the owner of the adjoining lot, building or structure to make safe their own property, for the prosecution of which said owner shall be granted the necessary license to enter the premises of the demolition or excavation.
- C. Removal of utilities. Before a building or structure can be demolished or removed, the owner or agent shall notify all utilities having service connections to the structure such as water, electric, gas, sewer, telephone and other connections. A permit to demolish or remove a structure shall not be issued until a release is obtained from the utilities stating that their service connections and appurtenant equipment, such as meters and regulators, have been removed or sealed and plugged in accordance to their laws and regulations.

- D. Wrecking operations. The demolition or removal, of any building or structure shall be executed only by the person, partnership, firm, or corporation to whom the permit has been issued, and no person, partnership, firm, or corporation shall conduct wrecking operations under a wrecking permit issued to some other person, partnership, firm, or corporation.
1. After obtaining the permit from the Department, as well as securing the permission of the Department of Public Works and Assets or any other Metro/state department/agency required for the occupancy of any public property or right of way, the permit holder or their agent shall proceed to erect all required protections and shall notify the Department to inspect the protections before proceeding with the wrecking operations.
 2. The wrecking company or person who secures the permit for the demolition of the structure will be held responsible for compliance with all applicable regulations laws.
 3. The methods used in wrecking shall not create hazards to the public or unnecessary danger to the workers and shall be in accordance with OSHA and all other industry accepted practices. The wrecking company or person who secures the permit for the demolition of a structure shall be responsible for repairing and making safe any utility service damaged during wrecking operations.
 4. When required by the Department in individual cases, detailed plans and proposed procedures for the demolition of the structure shall be submitted with the application for approval.
 5. Suitable provision shall be made for the disposal of materials which are accumulated during the wrecking operations. All putrescible rubbish, debris and excess materials shall be removed from the site and legally disposed of before any basement, cellar, cistern, privy, well or other hole can be filled. Foundations must be removed to below grade level unless otherwise authorized by the Department. No part of the structure shall be overloaded by excessive storage of materials or debris so as to cause possible collapse. Chutes, scaffolds, derricks, and hoists must be suitable and safe for use. All materials, debris and rubbish generated during the wrecking operations and removal of the same shall be controlled to prevent the creation of air pollution.
 6. No open fires or other source of flame, except necessary cutting torches will be permitted on the wrecking site, nor in close proximity to flammable materials outside of the site, and every precaution shall be taken to prevent the possibility of fire.
 7. When a structure involving a party wall is demolished, the owner of the demolished structure shall at their own expense close all open beam holes and maintain the safety and usefulness of the standing wall to current code requirements for the same.
 8. When the demolition of an existing building is of greater height than adjoining buildings, the roof, roof outlets, and roof structures of adjoining buildings shall be protected against damage with adequate safeguards.
 9. Blasting and the use of explosives shall be done only by a company or person licensed and permitted by the Commonwealth of Kentucky Bureau of Mines to perform such work.
 10. All basements, cellars, cisterns, privies, wells and holes shall be removed or broken up so as to allow for drainage of the site and be properly filled to a depth of 24 inches below the

existing grade with approved non-combustible and non-putrescible materials. Fill material shall then be placed in one-foot depth horizontal layers with each layer compacted. The last two-foot layer of fill material shall be free of all debris, waste, brick, stone, or any other similar materials. Existing drainage patterns shall be maintained so as to not cause additional surface water run-off to adjacent properties or standing water. Foundations shall be broken up unless specifications stating otherwise are approved by the Code Official.

11. The wrecking permit holder or the agent shall be responsible for notifying the appropriate Fire Department/or District before removal of standpipes, sprinklers, or fire protection systems and associated water service.
12. The wrecking permit holder or the agent shall notify in writing the Department the location of the sites on which they will be disposing of all materials, rubbish, debris associated with the wrecking operations and the removal of the structure(s).
13. The requirements of this section are designated as a minimum necessary for average conditions and in the case of unusual or dangerous situations, adequate provision shall be made and every precaution taken to protect the safety of the public and workers and adjoining properties.
14. If during the wrecking of the building or structure it appears to the Code Official that the provisions of this section or the permit are not being complied with or that proper safety precautions are not being taken or that there is a threat to the health or safety of persons or property, the Code Official may immediately issue an order to cease all wrecking operations. This order shall be effective immediately and shall be complied with by wrecking permit holder and their representatives. This order may be appealed to the Director of the Department within ten days of its issuance.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.007 PARKING LOTS.

- A. It shall be unlawful to construct a parking lot, or to increase the size of an existing parking lot without first filing an application with the Department and obtaining the required permit.
- B. A permit for construction or alteration of a parking lot shall not be issued until construction plans have been approved insuring compliance with the Land Development Code and other applicable federal, state and local laws and regulations.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.008 ELEVATORS.

- A. Permits and installation.
 1. All passenger elevators, moving sidewalks, wheelchair lifts, stairway chair lifts and escalators shall be permitted and inspected by the Commonwealth of Kentucky unless delegated to Louisville-Jefferson County Metro Government by the Commonwealth of Kentucky.
 2. Freight elevators. All freight elevators shall be maintained in a safe working manner and be

inspected annually by a certified elevator company to insure safe operation. Copies of annual inspection reports shall be kept on site and available for review by the fire department and Commonwealth of Kentucky or designee elevator inspectors.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.009 SIGNS.

- A. Permit required. Any owner or authorized agent who intends to build, erect or install a sign, or to cause any such work to be done on a sign, shall first make application to the Department and obtain the required permit.
- B. Permit expiration. All sign permits will expire in 180 days from the date of issuance.

(Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

INSTALLATION OF HEATING, REFRIGERATION AND AIR CONDITIONING EQUIPMENT

§ 150.020 TITLE AND PURPOSE.

The purpose of this subchapter is to safeguard life, health, property and public welfare by providing minimum standards for the installation of heating, air conditioning, refrigeration and other related and similar equipment.

(1994 Jeff. Code, § 150.020) (Jeff. Ord. 4-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.021 RESERVED.

§ 150.022 APPLICATION AND EXEMPT PERSONS.

The provisions of this subchapter shall apply to the installation, repair and maintenance of all heating, air conditioning and refrigeration equipment located within Louisville Metro including equipment or apparatus located in private plants, provided, however, other incorporated cities located within Louisville Metro which maintain their own heating, air conditioning and refrigeration permitting and inspections programs are exempt from this subchapter.

(1994 Jeff. Code, § 150.022) (Jeff. Ord. 4-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.023 RESERVED.

§ 150.024 HVAC AND REFRIGERATION PERMITS.

- A. A permit must be obtained from the Department prior to any heating, air conditioning or refrigeration installation or the repair or alteration of an existing system. The permits shall be valid only for the location set forth in the application.

- B. Application for heating, air conditioning or refrigeration permits shall be made by an identified contractor of the appropriate class and shall state the names of owners, the location of the property upon which the work is to be performed and the estimated full extent of work to be performed. The Department may require that a full set of plans accompany the permit application. The plans shall be drawn in sufficient detail to show full compliance with the code.
- C. An HVAC permit may be obtained by the owner of a single-family residence. The permit applicant must own the property and live or intend to live at the location on a full-time basis. However, they shall be required to complete the home owner HVAC application affidavit and permit application forms and obtain a permit for the work to be performed prior to initiating the work.
- D. Any permit shall be void where work covered by such permit is not commenced within 180 days of the date of issuance or stopped for a period exceeding 180 days.

(1994 Jeff. Code, § 150.024) (Jeff. Ord. 4-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.025 HVAC INSPECTIONS.

- A. The inspector shall at a minimum be notified by any person, firm, or corporation installing any new HVAC, first when rough-in work is complete and, second, when the entire job is complete. The inspector, upon receipt of such notice, shall inspect the work and if the work conforms with the provisions of the code, the inspector shall post a notice of approval at or near the work.
- B. No HVAC system or part thereof shall be covered or concealed until approved by the inspector. Should the inspector condemn any of the work not being in compliance with the code, notice of same shall be given to the person, firm, or corporation engaged in the installation of the work.
- C. Within 15 days after such notification or within such further reasonable time approved by the code official, the work shall be altered or removed, as the case may require to fully comply with the code.
- D. The inspector is hereby empowered to re-inspect all existing HVAC appliances, devices, and equipment within the scope of the code. When the installation of any such appliances, devices and equipment is found to be in a dangerous or unsafe condition, the person, firm or corporation owning, using, or operating the same shall be notified and shall make the necessary repairs or changes required to place such appliances, devices and equipment in a safe condition. Such work must be completed within 15 days or within the timeframe established by the inspector to protect the public.
- E. The inspector is hereby empowered to disconnect or order the discontinuance of HVAC appliance or equipment found to be in a dangerous or unsafe condition or to have been installed without a permit or not in compliance with the code. The inspector shall attach thereto a notice stating the reasons for such action and it shall be unlawful for any person to remove said notice or to reconnect such appliance or equipment until the same is placed in a safe and secure condition and approved by the inspector.

(1994 Jeff. Code, § 150.025) (Jeff. Ord. 4-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

INSTALLATION OF ELECTRICAL EQUIPMENT

§ 150.040 TITLE AND PURPOSE.

The object of this subchapter is to reduce hazards from electrical causes by providing minimum standards for electrical installation in Louisville Metro.

(1994 Jeff. Code, § 150.040) (Jeff. Ord. 3-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 158-2007, approved 8-13-2007; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.041 RESERVED.

§ 150.042 APPLICATION.

The provisions of this subchapter shall apply to all electrical installations and equipment located within Louisville Metro including wiring or apparatus powered by private plants, unless the electrical installation is exempted as referenced in the Kentucky Building/Residential Codes, KRS Chapter 227 or KRS Chapter 227A or within this subchapter.

- A. Installation of public utility made pursuant to the generation or distribution of said utility.
- B. Installation of low voltage communication transmitting equipment for the operation of the Metro Government radio, fire, EMS, and police dispatch systems.
- C. Other incorporated cities within Louisville Metro and which maintain their own electrical inspection division.

(1994 Jeff. Code, § 150.042) (Jeff. Ord. 3-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 158-2007, approved 8-13-2007; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.043 RESERVED.

§ 150.044 RESERVED.

§ 150.045 ELECTRICAL PERMITS.

- A. Prior to the performance of any electrical work, a permit must be obtained from the Department as required by the Kentucky Building/Residential Codes and KRS Chapter 227.
- B. Applications for electrical permits shall state the names of the owners and contractor name and their state license number, who is to perform the work, and the location where the work is to be performed and provide a full description extent of the work to be done. Applications for permits must be signed by a Commonwealth of Kentucky licensed electrical contractor.
- C. Any person applying for a permit to make an electrical installation on single-family property owned by the applicant shall not be required to have their application signed by a Commonwealth of Kentucky licensed electrical contractor. The permit applicant must own the property and live or intend to live at the location on a full-time basis. However, they shall be required to complete the home owner electrical application affidavit and permit application forms and obtain a permit prior

to initiating any work.

- D. An electrical permit shall be valid only for the location stated in the application.
- E. The Department may require a full set of plans and specifications for any proposed electrical work before a permit is issued.
- F. During festivals, conventions, carnivals, or similar occasions of a temporary nature, special permits shall be requested and may be granted by the Department for the installation of an approved system of lighting or as a source of electrical energy to power equipment and electrical rides. Such permits shall be issued for a period of not more than 30 days and may be renewed only at the discretion of the Department.
- G. A permit for temporary electrical current for a period of 90 days may be granted by the Department where an urgent necessity is shown to exist and where no danger will result. The permit requests must be in writing by a Commonwealth of Kentucky licensed electrical contractor.
- H. Any permit shall be void where work covered by such permit is not commenced within 180 days of the date of issuance or stopped for a period exceeding 180 days.

(1994 Jeff. Code, § 150.045) (Jeff. Ord. 3-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 158-2007, approved 8-13-2007; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)
Penalty, see § 150.999

§ 150.046 ELECTRICAL INSPECTIONS.

- A. (A) The inspector shall at a minimum be notified by any person, firm, or corporation installing any new electrical work, first when rough-in work is complete and, second, when the entire job is complete. The inspector, upon receipt of such notice, shall inspect the work and if the work conforms with the provisions of the code, the inspector shall post a notice of approval at or near the work.
- B. No electrical wiring shall be covered or concealed until approved by the inspector. Should the inspector condemn any of the work for not being in compliance with the code, notice in writing shall be given to the person, firm, or corporation engaged in the installation of the work.
- C. Within 15 days after such notification or within such further reasonable time approved by the Code Official, the work shall be altered or removed, as the case may require to fully comply with the code.
- D. The inspector is hereby empowered to re-inspect all existing wiring, appliances, devices, and equipment coming within the scope of the code. When the installation of any such wiring, appliances, devices and equipment is found to be in a dangerous or unsafe condition, the person, firm or corporation owning, using, or operating the same shall be notified in writing and shall make the necessary repairs or changes required to place such wiring, appliances, devices and equipment in a safe condition. Such work must be completed within 15 days or within the time frame established by the inspector to protect the public. In addition, a penalty may be assessed pursuant to § 150.999(B) if the inspector finds that the electrical work is in violation of the National Electrical Code, without a permit or is in an imminent danger to life or property, as set forth in § 150.047.

- E. The inspector is hereby empowered to disconnect or order the discontinuance of electrical service to such conductors or apparatus found to be in a dangerous or unsafe condition or to have been installed without a permit or not in compliance with the code. The inspector shall attach thereto a notice stating the reasons for such action and it shall be unlawful for any person to remove said notice or to reconnect such conductors or apparatus until the same is placed in a safe and secure condition and approved by the inspector.

(1994 Jeff. Code, § 150.046) (Jeff. Ord. 3-1980, adopted and effective 2-12-1980; Lou. Metro Am. Ord. No. 158-2007, approved 8-13-2007; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)
Penalty, see § 150.999

§ 150.047 ELECTRICAL WORK PERFORMED WHERE IMMINENT DANGER TO LIFE OR PROPERTY EXISTS.

- A. In accordance with KRS 227.450 to 227.500, if in the judgment of an inspector, imminent danger to life or property exists, an inspector may issue a stop-work order regarding any electrical work at an inspection site and/or issue a citation in an amount as set forth in § 150.999(B) herein. For purposes of this subsection, failure to obtain a permit in accordance with § 150.045 prior to the performance of any electrical work shall be deemed to be an imminent danger to life or property.
- B. The findings of the inspector under subsection (A) of this section shall be presumed to be correct until Metro Government, the Commonwealth of Kentucky Office of Housing and Building Construction, or the party affected by the findings demonstrates that it is more likely than not that the inspector was incorrect in his or her findings.

(Lou. Metro Ord. No. 158-2007, approved 8-13-2007; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

BUILDING CONSTRUCTION LICENSING, IDENTIFICATION, PERMITS AND FEES

§ 150.080 TITLE.

This subchapter may be cited as “Louisville/Jefferson County Building Construction Identification, Licensing, Permits and Fees.”

(1994 Jeff. Code, § 150.080) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.081 RESERVED.

§ 150.082 RESERVED.

§ 150.083 GENERAL REQUIREMENTS FOR IDENTIFICATION AND LICENSES.

- A. In order to safeguard life, health and property, any person, firm, partnership or corporation practicing or offering to practice the following types of work or to contract that work in Louisville Metro, shall hereafter be required to be licensed/identified with Louisville Metro, and it shall be unlawful for any person, firm, partnership or corporation to practice or offer to practice that type of work in Louisville Metro unless such person, firm, partnership or corporation has been duly

licensed/identified under the provisions of this chapter. No person, firm, partnership or corporation shall obtain a permit unless they are an identified or licensed contractor or property owner.

- B. No license or identification granted under the provisions of this subchapter may be assigned or transferred.
- C. All identified/licensed contractors shall notify the Department within five working days if the person, firm, partnership or corporation changes ownership or changes the business name or address. All licensees shall notify the Department within five working days if the licensee changes contractors.
- D. Any identification/license may be revoked or suspended for the following causes:
 - 1. Submission of a false affidavit or information in connection with the license, identification or permit application.
 - 2. Failure to comply with this subchapter within 15 days after having received written notice of such violations from the Department.
 - 3. Failure to obtain permits in advance of work to be performed when such permits are required by code.
 - 4. Failure to correct any code deficiency in any work within the time specified in the notification of such code deficiency or within such additional time as may be allowed upon request to the Department.
 - 5. Failure to purchase and maintain insurance or bonds as required by this subchapter with an insurance company licensed or approved to do business in Kentucky.
 - 6. Repeated failure to schedule required inspections or to notify the Department when permitted work is completed.
- E. When the identification/license of any licensee is revoked, such licensee shall be required to submit an application for approval and pass the required examination, if required, before a new identification/license shall be issued.
- F. Payment of license or identification fees as described in the fee section of this subchapter shall be made prior to issuing any license or identification.
- G. Before a permit may be issued, all contractors must provide the Department through affidavit, that the person, firm, partnership or corporation shall be in compliance with the Kentucky requirements for Workers Compensation Insurance according to KRS Chapter 342 and Unemployment Insurance according to KRS Chapter 341, unless a certificate of insurance for a specific amount of coverage is required in detail under the type of identification/license that the contractor has obtained.
- H. Before a permit may be issued, all contractors shall submit a certificate of insurance, verifying that the person, firm, partnership, or corporation has obtained a commercial general liability insurance policy with limits of liability of not less than \$250,000, per person per occurrence and \$500,000 aggregate, including products and completed operations coverage.

- I. Before a permit may be issued, all contractors shall have their workers compensation and commercial general liability insurance policies endorsed to state that written notice will be sent by their insurance company of the company's intention to terminate or cancel such policy, at least 30 days, as required by KRS 304.20 - 304.320, before the cancellation shall take effect, to Louisville Metro Department of Codes and Regulations. Upon the date of expiration, the Code Official shall cause the affected contractor's identification/license to become suspended until such time as satisfactory evidence of a new insurance policy is presented to the Department.
- J. Before a permit may be issued, any contractor required by this subchapter to provide a surety bond shall require that its surety company notify the Department in writing of its intention to terminate or cancel such bond at least 30 days before the cancellation shall take effect. Upon the date of expiration, the Code Official shall cause the affected contractor's identification to become suspended until such time as evidence of a new bond is presented to the Department.
- K. Before a permit may be issued, all licensed contractors must properly identify all vehicles used in the operations of the contractor and shall assure that automobile liability insurance with minimum limits of liability as required by KRS 304.39.010 is purchased and maintained.
- L. Before a permit may be issued, any licensee who has not renewed their identification/license within a period of one year after it expired shall be subject to reexamination, as determined by the Code Official and pay the required license fee for the years for which the identification/license was not renewed.

(1994 Jeff. Code, §150.083) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.084 GENERAL BUILDING CONTRACTORS IDENTIFICATION REQUIREMENTS.

- A. There shall be two types of building contractors identification defined as follows:
 - 1. Type "A" building contractor identification shall be for building contractors.
 - 2. Type "B" building contractors limited identification are for building contractors seeking to obtain one building permit. With a Type "B" identification the building contractor may only obtain one building permit.
- B. Identification terms shall be from January 1 to December 31.
- C. Type "B" building contractor identification shall be made available as needed and as approved.
- D. Any building contractor who intends to obtain a permit or permits to construct one or two family residential or multi-family residential buildings shall annually and successfully complete six hours of accredited continuing education credits on subject matter relevant to such types of construction. All such continuing education programs or seminars that are not sponsored by the Department but are developed by a building contractor(s) or a professional association must apply for and receive prior accreditation from the Department. If a building contractor fails to obtain the necessary accredited continuing education credits as required by this subsection (D), within the requisite identification period, as set forth in subsection (B), then one extension of 30 days may be granted to obtain such continuing accredited education credits by the Director or his or her designee. In order to receive consideration for an extension, an affected contractor must submit to the Director

in writing a request for such an extension, list the reason(s) for his or her failure to obtain the necessary accredited continuing education credits and demonstrate how he or she intends to obtain such credits within the 30-day extension period, if granted. This written request must be accompanied with a \$50 administrative fee made payable to the Department.

- E. No building identification will be renewed without full compliance with subsection (D), above.

(1994 Jeff. Code, § 150.084) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Jeff. Am. Ord. 21-1997, adopted 8-26-1997, effective 18 months later; Lou. Metro Am. Ord. No. 2-2005, approved 2-14-2005; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.085 PLUMBING CONTRACTOR; IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership, or corporation engaged in the business of installation or repair of plumbing systems or equipment shall be identified with the Department.
- B. Each identified plumbing contractor shall have and maintain a Commonwealth of Kentucky Master Plumber License.
- C. A plumbing contractor identification shall be valid from March 1 through February 29 the following year. (Lou. Metro Ord. No. 267-2007, approved 12-10-2007)

§ 150.086 HVAC CONTRACTOR; IDENTIFICATION AND LICENSE REQUIREMENTS.

- A. Any person, firm, partnership, or corporation engaged in the installation, alteration or maintenance of HVAC appliances and equipment shall be identified with the Louisville/Jefferson County Metro Government as outlined in this section.
- B. Each identified HVAC contractor shall have and maintain a Commonwealth of Kentucky Master HVAC Contractor License.
- C. All licensed vehicles used in the operation of a HVAC contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- D. Identification shall be from March 1 to February 28.
- E. An identified HVAC contractor shall be deemed identified as a manufactured fireplace appliance contractor, a range-hood contractor, and a mechanical refrigeration contractor.

(1994 Jeff. Code, § 150.086) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.087 MANUFACTURED FIREPLACE APPLIANCE CONTRACTOR IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership or corporation engaged in the installation or repair of manufactured fireplace appliances shall be identified.

- B. All licensed vehicles used in the operation of a manufactured fireplace appliance contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- C. Identification shall be from March 1 to February 29.

(1994 Jeff. Code, § 150.087) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.088 RANGE-HOOD CONTRACTOR IDENTIFICATION REQUIREMENTS.

(Excludes domestic residential range-hoods)

- A. Any person, firm, partnership or corporation engaged in the installation or repair of range-hoods exhaust systems shall be identified.
- B. All licensed vehicles used in the operation of a range-hood contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- C. Identification shall be from March 1 to February 29.

(1994 Jeff. Code, § 150.088) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.089 COMMERCIAL REFRIGERATION APPLIANCE CONTRACTOR IDENTIFICATION REQUIREMENTS.

- A. (A) Any person, firm, partnership or corporation engaged in the installation or repair of commercial refrigeration equipment or systems shall be identified. (B) All licensed vehicles used in the operation of a refrigeration appliance contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times. (C) Identification shall be from March 1 to February 29.

(1994 Jeff. Code, § 150.089) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.090 FIRE DETECTION CONTRACTORS IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership, or corporation engaged in the installation or repairing of central-station or interconnected fire detection equipment or systems shall be identified. (This shall exclude systems confined to one living quarter.)
- B. All licensed vehicles used in the operation of a fire detection contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The

licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.

C. Identification shall be from May 1 to April 30.

(1994 Jeff. Code, § 150.090) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.091 FIRE SUPPRESSION CONTRACTORS IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership or corporation engaged in the installation or repair of fire suppression equipment or systems shall be identified.
- B. Each applicant must furnish the Department with a copy of their current Commonwealth of Kentucky Suppression Contractors license.
- C. Exemption: Any application for a sprinkler system with ten or less sprinklers on a domestic water system shall not require an identified contractor.
- D. All licensed vehicles used in the operation of a fire suppression contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- E. Identification shall be from May 1 to April 30.

(1994 Jeff. Code, § 150.091) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.092 MOVING CONTRACTOR IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership or corporation engaged in the moving of buildings or structures shall be identified.
- B. All licensed vehicles used in the operation of a moving contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- C. Identification shall be from May 1 to April 30.

(1994 Jeff. Code, § 150.092) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.093 SIGN CONTRACTOR IDENTIFICATION REQUIREMENTS.

- A. Any person, firm, partnership or corporation engaged in the for-profit installation or repairing of signs or outdoor advertising as defined in the Louisville/Jefferson County Land Development

Code shall be identified.

- B. All licensed vehicles used in the operation of a sign contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- C. Identification shall be from May 1 to April 30.

(1994 Jeff. Code, § 150.094) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.094 WRECKING CONTRACTOR IDENTIFICATION AND LICENSE REQUIREMENTS.

- A. Each identified wrecking contractor must have a wrecking licensee as a full time employee.
- B. All licensed vehicles used in the operation of a wrecking contractor are to be properly identified and such identification shall be visible on the outside of the vehicle at all times. The licensed vehicle shall bear the name of the company and identification number. All such identification shall be in letters not smaller than three inches high and must be kept legible at all times.
- C. There shall be two types of wrecking contractors.
 - 1. Type “A” identification shall be for contractors wrecking structures less than 35 feet in height, or two stories, and/or less than 3,000 square feet.
 - 2. Type “B” identification shall be for contractors wrecking structures that do not meet the requirements of type “A” listed above.
- D. Each identified wrecking contractor shall provide a bond as follows:
 - 1. Any person, firm, partnership or corporation applying for a type “A” wrecking contractor identification shall, before being granted an identification number, execute and deliver to the Director a bond in the minimum sum of \$10,000 payable to Louisville Metro Government; such bond should be made for work performed where said wrecking contractor furnishes any materials or performs any service against loss or damage which may arise by reason of the work done or material furnished in violation of the requirements of any law of the State of Kentucky or any ordinance of the Louisville Metro Government controlling such work. Such bond shall be executed by each applicant with any recognized and responsible surety company authorized to do business in the Commonwealth of Kentucky as surety thereon using the form available from the Department, which requires that if any work is performed in violation of the provisions of the code the principal and surety upon such bonds are jointly and severally liable to Louisville Metro Government for the amount necessary to correct such work to conform fully with the provisions of the code. Provided, however, such surety company may cancel said bond upon giving 30 days written notice to the Department
 - 2. Any person, firm, partnership or corporation applying for a type “B” wrecking contractor identification shall, before being granted an identification number, execute and deliver to the Director a bond in the minimum sum of \$25,000 payable to Louisville Metro

Government; such bond should be made for work performed where said wrecking contractor furnishes any materials or performs any service against loss or damage which may arise by reason of the work done or material furnished in violation of the requirements of any law of the Commonwealth of Kentucky or any ordinance of the Louisville Metro Government controlling such work. Such bond shall be executed by each applicant with any recognized and responsible surety company authorized to do business in the Commonwealth of Kentucky as surety thereon using the form available from the Department, which requires that if any work is performed in violation of the provisions of this code the principal and surety upon such bonds are jointly and severally liable to Louisville Metro Government for the amount necessary to correct such work to conform fully with the provisions of the code. Provided, however, such surety company may cancel said bond upon giving 30 days written notice to the Department.

- E. The identified wrecking contractor shall also file with the Department a certificate of insurance verifying that the identified contractor has currently in force a comprehensive general liability and property damage insurance policy naming the identified contractor and Louisville Metro Government as the insured, and providing for the payment of any liability imposed by law on such identified contractor and/or Louisville Metro Government to the following minimum requirements:
1. Type "A" identified contractors shall be insured for not less than \$300,000 for any one occurrence and \$600,000 aggregate for bodily injury and property damage including completed operations coverage, due to the wrecking of buildings or other structures. Such policy shall not contain a ball and chain or similar exclusion.
 2. Type "B" identified contractors shall be insured for not less than \$1,000,000 for any one occurrence and \$2,000,000 aggregate for bodily injury and property damage, including completed operations coverage, due to the wrecking of buildings and other structures. Such policy shall not contain a ball and chain and similar exclusion.
- F. Identification shall be from May 1 to April 30.
- G. The Director shall require each wrecking licensee to pass a written examination establishing in a manner satisfactory to the Director that the wrecking licensee has the necessary knowledge of the ordinance provisions relating to wrecking, the principles and practices of wrecking operations, and the obligations of a wrecking licensee.
- H. The Director shall refuse to issue the license if he or she finds the wrecking licensee is not fit or qualified or is not suitable to engage in wrecking operation.
- I. The wrecking licensee may be only affiliated with one identified contractor.
- J. The wrecking licensee must submit a duly notarized application wherein all pertinent information and experience shall be included, and satisfactory proof that the applicant has been engaged in the business of wrecking buildings or structures for a period of one year in a supervisory capacity.
- K. Licensing shall be from May 1 to April 30.

(1994 Jeff. Code, § 150.093) (Jeff. Ord. 10-1991, adopted and effective 4-25-91; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.095 IDENTIFICATION, LICENSE AND IDENTIFICATION FEES; PAYMENT.

- A. The fee for building contractors identification shall be as follows:
 - 1. The fee for Type “A” building contractor’s identification shall be \$125 per year for obtaining more than four permits a year.
 - 2. The fee for Type “B” building contractor’s limited identification shall be \$50.
- B. The fee for HVAC Contractor’s identification shall be \$200 per year.
- C. The fee for the plumbing contractor identification shall be \$150 per year.
- D. The fee for a manufactured fireplace appliance contractor identification number shall be \$75 per year.
- E. The fee for a range-hood contractor identification shall be \$75.
- F. The fee for a refrigeration appliance contractor identification shall be \$75 per year.
- G. The fee for a fire detection contractor identification shall be \$75.
- H. The fee for a fire suppression contractor identification shall be \$75 per year.
- I. The fee for moving contractor identification shall be \$75 per year.
- J. The fee for wrecking or demolition licenses and identification shall be as follows:
 - 1. 1) The fee for a Type “A” wrecking contractor’s identification shall be \$125 per year.
 - 2. The fee for Type “B” wrecking contractor’s identification shall be \$225 per year.
- K. The fee for a wrecking or demolition license.
 - 1. (1) The license fee shall be \$75 per year.
 - 2. (2) The fee for the wrecking licensee’s examination shall be \$75 per examination.
- L. The fee for a sign contractor’s identification shall be \$125 per year.
- M. All identification and licenses shall be paid in full. No identification or license fee will be prorated.

(1994 Jeff. Code, § 150.096) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Jeff. Am. Ord. 16-2000, adopted and effective 6-27-2000; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.096 PERMITS AND INSPECTION FEES.

The following fees shall be charged and collected for inspections and permits issued or made by or under the authority of the Department of Codes and Regulations. Building permit fees.

1. The permit fees for new construction, additions, complete alterations of an entire building, tents and other temporary structures and change of Kentucky Building Code Use Group Classification permits shall be calculated according to the following table.

Kentucky Building Code		
Use Group		Per Square Foot
A-1	Assembly, theaters	\$0.08
A-2	Assembly: night clubs	0.10
A-3	Assembly; recreation centers	0.08
A-4	Assembly; churches	0.08
B	Business	0.06
E	Educational	0.06
F-1	Factory; low hazard	0.06
H	High hazard	0.10
I-1	Institutional; residential care	0.06
I-2	Institutional; incapacitated	0.06
I-3	Institutional; restrained	0.06
M	Mercantil	0.06
R-1	Residential; hotels	0.06
R-2	Residential; multi-family	0.06
R-3	Residential: one - and two-family	0.06
S-1	Storage; moderate	0.06
S-2	Storage; low	0.06
U	Utility; miscellaneous	0.04

2. Square footage shall be based on the number of square feet on every floor, including all finished portions of basements, calculated to the outside of the exterior walls.
3. The fee for partial alterations, structures other than buildings, or any type of work that the square feet cannot be calculated, the fee shall be calculated by a reasonable estimated cost to be submitted by the applicant and verified by the Department. The fee shall be \$15 plus \$2 per \$1,000 of estimated cost. The Department may ask for factual verification of presented estimated costs, when appropriate.
4. Any permit issued by the Department for which the Commonwealth of Kentucky is responsible for conducting the required building inspections, shall be ½ the normal amount.
5. A plan review fee shall be charged for all applications that are reviewed without issuance of a building permit or requested refunds for issued permits. The plan review fee shall be a minimum \$30 or one third (1/3) the normal permit fee, whichever is higher.
6. Fast-track elective. For permit applicants seeking early site/ foundation, shell and/or phased

approval prior to full review of complete set on construction documents, the fee for foundations as listed in subsection (A)(7) listed below shall apply; however, shell permits and phased work will be charged the full fee using the table listed in subsection (A)(1). The following interior finish work or phased work will be charged the full fee using the table listed in subsection (A)(1).

7. The fee for a “foundation only” permit shall be \$30.
8. There shall be a building permit extension fee charge of \$30 for every approved request to reactivate an expired building permit within 180 days of the expiration date. Requests after this period will be subject to full permit fee.
9. Permit fees for metro owned property projects may be waived by agreement of the Director of Public Works and Assets and the Director of Codes and Regulations.
10. The administrative fee for a Certificate of Use and Occupancy without issuance of an associated building permit, shall be \$30.
11. No building permit fee calculated under this section shall be less than \$30.
12. The fee for any additional inspections not covered by the initial permit fee shall be \$30. The Department shall have the right not to issue any additional permits to the applicant until the additional inspection fees have been paid in full.
13. Before a building permit is issued by the Department for a one or two-family residential construction project or a multi-family residential construction project, the Department shall conduct a search of its records to determine if the applicant has any unresolved or uncured and outstanding Code violations. If the applicant has no such unresolved or uncured and outstanding Code violations, then the Department may issue the building permit, if otherwise appropriate. If the applicant has unresolved or uncured and outstanding Code violations prior to the issuance of a Certificate of Occupancy, the Department shall not issue a building permit until such time as all the outstanding Code violations are removed, cured or corrected by the applicant and all fines and/or fees paid in full.
14. Electrical permit fees.
 - a. The fees for initial installation of electrical wiring in one or two family residences shall be \$160. This permit fee shall include three inspections.
 - b. The fee charged for the initial installation of electrical wiring in a condominium or patio home residence/unit shall be \$90 for the base permit, and \$.25 for each ampere at the service entrance up to and including 600 amperes. The fee shall be \$.50 for each ampere over 600 amperes. This permit fee shall include three inspections.
 - c. The fee charged for service upgrade, burnout, new service, repairs or additional wiring in a one or two-family, condominium or patio home residence shall be \$40, which shall include one inspection.
 - d. The fee for installation of new electrical wiring other than in a one or two family, condominium or patio home residence shall be \$40 for the base permit, \$20 for each subpanel, \$20 for each dwelling unit in a residential structure other than one or two family residences, and \$.25 for each ampere at the service entrance up to and including 600

amperes. The fee shall be \$.50 for each ampere over 600 amperes. This permit fee shall include two inspections.

- e. The fee for rewiring, burnout, new service or repairs in other than one or two family, condominium or patio home residences shall be \$40 plus an additional \$20 per each dwelling unit specifically involved in the work for residential property, or \$20 per each subpanel specifically involved in the work for commercial property. This permit fee shall include one inspection.
- f. The fee for the installation of a temporary pole shall be \$40. This permit fee shall include one inspection.
- g. The fee for any additional inspections not covered by the initial permit fee shall be \$30. The Department shall have the right not to issue any additional permits to the applicant until the additional inspection fees have been paid in full.

15. Heating, ventilation and air conditioning (HVAC) permit fees.

- a. The fee for HVAC installation, replacements and repairs in residential structures shall be as follows:
 - 1. The fee for the installation, replacement or addition of heating equipment shall be \$20.
 - 2. The fee for the installation, replacement or addition of cooling equipment shall be \$20.
 - 3. The fee for the installation, replacement or addition of combination heating and cooling equipment shall be \$30.
 - 4. The fee charged for the installation, replacement or addition of each manufactured fire place (solid fuel, gas or electric) shall be \$30 for one or two-family, condominium or patio home residences and \$20 for multi-family apartments.
 - 5. The fee charged for a residential gas restoration as required by the utility company, shall be \$20 per inspection.
 - 6. The fee for the installation, replacement or addition of a boiler shall be \$20 plus \$1 for each radiator or fin tube connector.
- b. The fee for installation of HVAC equipment in structures other than residential shall be as follows:
 - 1. The fee for HVAC equipment shall be \$20 for the first apparatus, \$5 for each additional apparatus plus \$1 for each duct opening.
 - 2. The fee for the installation, replacement or addition of a range hood shall be \$30.
 - 3. The fee for the installation, replacement or addition of a chiller/cooling tower shall be \$30.

4. The fee for the installation, replacement or addition of a commercial dryer shall be \$30.
 5. The fee for the installation, replacement or addition of a roof top unit shall be \$45 per unit.
 6. The permit fee charged for the installation, replacement or addition of each manufactured fire place (solid fuel, gas or electric) shall be \$30.
 7. The permit fee charged for the installation, replacement or addition of mechanical refrigeration equipment shall be \$30 the first 100 tons.
 - a. The excess over 100 tons, but less than 501 tons, the fee shall be \$50.
 - b. The excess over 500 tons, the fee shall be \$75.
 8. The fee charged for the installation, replacement or addition of a spray booth ventilation/exhaust system shall be \$35 and will include up to two inspections.
 9. The fee charged for a commercial gas restoration as required by the utility company, shall be \$40 per inspection.
 - c. The fee for any additional inspections not covered by the initial permit fee shall be \$15. The Department shall have the right not to issue any additional permits to the applicant until the additional inspection fees have been paid in full.
16. Fire detection and suppression permit fees.
- a. The fee for the installation and or replacement of a sprinkler system shall be as follows:
 1. Fifty five dollars for the first 200 sprinklers plus \$.10 for each sprinkler over 200, but less than 400 sprinklers.
 2. The fee for a sprinkler system for 400 or more sprinklers shall be \$110 plus \$.10 for each sprinkler over 750.
 - b. The fee for automatic and/or manual fire detection systems shall be as follows:
 1. The fee shall be \$10 per 5,000 square feet, or fraction thereof, up to 70,000 square feet.
 2. The fee for over 70,000 square feet shall be \$150 plus \$15 for each additional 20,000 square feet or fraction thereof.
 - c. The fee for a standpipe shall be \$35 each. If a combination standpipe and sprinkler system is installed the fee shall be calculated by subsection (D)(2).
 - d. The fee for a carbon dioxide fire suppression system shall be \$55 for the first 200 pounds of agent plus \$.02 for every pound in excess of 200 pounds.
 - e. The fee for a clean agent suppression system shall be \$55 for the first 35 pounds of agent

plus \$.05 for each pound of agent in excess of 35 pounds.

- f. The fee for a foam suppression system shall be \$1 per gallon of foam concentrate. The minimum fee shall be \$50; the maximum fee shall be \$1,000.
 - g. The fee for a range hood suppression system shall be \$30.
 - h. The fee for a dry chemical suppression system shall be \$35 for the first 30 pounds of agent plus \$.20 for each pound in excess of 30 pounds.
17. Moving permit fees. Moving permit requirements and fees are established in Chapter 152 of the Louisville Metro Code of Ordinances.
18. Wrecking or demolition permit fees.
- a. The building official shall issue three types of wrecking permits which shall be classified as Type "A", Type "B" and Type "C".
 - 1. Type "A" permits shall be for any structure of not more than two stories or 35 feet in height and contains less than 3,000 square feet of floor space (total square feet of all floors).
 - 2. Type "B" permits shall be for any structure that does not meet the criteria of Type "A" permits.
 - 3. Type "C" permits shall be for any structure of not more than one story or 25 feet in height or more than 1,500 square feet of floor space. Type "C" permits shall be property owner permit only. Any permit that meets the requirement of a Type "C" permit and is applied for by a licensed wrecking contractor shall be considered a Type "A" permit.
 - b. The fee for Type "A" wrecking permits shall be \$30 for the first 1,000 square feet plus \$10 for each additional 1,000 square feet or fraction thereof.
 - c. The fee for Type "B" wrecking permits shall be \$55 for the first 1,000 square feet plus \$10 for each additional 1,000 square feet or fraction thereof.
 - d. The fee for Type "C" wrecking permits shall be the same as Type "A" wrecking permits.
 - e. All applicants obtaining a Type "C" wrecking permit shall post a \$500 cash or certified check bond as security conditional upon proper completion of the work
 - 1. The cash bond shall be returned to the applicant upon proper completion of the work. However, should the applicant not properly complete the demolition of the building, including the required cleaning, grade restoration and seeding within 60 days from the date of the issuance of the permit, the applicant shall forfeit the bond unless an extension of time is granted in writing by the Director for good cause. Any such extension must be requested in writing at least three working days before the expiration of the 60 days period.
 - 2. The Director is empowered to waive the required cash bond for structures without a

basement.

- f. The fee for each 30 days of extension time shall be \$15.
19. Sign permit fees. The fee for a sign permit shall be \$.50 per square foot of each sign face as defined in the Louisville/Jefferson County Land Development Code.
 20. Parking lot permit fees. The fee for the original construction of a parking lot or expansion of an existing parking lot shall be \$30 for the first ten spaces plus an additional charge of \$.25 for each additional space over ten spaces.
 21. Tax moratorium fees. The administrative fee for a tax moratorium application shall be \$45 for each property. This fee shall be charged regardless of approval of the application.
 22. Penalty fee.
 - a. A penalty fee shall be assessed for starting work without a permit. The penalty fee shall be the same amount as the standard fee, but not less than \$ 500, except for electrical work which shall have a minimum penalty fee of \$1,000. The penalty fee shall be paid in addition to the standard fee.
 - b. In cases where a permit fee was legally waived, the penalty fee shall be assessed upon the above criteria as if the standard fee had been assessed.
 23. Administration fee.
 - a. An administration fee in the amount of \$30 shall be charged to an applicant for obtaining other permits prior to issuance of the building permit as required by this chapter.
 - b. An administrative fee in the amount of \$30 shall be charged to an applicant for failure to note on a permit application the previously issued building permit number, if any, for the building or structure noted on said permit application.
 - c. An administrative fee of \$30 shall be charged on all requested permit refunds for issued Electrical, HVAC, Refrigeration, Range Hood and Manufactured Fireplace Appliance permits.
 24. Same day inspection fee.
 - a. A permit holder at their option can elect to obtain a same day inspection by making their request to the Department along with the payment of the additional fee for this service. All such requests and payment must be received by 10:00 AM. Monday through Friday (holidays not included) for same day service to be provided.
 - b. The same day inspection fee is \$100 per permit inspection.

(1994 Jeff. Code, § 150.097) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Jeff. Am. Ord. 21-1997, adopted 8-26-1997, effective 2 months later; Jeff. Am. Ord. 16-2000, adopted and effective 6-27-2000; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

HISTORIC STRUCTURES

§ 150.110 WRECKING OR DEMOLITION OF BUILDINGS / STRUCTURES.

- A. Wrecking permit. Except as provided in subsection (C), below, no wrecking permit shall be issued for the demolition of residential or commercial buildings which are 65 years of age or older, accessory buildings which are greater than 600 sq. ft. and 100 years of age or older, or buildings which are or on the National Register of Historic Places for a period of 30 days from the date of certification, as set forth below in subsection B of this section. This section shall not apply to those buildings or structures located within a historic preservation district. Upon application for demolition permit, a Landmarks Commission Historic Preservation Professional, if requested by the applicant shall determine whether the building(s) meet the criteria for listing in the National Register of Historic Places. This determination shall be made within 14 days of the application. If it is determined in writing that the buildings(s) do not meet the criteria for listing in the National Register of Historic Places, the permit may be issued without regard to the 30-day period or the certification as set forth in subsection (B), below. Otherwise, the permit shall be issued at the expiration of the 30-day period.
- B. Certification to the department. The applicant or property owner shall certify to the Department that notice of intent to demolish has been given to abutting properties on either side of the parcel containing the building or structure, the Department of Neighborhoods, and the Council Member whose district contains the proposed demolition site on a form provided by the Department. The applicant or property owner shall also cause a sign, in accordance with standards established by the Department, to be posted on the proposed demolition site of the building or structure.
- C. Exception.
1. The above subsection (A) shall not apply in any case where the Department, the Division of Fire, a Fire Protection District, the Board of Health, or any officer or agency thereof, or any court orders or directs the demolition of any structure or building for the purpose of remedying conditions determined to be dangerous to life, health or property.
 2. The above subsection (A) shall not apply in any case that the Landmarks Commission has made a determination that the building does not meet the criteria for listing in the National Register of Historic Places. The Landmarks Commission shall make such determination within 14 days of request by the building owner.

(Lou. Metro Am. Ord. No. 104-2003, approved 5-30-2003; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007) Penalty, see § 150.999

§ 150.998 SEVERABILITY.

If any provision of this chapter as now or later amended or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions that can be given effect without the invalid provision or application.

(1994 Jeff. Code, § 10.07) (Jeff. Ord. 36-1994, adopted and effective 12-20-1994; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)

§ 150.999 PENALTY.

- A. Any person, firm, partnership, corporation or other legal entity, who shall violate any provision,

other than as set forth in subsections (B) and (C) below, shall be subject to a civil penalty of up to \$1,000 per day per violation as provided for in §§ 32.275 through 32.290.

- B. A violation of § 150.047 of this chapter shall be classified as a civil offense and shall be enforced through the Code Enforcement Board as provided in §§ 32.275 through 32.290, or as it may be amended. The penalty for violation of § 150.047 of this subchapter shall be \$1,000 for the first offense, and \$2,000 for each subsequent offense. Each day that a violation continues shall constitute a separate offense.
- C. Notwithstanding subsections (A) and (B) above, any person, firm, partnership, corporation or other legal entity violating any provisions of this chapter shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of up to \$500 or by imprisonment for a period not to exceed 365 days, except as otherwise provided by KRS Chapter 198B for violations of the Kentucky Building and Residential Codes. Each day the violation continues shall be a separate offense. No additional notice other than the notice for the original offense shall be required to convict a person, firm partnership, corporation or other legal entity for such violations resulting from a continuation of such offense.

(1994 Jeff. Code, § 150.999) (Jeff. Ord. 10-1991, adopted and effective 4-25-1991; Jeff. Am. Ord. 16-2000, adopted and effective 6-27-2000; Lou. Metro Am. Ord. 104-2003, approved 5-30-2003; Lou. Metro Am. Ord. No. 267-2007, approved 12-10-2007)