

ORDINANCE NO. 1427

AN ORDINANCE TO AMEND AND RE-ENACT ARTICLES III AND VI, CHAPTER 15,
OF THE CODE OF THE CITY OF JAMESTOWN, NORTH DAKOTA
PERTAINING TO THE FIRE PROTECTON CODE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JAMESTOWN, NORTH DAKOTA, that Articles III and VI, Chapter 15, of the Code of the City of Jamestown, North Dakota, are hereby amended and re-enacted to read as follows:

CHAPTER 15
FIRE PROTECTION

ARTICLE III. FIRE PREVENTION CODE

SECTION 15-22. Adoption by reference.

There is hereby adopted by the city council of the City of Jamestown, North Dakota, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire and explosion, that certain code and standards known as the International Fire Code including referenced standards and appendices C – I, as published by the International Code Council, being particularly the 2012 edition thereof and the whole thereof save and except such portions as are hereinafter deleted, modified or amended by this article, and the same is hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this section shall take effect, the provisions thereof shall be controlling within the city.

SECTION 15-23. Definitions. (same as parent volume)

SECTION 15-24. Amendments.

The 2012 edition of the International Fire Code, as adopted by Section 15-22, is hereby amended to read as follows:

- (a) Chapter 1, Section 105.6 through 105.6.46 of the International Fire Code is hereby deleted save and except for the following:

Permits shall be obtained from the fire department for the following activities, operations, practices or functions:

- (1) Bonfires or campfires for ceremonial and group activities that are not cookfires in approved fireplaces or grills.
- (2) Section 105.6.27 LP-gas.
- (3) Section 105.6.32 Open flame and candles.
- (4) Section 105.6.36 Pyrotechnics special effects materials.
- (5) Section 105.6.14 Explosives
- (6) Section 105.6.20 Hazardous materials.

(7) Section 105.6.43 Temporary membrane structures, tents and canopies.

(8) Section 105.6.9 Covered mall buildings.

(9) Section 105.6.35 Private fire hydrants.

(a) Chapter 5, Section 503.1.1, of such code is hereby amended to read as follows:

Add paragraph (b) to read as follows:

(b) The fire chief shall have the authority to require fire lanes, in accordance with this section, on private driveways and private lots that are devoted to public use.

(b) Chapter 5, Section 507.5.1 of such code is hereby amended to read as follows:

Add paragraph (b) to read as follows:

(b) Fire hydrants shall be installed so that they are not less than eighteen (18) inches or more than twenty-four (24) inches from the ground to the center of the discharge ports.

(c) Chapter 6, Section 603.5.2 of such code is hereby amended to read as follows:

Add the following paragraph to read as follows:

Solid fuel burning heating appliances (wood and coal burning stoves), if approved by the Fire Chief for installation, shall be installed with the ash pan or bottom of the heating device a minimum of at least eighteen (18) inches above the floor, and also provided with a hearth extension outward from the heating device at least eighteen (18) inches in all directions. The bottom of the heating device or ash pan and the hearth shall be complete in that when ashes are removed sparks shall not be able to drop to the floor. Ashes from such heating devices shall be removed from the building immediately and stored in covered noncombustible containers.

(d) Chapter 34, Section 3407.2, of such code is hereby amended to read as follows:

Add the following paragraph to read as follows:

Security fencing. Security fencing, when provided, shall be of a chain link or metal clad type that will provide visibility into the storage area.

SECTION 15-25 through SECTION 15-25.2 (same as parent volume)

SECTION 15-26. Establishment of limits—Of districts in which storage of flammable and combustible liquids in outside aboveground storage tanks and flammable or combustible liquids in underground tanks is to be prohibited.

(a) The limits referred to in Section 5704.2.9.6.1 and 5706.2.4.4 of the International Fire Code, as adopted by section 15-22, in which the storage of flammable or combustible liquids in outside aboveground storage tanks is prohibited, are established as follows:

The storage of flammable and combustible liquids in outside aboveground storage tanks within the corporate city limits and the unincorporated territory located within one (1) mile of the city limits in any direction is hereby prohibited except in those areas zoned M-1 or M-2. Locations of tanks in these areas shall be subject to the approval of the City Planning Commission, but in no way shall be less than six hundred (600) feet from any residential area, school, hospital, or institutional type occupancy, nor more than eight hundred (800) feet from an adequate water supply for firefighting.

- (b) The bulk storage of flammable or combustible liquids in underground storage tanks referred to in Section 5704.2.11 of the International Fire Code as adopted by section 15-22, is hereby prohibited except as follows:

The bulk storage of flammable and combustible liquids in underground storage tanks within the corporate city limits and the unincorporated territory located within one (1) mile of the city limits in any direction is hereby prohibited except in those areas zoned M-1 or M-2. Locations of tanks in these areas shall be subject to the approval of the City planning Commission, but in no way shall be less than six hundred (600) feet from any residential area, school, hospital, or institutional type occupancy, nor more than eight hundred (800) feet from an adequate water supply for firefighting.

- (c) Nothing in this section shall be construed to prohibit approved underground flammable or combustible liquids storage tanks for use at vehicle service stations or for building service equipment.

SECTION 15-26.1 through SECTION 15-28 (same as parent volume)

CHAPTER 15
FIRE PROTECTION

ARTICLE VI. CHILD CARE/FOSTER CARE FACILITIES

SECTION 15-42 through SECTION 15-44. (Same as parent volume)

SECTION 15-45. New child day care center or preschool.

Each new child day care center or preschool facility shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. New child day care or preschool facilities shall meet the requirements of Chapter 16 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

SECTION 15-45.1. Existing child day care center or preschool.

Each existing child day care center or preschool facility shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. Existing child day care or preschool facilities shall meet the requirements of Chapter 17 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

SECTION 15-46. New group day care home and preschool.

Each new group day care home or preschool shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. New group day care homes shall meet the requirements of Section 16.6 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

SECTION 15-46.1. Existing group day care home and preschool.

Each existing group day care home or preschool shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. Existing group day care homes shall meet the requirements of Section 17.6 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

SECTION 15-47. New family day care home and foster care home.

Each new family day care home and foster day care home shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. New family day care homes and foster care homes shall meet the requirements of Section 16.6 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

SECTION 15-47.1. Existing family day care home and foster care home.

Each existing family day care home and foster day care home shall comply with those requirements set forth in sections 15-42, 15-43 and 15-44. Existing family day care homes and foster care homes shall meet the requirements of Section 17.6 of the National Fire Protection Association Life Safety Code 101, 2012 Edition.

ATTEST:

Jeff Fuchs, City Administrator

APPROVED:

Katie Andersen, Mayor

Introduced by Council Member Kourajian
Seconded by Council Member Gumke
First Reading: November 4, 2013
Second Reading: December 2, 2013
Final Passage: December 2, 2013

Roll Call No. 8 showed: 5 ayes, 0 nays, 0 absent.