

ORDINANCE NO. 2018-11

AN ORDINANCE TO AMEND CHAPTER 22, FIRE PREVENTION AND PROTECTION, ARTICLE II, FIRE CODE, SECTIONS 22-31 AND 22-33 OF THE ROCHESTER CITY CODE, TO ADOPT THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE IN PLACE OF THE 2006 EDITION.

THE CITY OF ROCHESTER ORDAINS:

ARTICLE II. - FIRE CODE

Sec. 22-31. - Adoption of International Fire Code.

A certain document, a copy of which is on file in the office of the city clerk, being marked and designated as the International Fire Code, 2015 edition, including appendix chapters as published by the International Code Council, is hereby adopted as the fire code of the city regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said fire code on file in the office of the city clerk are hereby referred to, adopted, and made a part hereof as if fully set out in this section with the additions, insertions, deletions and changes, if any, prescribed in section 22-33.

Sec. 22-32. - Enforcement agency designated.

The fire chief and his department of the city is hereby designated as the enforcement agency to discharge the responsibilities of the city. The city hereby assumes responsibility for the administration and enforcement of the fire code as herein adopted by reference throughout its corporate limits.

Sec. 22-33. - Changes in code.

The following sections and subsections of the International Fire Code, 2015 edition, are revised or added as indicated. Subsequent section numbers used in this chapter shall refer to the like-numbered sections of the International Fire Code, 2015 edition:

307.1.1. Outdoor fires. No person shall kindle or maintain any outdoor open fire or authorize any such fire to be kindled or maintained within the city limits without written authorization from the chief of the fire department. The use of gas or charcoal grills, for outdoor cookery, manufactured fire pits and/or other freestanding containers manufactured for the purpose of maintaining a fire including, but not limited to, baskets, bowls, pots, chimineas, or kilns, shall be allowed without written authorization from the fire chief. However, these outdoor devices are only permitted to be fueled by wood, charcoal, or commercial fire logs. Under no circumstances will any of the above mentioned devices be permitted in the city for the purpose of burning combustibles such as, but not limited to, garbage, paper or leaves. These outdoor devices, other than gas or charcoal grills used for cooking, shall be prohibited upon the premises of any attached multiple dwelling

unit, or similar structures, located within the city due to the proximity of adjoining units to one another thereby making such burning hazardous and/or injurious to persons and/or property. Under no circumstances shall grills be left unattended. Further, the fire chief may prohibit any outdoor fire, including outdoor fires maintained in the devices listed above, and including gas or charcoal grills, when atmospheric conditions or local circumstances make such fires hazardous. The chief, in exercising the discretion herein delegated to him, shall be guided in each case by the environmental control guidelines applicable to open burning set forth in part 55 of Public Act No. 451 of 1994 (MCL 324.5501 et seq.)

3204.3.1.1. (Geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited): Prohibited in all zoning districts within the city except I-1 "Industrial 1 District," I-2 "Industrial 2 District" and RP "Research Park District."

3404.2.9.5.1. (Geographic limits in which the storage of class I and class II liquids in aboveground tanks outside of buildings is prohibited): Prohibited in all districts within the city except I-1 "Industrial 1 District," I-2 "Industrial 2 District" and RP "Research Park District."

3406.2.4.4. (Geographic limits in which the storage of class I and class II liquids in aboveground tanks is prohibited): Prohibited in all districts within the city except I-1 "Industrial 1 District," I-2 "Industrial 2 District" and RP "Research Park District."

Section 3804.2 (Geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas): Prohibited in all zoning districts within the city except I-1 "Industrial 1 District," I-2 "Industrial 2 District," RP "Research Park District," CBD "Central Business District" and B-1 "General Business District."

THIS ORDINANCE shall become effective immediately upon publication.

A true copy of this ordinance may be purchased or inspected at the office of the City Clerk at the Rochester Municipal Building, 400 Sixth Street, Rochester, Michigan, 48307, during regular business hours, 8:00 a.m. to 5:00 p.m. daily, except weekends and holidays.

Made and passed by the City Council of the City of Rochester, State of Michigan, this 17th day of December, 2018.

CITY OF ROCHESTER

A Michigan Municipal Corporation

By: _____
Rob Ray, Mayor

By: _____
Lee Ann O'Connor, City Clerk