

ORDINANCE NO. 2722

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF APOPKA, FLORIDA, AMENDING CHAPTER 18 BUILDINGS AND BUILDING REGULATIONS, ARTICLE VI., FIRE CODES AND STANDARDS, SECTION 18-122, AMENDMENT TO SECTION 13.3.1.2 OF THE FLORIDA FIRE PREVENTION CODE (NFPA 1) OF THE APOPKA MUNICIPAL CODE; PROVIDING FOR DIRECTIONS TO THE CITY CLERK; CONFLICTS, SEVERABILITY, AND AN EFFECTIVE DATE.

Whereas, Chapter 166, F.S., empowers the City of Apopka to adopt regulations which furthers a municipal purpose; and

Whereas, the City of Apopka has adopted regulations relative to Fire Prevention and Protection, Chapter 18 of the Apopka Code of Ordinances, in the interest of protecting the general welfare of its citizens; and

Whereas, the State Fire Marshal has, pursuant to Chapter 633.0215 F.S., has adopted the "Florida Fire Prevention Code" which shall be applicable to all local governments throughout the State; and

Whereas, the City Council of the City of Apopka, Florida, in light of the above recitals, has determined that the continued protection of the health, safety and welfare of its citizens requires that Chapter 18 of the Apopka Code of Ordinances be amended.

NOW, THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF APOPKA, FLORIDA, as follows:

Underline words constitutes additions – ~~Strikethrough~~ words constitutes deletions

Section 1. That Chapter 18, BUILDINGS AND BUILDING REGULATIONS; ARTICLE VI. - FIRE CODES AND STANDARDS, Section 18-122, of the Apopka Code of Ordinances be amended as follows:

Sec. 18-122. - Amendment to section 13.3.1.2 of the Florida Fire Prevention Code (NFPA 1) (2012):

The Florida Fire Prevention Code (NFPA 1), chapter 13, Fire protection systems, section 13.3.1.2, General, is hereby amended and adopted as follows:

13.3.1.2 Automatic sprinklers shall be installed and maintained in full operating condition, and comply with the standards listed in the Florida Fire Prevention Code, 5th-current edition. All new assembly, mercantile, industrial, educational, storage, business, occupancies

including commercial structures, ~~apartments~~, and timesharing arrangements, that are 7,500 square feet or more in gross area, or two stories or more in height, shall be protected throughout by an approved automatic sprinkler system in accordance with NFPA 13, Standard for the installation of sprinkler systems; NFPA 13R, Standard for the installation of sprinkler systems in residential occupancies up to and including four stories in height; and NFPA 13D, Standard for the installation of sprinkler systems in one- and two-family dwellings and manufactured homes; as appropriate. Apartments, condominiums, and townhomes regardless of area, height and/or number of stories shall be protected with an automatic sprinkler system.

Exception number 1: sections of the Florida Fire Prevention Code or the Life Safety Code adopted in section 18-120 that require the installation of an automatic sprinkler system in occupancies or areas of less than 7,500 square feet shall apply, and shall not be considered in conflict with the amended section 13.3.1.2.

Section II. That if any section or portion of a section or subsection of this ordinance proves to be invalid, unlawful or unconstitutional, it shall not be held to invalidate or impair the validity, force, or effect of any other section or portion of a section or subsection or part of this ordinance.

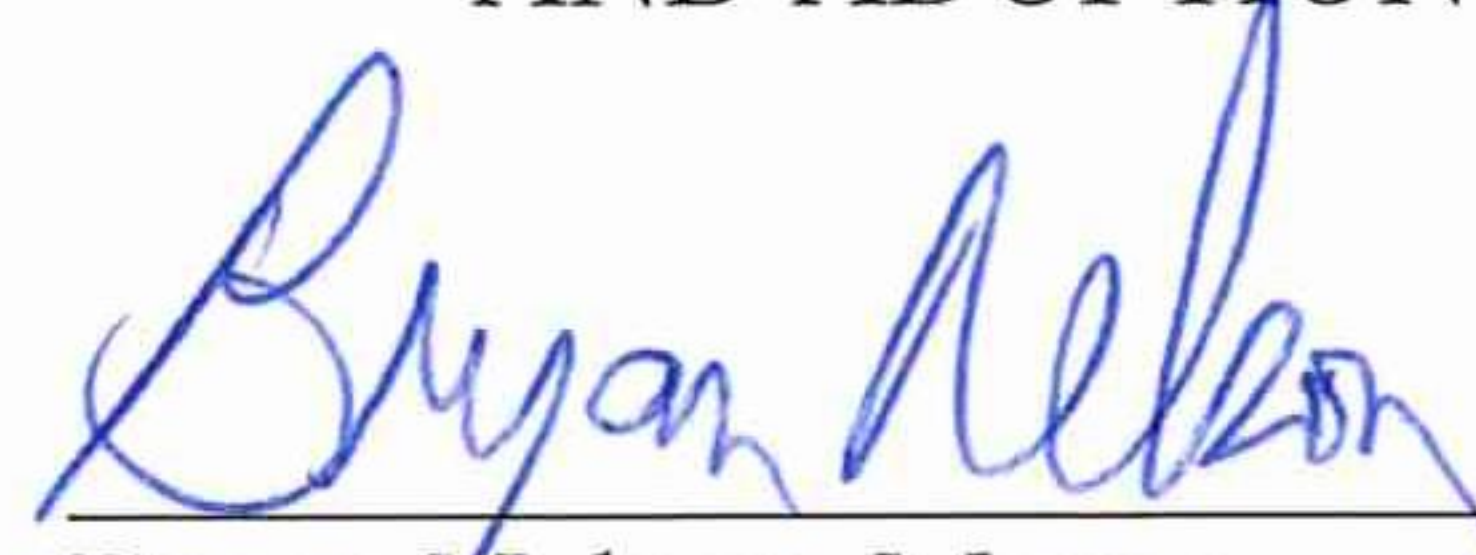
Section III. That all ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section IV. That the City Clerk shall transmit a copy of this ordinance to the Florida Building Commission and to the State Fire Marshal within 30 days of final adoption.

Section V. This ordinance shall take effect upon adoption.

FIRST READING: April 3, 2019


SECOND READING
AND ADOPTION: _____


Bryan Nelson, Mayor

ATTEST:


Linda F. Goff, CMC, City Clerk

APPROVED AS TO FORM:


Joseph Byrd, City Attorney

DULY ADVERTISED FOR PUBLIC HEARING: April 5, 2019.