

ORDINANCE NO. O-17-18

**AN ORDINANCE OF THE CITY OF MISSOURI CITY, TEXAS,
AMENDING CHAPTER 38, FIRE PREVENTION AND PROTECTION, OF
THE MISSOURI CITY CODE; AMENDING REGULATIONS REGARDING
FIRE LANES; PROVIDING FOR REPEAL; PROVIDING A PENALTY;
AND PROVIDING FOR SEVERABILITY.**

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MISSOURI CITY,
TEXAS:

Section 1. The Missouri City Code is hereby amended by deleting subsection 38-32(25) of Section 38-32 of Article II of Chapter 38 thereof and substituting therefore a new subsection 38-32(25) of Section 38-32 of Article II of Chapter 38 to provide as follows:

“Chapter 38 – FIRE PREVENTION AND PROTECTION

. . . .

ARTICLE II. STANDARDS

. . . .

Sec. 38-32. Amendments to the International Fire Code.

. . . .

(25) Subsection 503.3 is hereby amended to provide as follows:

503.3 Marking. Where required by the fire code official, approved signs or other approved notices or markings shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. Signs, notices or markings shall be maintained in a clean and legible condition at all times and shall be replaced or repaired when necessary to provide adequate visibility. The owner, manager, or person in charge of any new or existing building or property for which fire lanes have been approved or required by the fire code official shall mark and maintain said fire lanes as provided in this subsection.

503.3.1 Curb marking. All curbs and curb ends shall be painted red with white lettering at least three inches high with at least one half-inch stroke, stating "FIRE LANE," and at least one of the following phrases: "NO PARKING," or "TOW-AWAY ZONE". Wording shall not be spaced more than 25 feet apart.

503.3.2 Continuous curb unavailable. In areas where fire lanes are required but no continuous curb is available, one of the following methods shall be used, in

conjunction with curb markings where possible, to indicate that the fire lane is continuous:

503.3.2.1 Signs. Signs that comply with Appendix D section D103.6 shall be mounted conspicuously along the edge of the fire lane, spaced no more than 25 feet apart, and shall have lettering at least two inches high with three-eighths inch stroke.

503.3.2.2 Stripes. From the point the fire lane begins to the point the fire lane ends, there shall be painted one continuous red stripe having a minimum width of at least six inches. Fire lanes shall be stenciled every 25 feet apart, stating "FIRE LANE," and at least one of the following phrases: "NO PARKING," or "TOW-AWAY ZONE," with white lettering at least three inches high with at least one half-inch stroke. Fire lanes shall be so marked in accordance with Appendix D sections D103.6.1 and D103.6.2.

503.3.2.3 Exempt locations. The fire code official is authorized to exempt the driving surface behind parking stalls and driving aisles from the requirement for markings and stripes."

Section 2. Repeal. All ordinances or parts of ordinances in conflict herewith, if any, shall be and are hereby repealed only to the extent of such conflict.

Section 3. Penalty. Any person who violates, or any person who causes or allows another person to violate, any provision of this Ordinance shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not more than Five Hundred Dollars (\$500.00). Each occurrence of any violation of this Ordinance shall constitute a separate offense. Each day in which any violation of this Ordinance occurs shall constitute a separate offense.

Section 4. Severability. In the event any clause, phrase, provision, sentence or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof, other than the part declared to be invalid or unconstitutional; and the City Council of the City of Missouri City, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

PASSED and APPROVED on first reading this 19th day of June, 2017.

PASSED, APPROVED and ADOPTED on second and final reading this 3rd day of July, 2017.

/s/Allen Owen, Mayor

ATTEST:

APPROVED AS TO FORM:

/s/Maria Jackson, City Secretary

/s/E. Joyce Iyamu, City Attorney