

**CITY OF GRANDVILLE**

**ORDINANCE NO. 300**

**AN ORDINANCE TO AMEND ARTICLE II, CHAPTER 10  
OF THE CITY CODE TO ADOPT THE 2012 EDITION  
OF THE INTERNATIONAL FIRE CODE**

**THE CITY OF GRANDVILLE ORDAINS:**

**Section 1.** Sections 10-26 and 10-28 of the Code of Ordinances are hereby amended to read in their entirety as follows:

**Section 10-26. Adoption of International Fire Code.**

The International Fire Code/2012 Edition (including Appendix Chapters B, C, D, E, F, G, and I), as published by International Code Council, is hereby adopted by reference and made a part hereof as if fully set forth in this article. Where a provision of National Fire Protection Association 101 Life Safety Code/2012 Edition conflicts with a provision of the International Fire Code/2012 Edition adopted herein, the most restrictive provision shall control.

**Section 10-28. Amendments to International Fire Code/2012 Edition.**

The following sections and subsections of the International Fire Code/2012 Edition referred to in (1) through (15) below are hereby amended as set forth herein. The following section and subsection numbers refer to like numbers of sections and subsections of the International Fire Code/2012 Edition.

- (1) Section 101.1 is amended to read as follows:

*Title.* These regulations adopted by reference in Section 10-26 of the City of Grandville Code shall be known as the Fire Prevention Code of the City and are herein referred to as "the Code" or "this Code".

- (2) Section 102.7.1 is amended to read as follows:

*Conflicts.* Where conflicts occur between provisions of this Code and referenced codes and standards, the most restrictive provision shall apply.

- (3) Section 102.7.2 is deleted in its entirety.

- (4) Section 103.2 is amended to read as follows:

*Appointment.* The fire chief, fire marshal, and fire inspector are each designated as "fire code official" under the Code.

- (5) Section 109.3 is amended to read as follows:

*Notice of Violation.* Whenever the fire code official observes an apparent or actual violation of a provision of this Code, the fire code official shall prepare a written notice of violation describing the condition deemed unsafe and specifying time limitations for the required repairs or improvements to be made to render the structure or premises safe and secure.

- (6) Section 109.3.3 is amended to read as follows:

*109.3.3 Prosecution of Violations.* If a notice of violation is not complied with within the time specified by the fire code official, the fire code official may request the legal counsel of the jurisdiction to institute the appropriate legal proceedings to restrain, correct or abate such violation or require removal or termination of the building or structure in violation of the provisions of this Code or any order or direction made pursuant thereto. In addition, the fire code official is hereby authorized to issue municipal civil infraction citations (directing alleged violators to appear in court) or municipal civil infraction notices (directing the alleged violator to appear at the Municipal Ordinance Violation Bureau), as provided in **Section 1-9** of the City of Grandville Code of Ordinances, on persons whom they have reasonable cause to believe have violated the provisions of this Code or any order or direction made pursuant thereto. Also, officers of the Grandville Police Department may make arrests for any offense against this Code, or the orders of a fire code official affecting the immediate safety of the public.

- (7) Section 109.4 is amended to read as follows:

*109.4 Municipal Civil Infractions.* Any person, firm or corporation violating any of the provision of the Code or failing to comply with any order issued pursuant to any section thereof shall be responsible for a municipal civil infraction in accordance with **Section 1-9** of the City of Grandville Code of Ordinances, and subject to payment of a civil fine plus costs and other sanctions, for each infraction or repeat offense, as provided by **Section 1-9(c)** of the City of Grandville Code of Ordinances. Each day that a violation continues shall be deemed a separate offense.

- (8) Section 111.4 is amended to read as follows:

*111.4 Unlawful Continuance.* Any person who shall continue any work in or about the structure after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be responsible for a municipal civil infraction in accordance with **Section 1-9** of the City of Grandville Code of Ordinances, and subject to payment of a civil fine of not less than two hundred fifty dollars (\$250.00), plus costs and other sanctions for each infraction, Repeat offenses shall be subject to an increased fine of five hundred dollars (\$500.00), plus costs and other sanctions for each repeat infraction.

- (9) Section 503.1 is amended to read as follows:

*503.1 Where Required.* Fire apparatus access roads shall be provided and maintained in accordance with Sections 503.1.1 through 503.1.3 and Appendix D.

- (10) Section 503.2.3 is amended to read as follows:

*503.2.3 Surface.* Fire apparatus access roads shall be designed and maintained to support the imposed loads of fire apparatus and shall be paved with concrete, asphalt, or other approved driving surface capable of supporting the imposed load of fire apparatus weighing at least 75,000 pounds.

- (11) Section 5504.3.1.1.3 is amended to read as follows:

*5504.3.1.1.3 Location.* Containers of cryogenic fluids shall not be located within diked areas containing other hazardous materials.

Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited within any residential zoning district in the City.

- (12) Section 5704.2.9.6.1 is amended to read as follows:

*5704.2.9.6.1 Locations where above-ground tanks are prohibited.* Storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited within any residential zoning district in the City.

- (13) Section 5706.2.4.4 is amended to read as follows:

*5706.2.4.4 Locations where above-ground tanks are prohibited.* The storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited within any residential zoning district in the City.

- (14) Section 5806.2 is amended to read as follows:

*5806.2 Limitations.* Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited within any residential zoning district in the City.

- (15) Section 6104.2 is amended to read as follows:

*6104.2 Maximum capacity within established limits.* Within residential zoning districts in the City, the aggregate capacity of any one installation of liquefied petroleum gas shall not exceed a water capacity of 2,000 gallons.

*Exception:* In particular installations, this capacity limit shall be determined by the fire code official, after consideration of special features such as topographical conditions, nature of occupancy, and proximity to buildings, capacity of proposed LP-gas container, degree of fire protection to be provided and capabilities of the local fire department.

**Section 2.** If any section, subsection, sentence, clause or phrase of this Ordinance or of the Code adopted herein is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity of the remaining portions of this Ordinance or of the Code adopted herein.

**Section 3.** Nothing in this Ordinance or International Fire Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any prior edition of the International Fire Code adopted by the City; nor shall any legal right of remedy of any character be lost, impaired, or affected by this Ordinance.

**Section 4.** This Ordinance shall become effective ten (10) days after its adoption and upon publication.

Moved by Council Member Meringa, seconded by council Member Gelderloos, that the foregoing Ordinance be adopted.

YEAS: Council Members Cook, Gelderloos, Meringa, Richter, Steenstra and Mayor Maas.

NAYS: None

ABSENT: Council Member Pettijohn

**ORDINANCE DECLARED ADOPTED.**

**CERTIFICATION**

I hereby certify that the foregoing Ordinance was adopted by the Grandville City Council in a regular session held on July 27, 2015 and that it was published in the *Grand Valley Advance* on August 9, 2015.

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Mary L. Meines, Grandville City Clerk

ADOPTED: July 27, 2015  
PUBLISHED: August 9, 2015  
EFFECTIVE: August 9, 2015