



WEST PECULIAR FIRE PROTECTION DISTRICT

Ordinance No: 2020-01

WHEREAS, the Board of Directors have determined it necessary and desirable for the welfare, protection, and safety of the residents of the West Peculiar Fire Protection District to adopt certain International Codes as published by the International Code Conference with the listed amendments. The West Peculiar Fire Protection District hereby adopts the 2018 International Fire Code as written except for the sections as listed under the Scope and General Requirements and amended as listed under the Chapter and sections as published below.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF DIRECTORS OF THE WEST PECULIAR FIRE PROTECTION DISTRICT AS FOLLOWS:

WHEREAS, the Board of Directors have determined it in the best interest of the health and safety of the residents and visitors of the West Peculiar Fire Protection District to enact Ordinances that provide for the minimum safety of residents and visitors and found in the 2018 edition of the International Fire Code 2018 edition to include Appendixes B, C, and D.

This Code shall cover all areas served in the incorporated and Un-incorporated area where the West Peculiar Fire Protection District has jurisdiction and responsibility for Code enforcement, of said codes and Appendixes as listed in this Ordinance.

AN ORDINANCE ADOPTING CERTAIN NATIONALLY RECOGNIZED TECHNICAL CODES REGULATING THE CONSTRUCTION AND REMODELING OF BUILDINGS AND CONSTRUCTION OCCUPANCY THEREOF; FOR NEW AND EXISTING CONSTRUCTION, AND FIRE PREVENTION, ESTABLISHING REQUIRMENTS GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE AND HANDLING OF HAZARDOUS SUBSTANCES, MATERIALS, AND DEVICES, FROM CONDITIONS AND OPERATIONS IF LEFT TO CONTINUE COULD RESULT IN HAZARDOUS TO LIFE AND OR PROPERTY WITHIN WEST PECULIAR FIRE PROTECTION DISTRICT AND AGENCIES THAT MAY BE CONTRACTED WITH FOR THE ENFORCEMENT OF LISTED CODES. THIS WILL ESTABLISH PENALTIES FOR THE VIOLATION THEREOF AS ALLOWED UNDER THE REVISED STATUTES OF MISSOURI; AND REPEALING ORDINANCE 2014-01.

Sections

Any code number listed under these sections shall be rewritten to read as listed below.

IFC 2018 edition uses the word fire code official in the code book. Where this word is used throughout the code book it will be replaced with the word Fire Marshal and or their designee.

SCOPE AND GENERAL REQUIREMENTS

Chapter 1 Section 101

Section 101 shall read as published in the 2018 edition of the International Fire Code unless amended in the Ordinance listed below:

These regulations shall be known as the fire code for the West Peculiar Fire Protection District, hereafter referred to as “this code”.

Section 101.2.1 Appendices shall be amended as listed below

Appendices: Provisions in the Appendix shall not apply unless specifically adopted. Appendixes B, C, and D will be included and adopted in this Ordinance.

- a. Other applicable codes of the international Code Council may be used a reference for the plan review and Life Safety requirements in commercial buildings and multi-family dwellings where the Fire District has jurisdiction.

Section 101.6 Requirements of “other agencies” is added and shall read

101.6 Requirements of Other Agencies

The West Peculiar Fire Protection District does not include all additional requirements for buildings and structures of this code and the International existing Building Code. A change of the business name, responsible party, designated use, or any activity that deviates from the original submitted application within the occupancy shall qualify as a change of occupancy. No exceptions.

ADOPTION OF THE INTERNATIONAL FIRE CODE 2018 EDITION:

101.4 Severability

It is the intent of the Board of Directors that each section, paragraph, clause, and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such, decision shall not affect the remainder of this Ordinance nor any part thereof other than that affected by such decision.

101.6 Adoption is added and shall read

This Ordinance shall be in full force and in effect after its passage. If no changes are noted in this Ordinance to the particular sections of the 2018 IFC edition than it shall be assumed that the code is being adopted as written-printed in the 2018 International Fire Code with the exception of the changes noted in the wording of the particular Ordinance as it pertains to the 2018 International Fire Code.

DIVISION OF FIRE PREVENTION

Section 103.1 Shall be amended to read as follows

103.1 The Division of Fire Prevention is established within the jurisdiction under the direction of the Fire Marshal who is under the supervision of the Fire Chief.

The function of the division shall be the implementation, administration and enforcement of the provisions of this code. Any reference to Fire Code official in the International Fire Code 2018 edition shall be substituted with the word Fire Marshal. The function of the Fire Marshal office shall be the interpretation, implementation, administration, investigation, and enforcement of the provision of this code and other codes as per the International Code Council publications and NFPA and or NFC related codes. The Division of Fire Prevention may monitor/inspect work related issues that if left to continue may result in damage to property, allow for rapid fire spread, personal injury and or death to an individual if corrective actions are not implemented. The division of Fire Prevention will also conduct origin and cause investigations on fires, explosions, hazardous conditions and other work-related injuries or death that may occur within the Fire District. The division is authorized to stop any operation-practice that if left continue would be in direct violation of this code or related codes and may cause injury or death to an individual. This may also cause damage to a structure or prevent an orderly evacuation in the event of an emergency or may increase the chance of a fire to occur if left to continue. The division of Fire Prevention will also be responsible for the release of information pertaining to reports as they pertain to codes, surveys-inspections, investigations, and other requests that may be received with the exception of Emergency Medical service (EMS) responses or EMS related issues.

103.3 Deputies.

In accordance with the prescribed procedures of this jurisdiction and with the concurrence of the appointing authority, the Fire Marshal shall have the authority to appoint fire code officials, other related technical officers, inspectors and other employees to have the full authority of the Fire Marshal in their absence.

GENERAL AUTHORITY AND RESPONSIBILITIES

Section 104 shall be amended to read as follows

104.1 General:

The Fire Marshal is hereby authorized to enforce the provisions of this code. The Fire Marshal shall have the authority to render interpretations of this code and to adopt policies, procedures, rules, and regulations in order to clarify the application of its provisions. Such interpretations, policies, procedures, rules and regulations shall be in compliance with the intent and purpose of this code. Such policies, procedures, rules and regulations shall not have the effect of waving requirements specifically provided for in this code.

104.11 Authority at fires and other emergencies.

The Fire Chief, Fire Marshal or officer of the fire district in charge at the scene of a fire, medical emergency, gas leaks, rescue, or the threat of or release of a hazardous material, or any issues of immediate threat to life and or property, or other emergencies handled by the fire district involving the protection of life and or property. This also allows for the investigation to determine if a threat to property or human life may exist.

The member in charge shall have full authority to investigate the existence of an emergency situation, and direct operations that will bring the particular incident to a safe conclusion by performing rescue, extinguishment, or the stopping of a particular operation where left to continue will result in the destruction of property and or a threat to human life. As part of the normal operations of their duties they may take the necessary actions to limit the damage to property or threat of human life by prohibiting any person, vehicle or thing from approaching the scene and is authorized to remove any person or item that may impede or interfere with the operations of the department and, in the judgement of the Fire Chief, Chief officer, Fire Marshal, or a person acting in a command capacity may remove any person not actually and usefully employed in the extinguishment of such fire or in the preservation of property in the vicinity thereof.

Section 104.3.2 Photographic Documentation. Is added, and shall read

104.3.2 Photographic Documentation.

Members of the Fire District making such examination or inspections shall have the right , with proper credentials, and be authorized to take reasonable number of photographs or video's for evidence and for records for use by the Fire District to study hazards and scientific control for safety. Also, may be used to document any code violations found during an annual survey or complaint which will assist in documenting and passing the violations to the proper business personal or owner for correction of listed violations.

PERMITS

Section 105 shall read

Section 105.1.2 Types of permits.

The Fire District shall issue three types of permits.

- a. **Operational permit**-This permit will allow for the applicant to conduct a particular operation or a business for which a permit would be required.
- b. **Construction permit**- This permit allows for the new construction of a business or 3 or more residential units and or remodel of an existing business to install or modify systems and equipment for which a permit has been issued to ensure that the intent of the code is being achieved.
- c. **Open burn permits**-As per the Missouri Department of Natural resources guidelines as they regulate all open burning within our jurisdiction. The West Peculiar Fire Protection District reserves the right to make guidelines for open burning more stringent based on weather conditions and overall threat for the spread for fire due to conditions that may be found in or near the burn site location.

The following Permit sections of the 2018 IFC shall be omitted:

105.6.15 sections: 11, 12, 14, 16, 17, 18, 19, 23, 24, 25, 26, 28, 31, 35, 38, 39, 41, 42, 43, 44, 45, 49, and 50.

The Fire Marshal does reserve the right to require a permit in the event that a particular operation could interfere with the daily operations of a business and or hinder an escape of occupants in the time of an emergency.

Section 105 Permits

Section 105.6.32 Open Burning

105.6.32 Open Burning shall read

Whenever it shall be come necessary for any person to have an outdoor fire for cooking, washing, or any other purely domestic purpose, such person is here by required to have such fire in an appropriate fire-resistant container of some kind, made of brick, stone, metal or other fire-resistant material in such a manner as to prevent said fire from escaping and must have a screen type device to prevent any sparks from escaping. Only items that will be allowed to be burned in these type devices are what one would normally burn in a residential type fireplace within a structure. Open burning of leaves, trash, construction waste, yard debris and any vegetation is strictly prohibited in residential neighborhoods unless a Missouri department of natural resources (MO-DNR) permit is first obtained. These MO-DNR permit for open burning will only be issued if applicant meets the CSR (Code of State Regulations) requirements for open burning and must be 200 yards (2 football fields) or more from nearest structure except one's own where the burning will take place.

Exception:

When authorized and supervised by Fire District personnel or an approved party by the Fire District, open burning for ceremonial purposes, such as flag retirement, CRP (Crop Reduction Program) and live fire training by Firefighters will be permitted.

Section 105.6.37 Places of assembly-Deleted, Except for tent structures will require a permit be issued to ensure they are in compliance with the fire code for occupant load, emergency lighting, fire extinguishers, and evacuation routes and procedures.

Section 106

Section 106.3 shall read.

Work commencing before permit issuance,

Any person who commences any work, activity or operation regulated by this code before obtaining the necessary Fire District permits shall be subject to a double permit fee. All work shall cease until required Fire permits are obtained and inspections completed if required depending on the stage of the building process. It shall be unlawful, and a violation of this code, subject to penalties as described herein, for any person to continue any work after having been served with a “**Stop Work Order**”, except such work as that person is directed to perform by the fire marshal, in order to remove a violation or unsafe condition. This may include removing construction items in order for an inspection to be performed by the fire marshal or designee if items to be inspected have been covered up previously during the un-permitted work process or failure to request a Fire District inspection.

Section 106.5 Refunds, shall read:

106.5 Refunds

Refunds to permit fees will be issued if no part of a plan review or fire inspections have been scheduled or performed and are within 90 days of the permit being issued. A \$50.00

administrative processing fee will be collected in the project is stopped by the applicant and a refund of fees is requested.

Section 109 Board of appeals

Section 109.1 Board of appeals shall read. In order to hear and decide appeals of orders, decision or determinations made by the Fire Marshal relative to the intent of this code, there shall be and is hereby created a board of appeals. The appeals board shall consist of the West Peculiar Fire Protection District Board President and 2 members of the Fire District appointed at large and at least one of the 2 appointed members at large shall have a construction experience/background.

Section 106

Section 106.2 Schedule of Permit Fees shall read

A permit fee for commercial and or multi family of 3 or more dwelling units shall be collected as listed under Fire District ordinance # 180517. Permitted construction fees shall be collected for all new, remodel, white box, commercial construction to include for the new install or upgrade of fire sprinkler construction, fire alarm systems, commercial hood systems, and other items listed in Ordinance # 2018-01. The Fire Marshal reserves the right to require a Fire District permit is issued for other areas not listed under this section of the code that will require a Fire District plan review and an inspection to confirm for Code compliance.

Section 110

Section 110.4 Violations penalties shall read

Person who violate a provision of this code or fail to comply with any requirements thereof or who erect, install, alter, repair or do work in violation of a the approved construction documents or directive of the Fire Marshal or designee, or if a permit or certificate used under provisions of this code, shall be guilty of said charges and a class B Misdemeanor. Violations shall be punishable by a minimum fine of \$50.00 to a maximum of \$500.00 and or imprisonment of up to 6 months in county imprisonment. All provisions are subject to the Revised Statues of Missouri. Each day that a violation continues after due notice has been served; the continuing violation shall be deemed a separate offense if work continues after a notice is served.

Section 307

Section 307.1 General

Open burning within the fire district boundaries shall comply with the MO-DNR regulations. Open burning will require a Fire District/MO-DNR permit be issued before any burning can take place.

Section 307.2 shall read

Burning permit required: A Fire District / Missouri Department of Natural Resources (MODNR) permit shall be obtained and approved by the Fire District and MODNR prior to the open burning of trees, leaves, and brush as regulated by 10 CSR 10-6.045. Small recreational burns of small twigs, firewood is allowed in residential neighborhoods that do not meet the MODNR distance requirements of 200 yards shall be permitted without a permit. These must be in a patio fireplace type and or similar device and follow the manufactures

directions to include a spark arrester type device to protect from any embers that may be produced. Any fire that sits directly on the ground shall require a Fire District permit and must meet the regulations as listed in 10 CSR 10-6.045. These permits will not be issued within any residential neighborhood where the 200-yard distance requirement cannot be met.

Section 307.6 Sky Lanterns prohibited is added and shall read

Sky Lanterns; also known as Chinese lanterns, sky candles, or fire balloons, which become airborne lanterns constructed of combustible material and contain a candle or fuel cell when lit, causes the device to go airborne and travel in the air, are prohibited within the Fire District boundaries. These cannot be sold in any retail fireworks related type occupancy or any other establishment on a seasonal or permanent basis.

Section 311

Section 311.2.2 Fire Protection Exceptions one (1), two (2), and three (3), are deleted and shall read

Fire alarm, standpipe systems, and fire suppression systems shall be maintained in an operable condition at all times except for being taken out of service for their annual service. During the annual service if the system shall be taken out of service then an approved fire watch shall be instituted until such time the system is placed back in service in a reasonable amount of time.

Section 503.3 Marking shall read

503.3 Marking

Striping, signs or other markings, when required by the fire code official, shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. Striping, signs, and other markings shall be clean and legible at all times.

503.3.1 Striping

Fire apparatus access roads shall be continuously marked in a red paint in with white letters that read "NO PARKING OR STANDING FIRE LANE".

503.1.2 Signs:

Signs, when approved by the fire code official shall be red and white in color and read "NO PARKING OR STANDING FIRE LANE". The signs must be visible from the roadway surface.

Section 507

Section 507.3 Fire Flow shall read

The approved method to determine the required Fire Flow for buildings or portions of buildings and facilities shall be as per Appendix B of the 2018 International Fire code edition. When utilizing Table 105.1 to determine the number and distribution of fire hydrants, and fire flow requirements falls between the values on the table, the flow requirements shall be rounded up to meet the higher value.

Section 903

903.2.10.1 Parking garages

Parking garages as outlined as per the IBC 406.6 and are at least 5000 square feet shall be equipped with a fire sprinkler system and a 2.5-inch riser allowing for direct Fire District connection for a fire suppression attack line. Any garage that sits below a structure shall meet the above requirements with no exceptions.

Section 906

Section 906.3 shall read

Fire extinguisher: Size and distribution

a. All commercial businesses shall be equipped with a minimum of (2) 5lb ABC type extinguishers with a metal head minimum unless the IFC 2018 calls for more extinguishers or the Fire Marshal feels do to the nature of the business may require a special type of extinguisher or a quantity of more than two (2). All extinguishers shall have a current service tag advising that the extinguishers have been serviced within the year. New extinguishers with an original or copy of the original receipt will be allowed not to have a current service tag for 1 year from date of purchase.

b. The Division of Fire Prevention is allowed to make and increase or a decrease to the number of fire extinguishers that are required based on the type of operation/hazard being protected for a particular business.

Section 907

Section 907.2 shall read.

Fire alarm and detection systems: Shall read as follows, Pull stations will be required at marked exits unless the establishment has a continuously manned location that is occupied at all times the establishment is open to the public and is equipped with a monitored fire alarm system. The Fire Prevention Division will review the submitted plans and render a decision based on the classification of the establishment and determined if one or multiple pull stations will be required based on the information contained on the application and the plans submitted for a Fire District permit review. Other areas of 0907.2 shall apply as listed based on the occupancy classification as long as they do not conflict with the above.

Section 1013.2.1 shall read

Floor-level exit signs in (A) occupancies: All assembly occupancies with an occupant load of 150 or more shall be required to install floor level exit signs.

The bottom of the sign shall be no less than 10 inches to no more than 18 inches above the floor. The sign shall be flushed mounted to the door or adjacent wall. The Prevention Division reserves the right to make changes that may not meet the requirements as listed above based on building design.

Section 1013.6.4

Self-luminous exit signs will be allowed in occupancies with an occupant load of 49 or less.

Appendixes:

- A. Delete Appendix A. "Board of Appeals"

- B. Appendix B Adopted as written. A note that if it requires a residential fire sprinkler system, that portion shall be omitted since it is in direct conflicts with the state law of Missouri as of 2020.
- C. Appendix C adopted as written
- D. Appendix D adopted as written

ADOPTION OF THE INTERNATIONAL FIRE CODE 2018 EDITION:

Severability: It is the intent of the Board of Directors that each section, clause, and provision of this Ordinance is severable, and if any provision is held unconstitutional or invalid for any reason, such decision shall not affect the remainder of this Ordinance nor any part thereof other than the affected by such.

Adoption: This Ordinance shall be in full force and in effect from and after its passage. If no changes are noted in this Ordinance to the particular section of the 2018 International Fire Code edition then it shall be assumed that the code is being adopted as written/printed in the 2018 IFC with the exceptions of the changes noted in the wording of the particular Ordinance as it pertains to the 2018 International Fire Code. Upon adoption of the 2018 International Fire Code this will then suspend the code requirements as listed under Ordinance 2014-01 of the 2012 International Fire Code.

READ two times by title only and passed by the Board of Directors of the West Peculiar Fire Protection District, this 10th day of March, 2020.



 President of the Board of Directors

ATTEST:



 Secretary of the Board of Directors

APPROVED this 10th day of March, 2020.

