

ORDINANCE NO. ORD-13-16

First Reading: June 17, 2013 Published:

Public Hearing: July 1, 2013 Effective:

FIRE PREVENTION

AN ORDINANCE TO AMEND SECTIONS 9:101, 9:104, 9:106, 9:108, 9:111, AND 9:117, AND TO DELETE SECTIONS 9:103 AND 9:112 OF CHAPTER 111 (FIRE PREVENTION) OF TITLE IX OF THE CODE OF THE CITY OF ANN ARBOR.

The City of Ann Arbor Ordains:

Section 1. That Section 9:101 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:101. - Adoption by reference.

~~That a certain document, copies of which are on file in the office of the city clerk and the office of the bureau of fire prevention, being marked and designated as "2003 International Fire Code" be and the same is adopted by reference, including all references therein printed except those sections and appendices herein amended or added, and this document, together with the provisions of this chapter, shall be known as the Fire Prevention Code of Ann Arbor regulating conditions hazardous to life and property from the standpoint of fire and explosion in the City of Ann Arbor and for defining the scope of authority of the fire marshal.~~

(1) The City of Ann Arbor adopts the International Fire Code, 2009 edition, as published by the International Code Council, including Appendices B, C, D, E, F, G, H, and I, except those sections and appendices amended, deleted, or added as provided in this Chapter.

(2) The IFC, together with the provisions of this Chapter, shall be known as the Ann Arbor Fire Prevention Code, which regulates conditions hazardous to life and property from the standpoint of fire and explosion in the City and defines the fire marshal's scope of authority.

(3) A complete copy of the IFC is available to the public for inspection in the Ann Arbor City Clerk's Office and in the City of Ann Arbor Fire Prevention Bureau.

Section 2. That Section 9:103 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be deleted as follows:

9:103. - ~~Code on file.~~ (Reserved)

~~Complete printed copies of the Fire Prevention Code and Supplements, therein adopted, are available for public use and inspection in the fire prevention bureau and the city planning and development services unit.~~

Section 3. That Section 9:104 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:104. - References in code.

~~References in the Fire Prevention Code and supplements to "state" shall mean the State of Michigan; references to "municipality" shall mean the City of Ann Arbor; references to the term "corporation counsel" shall be held to mean the attorney for the City of Ann Arbor; reference to the "bureau of fire prevention" shall mean the fire prevention bureau; reference to the term "code official" shall be held to mean the fire marshal.~~

The following terms, as used in this Chapter and the IFC shall have the following meanings:

- (1) "Building Board of Appeals" shall mean the board of appeals required under the Stille-DeRossett-Hale Single State Construction Code Act, MCL 125.1501, et seq and the Michigan Building Code, as adopted by the City in Chapter 100 of this Code.
- (2) "Fire Code Official" shall mean either the chief or the fire marshal of the City of Ann Arbor Fire Department and their designees.
- (3) "Fire Prevention Code" and "Code" shall mean the Ann Arbor Fire Prevention Code, consisting of the IFC, except those sections and appendices amended, deleted, or added as provided in this Chapter, together with the provisions of this Chapter.
- (4) "IFC" shall mean the edition of the International Fire Code adopted in this Chapter.
- (5) "Municipality" shall mean the City of Ann Arbor.
- (6) "State" shall mean the State of Michigan.

Section 4. That Section 9:106 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:106. - ~~Permits required for fire safety-~~ Periodic Fire Safety Inspections Required.

(1) Nonresidential structures shall be classified by use according to the classifications and definitions used in the 2003 International Fire Code IFC. Periodic fire safety inspections by the Fire Marshal, or his/her designee, are required for non-residential structures annually, every two years, or every three years, according to the

use as provided below. Where multiple use groups apply to a structure, the applicable period for inspection for the entire structure will be the period applicable to the use group that represents the greatest percentage of the total commercial square footage of the structure.

~~The owner and/or lessee of each such structure shall obtain a permit from the fire department certifying that the premises have been inspected for fire safety. Permits shall be valid for the following time periods which vary according to the use of the structure:~~

~~Group One—Permit duration: Fire Safety Inspection: 1 year: Annually.~~

- (A) Assembly use
 - (A-1) Theaters, etc.
 - (A-2) Nightclubs, etc.
 - (A-3) Libraries, etc.
 - (A-4) Churches, etc.
 - (A-5) Outdoor assembly
- (F) Factory and industrial use
 - (F-1) Moderate hazard
 - (F-2) Low hazard
- (H) High hazard use
- (E) Educational use
- (I) Institutional use
 - Mixed use and occupancy
- (M) Mercantile use

~~Group Two—Permit duration: Fire Safety Inspection: Every 2 years:~~

- (B) Business use
- (S) Storage use

~~Group Three—Permit duration: Fire Safety Inspection: Every 3 years:~~

- (U) Utility and miscellaneous use

~~If occupancy(s) of a structure consists of multiple use groups which have different specified permit durations in cases where the secondary use is 10 percent or less of the total commercial square footage of the structure, the primary use permit term shall be applied.~~

(2) The Fire Marshal, or his/her designee, shall have the authority to enter a non-residential structure at all reasonable times to conduct an inspection required under this section and as provided in the IFC.

(a) If the structure is occupied, entry will first be requested.

(b) If the structure is unoccupied, a reasonable effort will be made to locate the owner or other person having charge or control of the structure and entry will be requested.

(c) If entry is refused, the Fire Marshal may employ any legal means to secure entry, including, but not limited to obtaining a warrant from a court of competent jurisdiction.

Section 5. That Section 9:108 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:108. - Appeals.

Whenever the chief ~~of the fire department and/or~~ the fire marshal shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the ~~decision of the chief of the fire department and/or the chief's or fire marshal's decision~~ to the building board of appeals ~~who shall conduct the appeal in accordance with the provisions contained in 2003 International Fire Code, Appendix A, Board of Appeals,~~ within 30 days from the date of the decision appealed.

Section 6. That Section 9:111 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:111. - Penalties.

(a) The following described violations shall have the penalty prescribed below applied to the violation:

Civil Infraction Violations		
Ann Arbor City Code Section Number	Description	Fine
<u>9:117</u>	Smoke Detectors Required in Dwellings	\$100
<u>9:101</u>	Transporting IFC Violation: 303.1	\$50
<u>9:101</u>	Location IFC Violation: 303.2	\$50
<u>9:101</u>	Location Fuel Containers IFC Violation: 303.3	\$50

<u>9:101</u>	Attendant IFC Violation: 303.4	\$50
<u>9:101</u>	Fire Extinguishers IFC Violation: 303.5	\$50
<u>9:101</u>	Waste accumulation prohibited IFC Violation: 304.1	\$25
<u>9:101</u>	Waste Material IFC Violation: 304.1.1	\$25
<u>9:101</u>	Storage IFC Violation: 304.2	\$25
<u>9:101</u>	Spontaneous ignition IFC Violation: 304.3.1	\$25
<u>9:101</u>	Capacity exceeding 5.33 cubic feet IFC Violation: 304.3.2	\$25
<u>9:101</u>	Capacity exceeding 1.5 cubic yards IFC Violation: 304.3.3	\$25
<u>9:101</u>	Clearance from ignition sources IFC Violation: 305.1	\$50
<u>9:101</u>	Hot Ashes and Ignition Sources IFC Violation: 305.2	\$50
<u>9:101</u>	Permit Required IFC Violation: 307.2	\$50
<u>9:101</u>	Recreational Fires IFC Violation: 307.3.2 <u>307.4.2</u>	\$50
<u>9:101</u>	Open Flame Cooking Devices IFC Violation: 307.5 <u>308.1.4</u>	\$100
<u>9:101</u>	Liquid-petroleum-gas-fueled cooking devices IFC Violation: 307.5.4 <u>308.1.4</u>	\$100
<u>9:101</u>	Location near combustibles IFC Violation: 308.3.2 <u>308.1.5</u>	\$50
<u>9:101</u>	Aisles and exits IFC Violation: 308.3.3 <u>308.1.7.1</u>	\$50
<u>9:101</u>	Group A occupancies (open flames prohibited) IFC Violation: 308.3.6 <u>308.3</u>	\$50
<u>9:101</u>	Fixtures and displays IFC Violation: 314.2	\$25
<u>9:101</u>	Highly combustible goods IFC Violation: 314.3	\$50

<u>9:101</u>	Storage in buildings IFC Violation: 315.2	\$25
<u>9:101</u>	Ceiling clearance IFC Violation: 315.2.1	\$25
<u>9:101</u>	Means of egress IFC Violation: 315.2.2	\$25
<u>9:101</u>	Equipment rooms IFC Violation: 315.2.3	\$25
<u>9:101</u>	Attic, under-floor concealed spaces IFC Violation: 315.2.4	\$25
<u>9:101</u>	Fueled equipment IFC Violation: 315.2.5 <u>313.1</u>	\$50
<u>9:101</u>	Outside storage IFC Violation: 315.3	\$25
<u>9:101</u>	Storage beneath overhead projections from building IFC Violation: 315.3.1	\$25
<u>9:101</u>	Height IFC Violation: 315.3.2	\$25
<u>9:101</u>	Where required (fire safety evacuation plan) IFC Violation: 404.2	\$100
<u>9:101</u>	Maintenance of exterior doors and openings IFC Violation: 504.2	\$50
<u>9:101</u>	Address numbers IFC Violation: 505.1	\$25
<u>9:101</u>	Trapdoors to be closed IFC Violation: 507.1 <u>316.1</u>	\$100
<u>9:101</u>	Portable unvented heaters IFC Violation: 603.4	\$50
<u>9:101</u>	Prohibited locations (unvented fuel-fired heaters) IFC Violation: 603.4.1	\$50
<u>9:101</u>	Exit signs IFC Violation: 604.2.3	\$100
<u>9:101</u>	Means of egress illumination IFC Violation: 604.2.4	\$100
<u>9:101</u>	Maintenance (emergency or standby power systems) IFC Violation: 604.3	\$100
<u>9:101</u>	Written records IFC Violation: 604.3.2	\$50

<u>9:101</u>	Abatement of electrical hazards IFC Violation: 605.1	\$100
<u>9:101</u>	Illumination IFC Violation: 605.2	\$50
<u>9:101</u>	Working space and clearance IFC Violation: 605.3	\$25
<u>9:101</u>	Labeling IFC Violation: 605.3.1	\$25
<u>9:101</u>	Multi-plug adaptors IFC Violation: 605.4	\$25
<u>9:101</u>	Power tap design IFC Violation: 605.4.1	\$25
<u>9:101</u>	Power supply (power taps) IFC Violation: 605.4.2	\$25
<u>9:101</u>	Extension cords IFC Violation: 605.5	\$25
<u>9:101</u>	Power supply (extension cords) IFC Violation: 605.5.1	\$25
<u>9:101</u>	Maintenance IFC Violation: 605.5.3	\$25
<u>9:101</u>	Grounding IFC Violation: 605.5.4	\$25
<u>9:101</u>	Unapproved conditions IFC Violation: 605.6	\$100
<u>9:101</u>	Signs IFC Violation: 608.6 <u>608.7</u>	\$25
<u>9:101</u>	Maintenance (fire-resistance ratings) IFC Violation: 703.1	\$25
<u>9:101</u>	Opening protectives IFC Violation: 703.2	\$25
<u>9:101</u>	Hold-open devices and closures IFC Violation: 703.2.2	\$25
<u>9:101</u>	Door operation IFC Violation: 703.2.3	\$25
<u>9:101</u>	Restricted Occupancies IFC Violation: 804.1.1 <u>806.1.1</u>	\$25
<u>9:101</u>	Obstruction of means of Egress IFC Violation: 804.2 <u>806.3</u>	\$50

<u>9:101</u>	Open Flame IFC Violation: 804.3 <u>806.4</u>	\$50
<u>9:101</u>	Electrical fixtures and wiring IFC Violation: 804.3.1 <u>806.5</u>	\$25
<u>9:101</u>	Artificial Vegetation IFC Violation: 804.4 <u>806.2</u>	\$25
<u>9:101</u>	Lights IFC Violation: 804.4.1 <u>806.5</u>	\$25
<u>9:101</u>	Foam plastics IFC Violation: 806.1.2 <u>803.7</u>	\$100
<u>9:101</u>	Obstruction of means of egress IFC Violation: 806.1.3 <u>807.4.1</u>	\$100
<u>9:101</u>	Inspection, testing and maintenance IFC Violation: 901.6	\$100
<u>9:101</u>	Records IFC Violation: 901.6.2	\$100
<u>9:101</u>	Commercial cooking equipment IFC Violation: 904.11.5	\$100
<u>9:101</u>	Cleaning IFC Violation: 904.11.6.3 <u>609.3.3</u>	\$100
<u>9:101</u>	Extinguishing system serviced IFC Violation: 904.11.6.4 <u>904.11.6.2</u>	\$100
<u>9:101</u>	Cabinets IFC Violation: 905.7	\$50
<u>9:101</u>	Cabinet equipment identification IFC Violation: 905.7.1	\$25
<u>9:101</u>	Locking cabinet doors (fire protection equipment) IFC Violation: 905.7.2	\$50
<u>9:101</u>	Where required (fire extinguishers) IFC Violation: 906.1	\$50
<u>9:101</u>	Cooking grease fires IFC Violation: 906.4	\$50
<u>9:101</u>	Conspicuous location IFC Violation: 906.5	\$50
<u>9:101</u>	Unobstructed and unobscured IFC Violation: 906.6	\$25
<u>9:101</u>	Hangers and brackets IFC Violation: 906.7	\$25

<u>9:101</u>	Cabinets IFC Violation: 906.8	\$25
<u>9:101</u>	Maintenance required (fire alarms) IFC Violation: 907.20.4 <u>907.9.1</u>	\$25
<u>9:101</u>	Testing (fire alarms) IFC Violation: 907.20.2 <u>907.9.2</u>	\$25
<u>9:101</u>	Maintenance inspection and testing (fire alarms) IFC Violation: 907.20.5 <u>907.9.5</u>	\$100
<u>9:101</u>	Existing buildings (fire department connections) IFC Violation: 912.2.2	\$50
<u>9:101</u>	Access (fire department connections) IFC Violation: 912.3	\$50
<u>9:101</u>	Testing and maintenance (fire pumps) IFC Violation: 913.5	\$100
<u>9:101</u>	Exit sign illumination IFC Violation: 1010.3 <u>1011.5.2</u>	\$100
<u>9:101</u>	Power source (emergency illumination) IFC Violation: 1010.4 <u>1011.5.3</u>	\$100
<u>9:101</u>	Illumination emergency power IFC Violation: 1010.5 <u>1006.3</u>	\$100
<u>9:101</u>	Furnishings and decorations IFC Violation: 1011.4 <u>1030.6</u>	\$100
<u>9:101</u>	Obstructions IFC Violation: 1011.3 <u>1030.3</u>	\$100
<u>9:101</u>	Security of areas IFC Violation: 3003.3.1 <u>3003.5.1</u>	\$50
<u>9:101</u>	Physical protection IFC Violation: 3003.3.2 <u>3003.5.2</u>	\$50
<u>9:101</u>	Securing compressed gas, containers, cylinders IFC Violation: 3003.3.3 <u>3003.5.3</u>	\$50
<u>9:101</u>	Compressed gas cylinder, container, tank IFC Violation: 3003.4.1 <u>3003.6.1</u>	\$50
<u>9:101</u>	Caps and plugs IFC Violation: 3003.4.2 <u>3003.6.2</u>	\$50
<u>9:101</u>	Ledges, platforms, elevators IFC Violation: 3003.5.3 <u>3003.7.3</u>	\$50
<u>9:101</u>	Upright storage IFC Violation: 3004.1	\$50

<u>9:101</u>	Design, construction and capacity of containers IFC Violation: 3404.3.1	\$50
<u>9:101</u>	Labeling IFC Violation: 3404.3.2.1.2	\$50
<u>9:101</u>	Capacity IFC Violation: 3404.3.2.2	\$50
<u>9:101</u>	Number of storage cabinets IFC Violation: 3404.3.2.3 <u>3404.3.4</u>	\$50
<u>9:101</u>	Portable fire extinguishers IFC Violation: 3404.3.3.1	\$50
<u>9:101</u>	Basement storage IFC Violation: 3404.3.5.1	\$50

Misdemeanor Violations	
Ann Arbor City Code Section Number	Description
<u>9:106</u>	Permits required for fire safety
<u>9:114</u>	False Alarm
<u>9:115</u>	Injury to fire equipment
<u>9:116</u>	Starting fires in buildings
<u>9:118</u>	Overcrowding
<u>9:101</u>	Obstructing operations IFC Violation 104.11.2
<u>9:101</u>	Systems and devices IFC Violation 104.11.3
<u>9:101</u>	Rendering equipment inoperable IFC Violation 107.4
<u>9:101</u>	Unlawful acts IFC Violation 109.1
<u>9:101</u>	Unauthorized tampering IFC Violation 109.2.4

<u>9:101</u>	Abatement IFC Violation 110.4
<u>9:101</u>	Failure to comply IFC Violation 111.4
<u>9:101</u>	Deliberate or negligent burning IFC Violation 305.4
<u>9:101</u>	Making a false report IFC Violation 401.3.1 <u>401.5</u>
<u>9:101</u>	Interference with fire department operations IFC Violation 401.4 <u>401.8</u>
<u>9:101</u>	Pitfalls IFC Violation 507.3 <u>316.3</u>
<u>9:101</u>	Unauthorized operation IFC Violation 603.7.1
<u>9:101</u>	Removal of or tampering with equipment IFC Violation 901.8
<u>9:101</u>	Removal of or tampering with appurtenances IFC Violation 901.8.1
<u>9:101</u>	Reliability IFC Violation 1011.2 <u>1030.2</u>

- (b) The imposition of 1 penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such situation or defects within a reasonable time; and when not otherwise specified, each act of violation and every day upon which such violation shall occur shall constitute a separate offense.
- (c) The application of the above penalties shall not be held to prevent the enforced removal of prohibited conditions by injunctive or other relief.
- (d) Unless another penalty is expressly provided for in this section or otherwise by the City Code any person who shall violate any of the provisions of the Fire Prevention Code hereby adopted or fail to comply therewith, or who shall violate or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement or specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the district court or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, upon conviction thereof, be punished by a fine of not less than \$10.00, nor more than \$500.00, or by imprisonment for a period of not to exceed 90 days or by both such fine or imprisonment in the discretion of the court.

- (e) A person may be prosecuted for violation of Section 9:106 only after a notice is sent regarding the required inspection and there is a reasonable opportunity to complete the inspection.

Each provision of this chapter shall be enforceable against the person(s) occupying any commercial or residential property, as well as the owner or legal agent of the owner of the property under circumstances where the owner or owners legal agent knew or should have known of the conditions which constitute a violation.

Section 7. That Section 9:112 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be deleted as follows:

9:112. -~~Changes in Code. (Reserved)~~

~~The following sections and subsections of the Fire Prevention Code are hereby amended or deleted as set forth and additional sections and subsections are added as indicated. Subsequent section numbers used in this chapter shall refer to the like numbered sections of the Fire Prevention Code.~~

~~SPECIAL RULES - CHAPTER 1~~

~~*Section 101.2. Exceptions.* Nothing contained in this code shall be construed as applying to the transportation of any article or thing shipped under the jurisdiction of and in compliance with the regulations prescribed by the Interstate Commerce Commission, nor as applying to the military forces of the United States.~~

~~*Section 104.6.3. Fire records.* The fire chief of the fire department shall keep, in the office of the fire prevention bureau, a record of all fires and of all the facts concerning the same, including statistics as to the extent of such fires and the damage caused thereby, and whether such losses were covered by insurance, and if so, in what amount. Such record shall be made daily from the reports made by the fire department officers and inspectors. All such records shall be public.~~

~~*Section 104.10. Investigation of fires.* The code official shall investigate, or cause to be investigated, every fire or explosion occurring within the jurisdiction that is of a suspicious nature or which involves the loss of life or serious injury or causes destruction or damage to property. Such investigation shall be initiated as directed by the fire chief upon the occurrence of such fire or explosion; and if it appears that such an occurrence is of a suspicious nature, the code official shall immediately take charge of the physical evidence and, in order to preserve any physical evidence relating to the cause or origin of such a fire or explosion, the code official shall take means to prevent access by any person to the structure or premises until such evidence has been properly processed. The code official shall notify those persons designated by law to pursue investigation into such matters and shall further cooperate with authorities in the collection of evidence and prosecution of the case and shall pursue the investigation to its conclusion.~~

~~*Section 104.11. Commanding aid.* The fire chief, or any of his authorized subordinates, may command any adult (age 18 or older) person present at the~~

scene of a fire, to aid in extinguishment thereof, and to assist in the protection of life or property. Any person willfully disobeying any such lawful requirement shall be deemed guilty of a violation of this Code.

SPECIAL RULES - CHAPTER 5

~~Section 503.1 Fire protection during construction.~~ Fire department vehicular access to all structures under construction shall be provided at all times. In areas where ground surfaces are soft or likely to become soft, hard, all-weather surface access roads shall be provided. The fire protection water supply system, including fire hydrants, shall be installed and in service prior to placing combustible building materials for structures or combustible pretested fabricated building assemblies on the project site or utilizing them in the construction of building structures. If phased construction is planned, coordinated installation of the fire protection water system is permitted.

~~Section 506.1 Locking Fire Department Connection (FDC) caps.~~ The fire code official is authorized to require locking FDC caps on fire department connections for water-based fire protection systems where the responding fire department carries appropriate key wrenches for removal.

~~Section 508.5.4 Obstruction of fire hydrants, outside Siamese fire connections or outside standpipe equipment.~~ No person or persons shall place any obstruction whatever, nor shall any person responsible for such obstruction permit it to remain within 15 feet of any fire hydrant, outside Siamese fire connection or outside standpipe equipment. Should such obstruction exist, the fire official shall cause said obstruction to be removed at the owner's expense.

SPECIAL RULES - CHAPTER 6

~~Section 605.9.1 Outside wires.~~ The fire chief may order the moving or removal of any electric, telegraph, or telephone wire or any other wires hung in the city, whenever it shall appear to him that any such wire is so placed as to be liable to cause a fire or interfere with the proper protection of any building within the city against fire. The owner of any such wire shall move or remove the same to conform to the order of the fire chief within 24 hours after notice, in writing, shall have been served upon said owner, unless a longer time shall be prescribed.

SPECIAL RULES - CHAPTER 9

~~Section 904.11 Commercial cooking systems.~~ An upgrade shall be required to a pre-engineered fixed fire protection system to meet U.L. 300 when one of the following have occurred or is about to occur.

1. A change from the use of an animal based cooking medium (lard) in a deep fat fryer to a vegetable based oil.
2. Use of a high efficiency fryer(s) in a commercial occupancy
3. Changes in appliance configuration
4. Unavailability of replacement parts for existing system(s)

~~5. System has not been maintained for more than a six-month period~~

~~6. Pre-requisite for maintaining insurance coverage on existing structure~~

~~Plans shall be submitted for approval, and a permit obtained, prior to installing an automatic extinguishing system.~~

~~A U.L. 300 upgrade identified by this section shall be required within two years of the effective date of the adoption of this ordinance.~~

~~Section 907.3.1.7. Interconnected smoke detectors shall be required in all boarding houses, rooming houses, fraternities, sororities, group quarters or similar buildings arranged for shelter and sleeping accommodations. A written plan for installation of the detectors shall be submitted to the fire prevention bureau within 90 days after the effective date of this ordinance. Installation of hard-wired interconnected smoke detectors shall be required within 2 years of the effective adoption date of this ordinance.~~

Section 8. That Section 9:117 of Chapter 111 of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:117. - Smoke detectors required in dwellings.

Battery-powered or hard-wired single station smoke detectors shall be installed in the following:

1. *One- and two-family dwelling units.*
 - a. In all sleeping rooms.
 - b. Outside of each sleeping area, in the immediate vicinity of the sleeping rooms.
 - c. On each level of the dwelling unit, including basements.
2. *Existing apartment buildings.*
 - a. Outside of each separate sleeping area, in the immediate vicinity of the sleeping rooms.
 - b. On each level of the dwelling unit, including basements.
3. *Existing hotels.*
 - a. In every guest room.
 - b. In every living area and sleeping room within a guest suite.

~~The requirement for battery-operated smoke detectors will take effect July 1, 2004~~

Exceptions: Buildings with an approved fire alarm system, hardwired or interconnected smoke detectors system shall not require additional detectors where existing detectors meet the above requirements.

Section 9. That this Ordinance shall take effect on the tenth day following legal publication.