

ORDINANCE TO AMEND SECTION 9:106 OF CHAPTER 111 OF TITLE IX OF THE CODE OF THE CITY OF ANN ARBOR.

The City of Ann Arbor ordains:

Section 1. That Section 9:106 of Chapter 111 of Title IX of the Code of the City of Ann Arbor is amended as follows:

9:106. - Periodic fire safety inspections required.

- (1) ~~Non-residential structures~~ Structures shall be classified ~~by use~~ according to the occupancy classifications ~~and definitions used as defined~~ in the IFC. Periodic fire safety inspections by the Fire Marshal, or his/her designee, are required for ~~non-residential~~ structures annually, every 2 years, or every 3 years, depending on occupancy classification according to the use as provided below. Except as otherwise provided, the occupancy classifications specified below include all groups within the IFC occupancy classification. 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.

*~~Group One Fire Safety Inspection: 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 Fire Safety Inspection: Every 2 years:~~

~~(B) Business use.~~

~~(S) Storage use.~~

~~Group Three Fire Safety Inspection: Every 3 years:~~

~~(U) Utility and miscellaneous use.~~

Occupancy Classifications Requiring Annual Inspections:

Assembly Group A

Factory Industrial Group F

High Hazard Group H

Mercantile Group M

Residential Group R (Group R-1 and Group R-2, only, as specified below).

Residential Group R-1: Hotels, Motels, and Transient Boarding Houses, only.

Residential Group R-2: Dormitories, Fraternities, and Sororities, only.

Occupancy Classifications Requiring Inspections Every 2 Years:

Business Group B

Storage Group S

Occupancy Classifications Requiring Inspections Every 3 Years:

Miscellaneous Group U.

- (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 2: This Ordinance shall take effect ten days after passage and publication.