

AN ORDINANCE TO AMEND SECTIONS 9:101, 9:103, 9:105 AND 9:109 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 (Fire Prevention) of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:101. Adoption by reference.

- (1) The City of Ann Arbor adopts the International Fire Code, ~~2015~~ 2021 edition, as published by the International Code Council, including Appendices ~~B, C, D, E, F, G, H, and I,~~ B, C, D, F, H, I, J, K, and N, 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 (Fire Prevention) of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:103. Amendments to and deletions from IFC.

The following sections, subsections, and appendices of the IFC are amended or deleted as set forth in this section:

101.1 Title. Deleted. See section 9:101(2).

102.7 Referenced codes and standards is amended to read as follows:

The codes and standards referenced in this Code shall be those that are listed in Chapter 80 of the IFC, except that all references to NFPA 55 in this Code and as listed in Chapter 80 of the IFC shall mean the 2016~~21~~ edition of NFPA 55. Such codes and standards shall be considered a part of the requirements of this Code to the prescribed extent of each such reference and as further regulated in Sections 102.7.1 and 102.7.2.

104.~~98~~ Modifications. Deleted. See section 9:105.

104.124.2 Obstructing operations is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

104.124.3 Systems and devices is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

1097.4 Supervision is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

1097.6 Overcrowding. Deleted. See section 9:118.

Section 111408 Board of Appeals. Deleted in its entirety. See section 9:108.

11209.3.4 Unauthorized tampering is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or both, plus costs of prosecution.

11209.4 Violation penalties is amended to read as follows:

Except as otherwise expressly provided in this Code, persons who shall violate a provision of this Code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this Code, shall be responsible for a civil infraction punishable by a civil fine of not more than \$1,000.00, plus costs and all other remedies available by statute. Each day of violation shall be a separate violation.

1131.4 Failure to comply is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

305.4 Deliberate or negligent burning is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

316.3 Pitfalls is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

401.5 Making false report. Deleted. See section 9:114.

401.8 Interference with fire department operations is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

605.73.7.1 Unauthorized operation is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

901.8 Removal of or tampering with equipment is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

901.8.1 Removal of or tampering with appurtenances is amended by adding the following language:

A violation of this section is punishable by a fine of not more than \$500.00 or by imprisonment for a period not to exceed 90 days or by both, plus costs of prosecution.

~~Appendix D Fire Apparatus Access Roads:~~

~~D105.2 Width. Deleted.~~

Section 3. That Section 9:105 of Chapter 111 (Fire Prevention) of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:105. Modifications.

The Chief of the Fire Department and/or the Fire Marshal shall have the power to modify any of the provisions of this Code upon application, in writing, by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the Code, provided the intent and purpose of the code is observed and that such modification does not lessen health, life, and safety requirements ~~provided that the spirit of the Code be observed, public safety secured, and substantial justice done~~. The particulars of such modification when granted or allowed and the decision of the Chief of the Fire Department and/or the Fire Marshal thereon shall be entered upon the records of the department and a signed copy shall be furnished to the applicant.

Section 4. That Section 9:109 of Chapter 111 (Fire Prevention) of Title IX of the Code of the City of Ann Arbor be amended to read as follows:

9:109. New materials, process or occupancies which may require permits.

The ~~Director of Building~~ Official, Chief of the Fire Department, and the Fire Marshal, or their duly appointed representatives, shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any materials,

processes or occupancies, which shall require permits, in addition to those enumerated in this Code. The Fire Marshal shall post such a list in a conspicuous place in ~~his~~their office, and distribute copies thereof to interested persons, the City Clerk and the City Attorney.

Section 5. In the event that any court of competent jurisdiction shall hold any provision of this Ordinance invalid or unenforceable, such holding shall not invalidate or render unenforceable any other provision thereof.

Section 6. This ordinance shall take effect and be in force in ten days from the date of legal publication.