

CHAPTER 160

FIRE PREVENTION CODE

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160.01 PURPOSE. The purpose of this chapter is to prescribe regulations governing conditions hazardous to life and property from fire or explosion.

160.02 FIRE PREVENTION CODE ADOPTED. Pursuant to published notice and public hearing as provided by law, there is hereby adopted the 2012 issue of the International Fire Code as published by the International Code Council, and from the effective date of its adopting ordinance the provisions thereof shall be controlling within the limits of the City. An official copy of the fire prevention code adopted and certified copy of its adopting ordinance are on file in the office of the Clerk. The Fire Prevention Code shall include the following appendices of the 2012 International Fire Code:

- Appendix B – Fire Flow Requirements for Buildings
 - Appendix C – Fire Hydrant Location and Distribution
 - Appendix D – Fire Apparatus Access Road
 - Appendix F – Hazard Ranking
 - Appendix I – Fire Protection System – Non-compliant Construction.
- (Ord. 1553 – Aug. 16 Supp.)*

160.03 AMENDMENTS, MODIFICATIONS AND DELETIONS. The following amendments, modifications and deletions to the International Fire Code, 2012 edition, are hereby made:

1. Section 105 of the 2012 International Fire Code requires that a permit be obtained to engage in many activities, operations, practices or functions. The only permits that are required by this Code of Ordinances are listed below:

- A. *105.6.30 Operational Permit for Open Burning.*
- B. *105.6.36 Operational Permit for Pyrotechnic Special Effects.*
- C. *105.7.5 Construction Permit for Fire Alarm & Detection System and Related Equipment.*

D. 105.7.6 Construction Permit for Fire Pump and Related Equipment.

E. 105.7.7 Construction Permit for Flammable and Combustible Liquids.

Permits for the other activities, operations, practices or functions listed in the 2012 International Fire Code are not required.

(Ord. 1553 – Aug. 16 Supp.)

160.04 APPLICABILITY TO MOBILE HOMES LIMITED. The Fire Prevention Code does not apply to any mobile home in the City. Instead, mobile homes in the City shall be required to bear the red seal of approval of the Department of Housing and Urban Development certifying construction in accordance with the Federal mobile home construction safety standards. The Fire Prevention Code is, however, applicable to all buildings and all construction incidental to a mobile home, whether said construction is of an accessory building, an addition to a mobile home, a foundation for a mobile home, utilities or a connection of utility service to a mobile home or any other type of construction exterior to the mobile home itself.

160.05 FIRES ON PUBLIC WAYS AND IN PUBLIC PLACES. No person shall kindle or maintain any bonfire, rubbish or waste material fire within the City except as follows:

1. The Fire Chief may permit open burning supervised by the Public Works Department.
2. The Fire Chief may permit open burning supervised by the Fire Department for training purposes.
3. The Fire Chief may permit open burning at public gatherings under legitimate sponsorship of civic, fraternal, religious, educational or similar organizations only after proper permits have been obtained from the Fire Chief.
4. Open burning in barbecue grills used solely for purposes of preparation of food and commercially manufactured outdoor fireplaces that limit the size of the combustible material to an area 24"x24"x12" and must be completely enclosed or covered with wire mesh with no opening greater than 1"x1". Combustible materials limited to charcoal or wood logs. No brush, leaves, paper or waste materials.
5. The Fire Chief may permit open burning for a land developer to burn trees that have been removed for building construction subject to time of year and location of adjacent structures.

This section is in addition to Section 307 of the 2012 International Fire Code.

(Ord. 1553 – Aug. 16 Supp.)

160.06 PERMITS. Whenever under the terms of the Fire Prevention Code (as amended by Section 160.03 of this chapter) a permit is required, the same shall be issued by the Chief of the Fire Department or a designated assistant. Application for the permit shall be made to the office of the Clerk on such forms as the Clerk and the Chief of the Fire Department may determine necessary and on payment of a permit fee of thirty-five dollars (\$35.00), except for permits for the installation of flammable liquid and/or flammable gas tanks, for which the charge is fifty dollars (\$50.00). The permits, except for installation permits, shall extend for one year, at which time they shall be renewed.

(Ord. 1515 – Apr. 13 Supp.)

160.07 ENFORCEMENT OF AND MODIFICATIONS TO THE FIRE PREVENTION CODE. The Fire Prevention Code shall be enforced by the Chief of the Fire Department, and the Chief of the Fire Department shall have the power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or any duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, the public safety secured and substantial justice done. The particulars of such modification, when granted or allowed, and the decision of the Fire Chief shall be furnished to the applicant, and one (1) signed copy thereof shall be filed in the office of the Clerk.

160.08 APPEALS FROM DETERMINATIONS OF FIRE CHIEF. Whenever the Chief of the Fire Department disapproves an application or refuses to grant a license or permit applied for pursuant to the Fire Prevention Code 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 Fire Chief to the Council within thirty (30) days from the date of the decision of the appeal.

160.09 PENALTY FOR VIOLATION. Any person who violates any of the provisions of the Fire Prevention Code or fails to comply therewith, or who violates or fails to comply with any order made thereunder, or who builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the Council or by a court of competent jurisdiction, within the time fixed therefor, shall severally for each and every such violation and noncompliance, respectively, be subject to the following fines: Thirty (30) days after notice of violations and corrections not addressed a fifty-dollar (\$50) fine shall be imposed. Sixty (60) days after notice of violations and corrections not addressed a one hundred dollar (\$100) fine shall be imposed. Every fifteen (15) days after the sixty (60) day notice that the violations are not corrected the fine will double until violations are corrected. In addition, commercial properties obtaining licensure for the sale of alcohol may have license withheld until violations are corrected.

160.10 ADDRESSABLE FIRE ALARMS. Upon new installation and/or system upgrades where there are 10 or more initiating devices within the properties that are required, the installer will install a fire alarm system that shall be addressable to each device and display the individual device location on the fire alarm panel and any annunciator panel within the system.

(Ord. 1449 – May 10 Supp.)

160.11 INSPECTIONS. The Fire Chief or a designee from the department shall conduct inspections for all commercial properties within the City of Indianola. The inspection will be conducted on an annual basis or at the discretion of the Fire Chief.

160.12 PREMISES IDENTIFICATION. Approved numbers or addresses shall be placed on all new and existing commercial buildings in such a position as to be plainly visible and legible from the street or road fronting the property. Said numbers shall contrast with their background and shall have a number or address a minimum of five (5) inches in height.

160.13 KEY VAULT. All new commercial buildings shall install a key vault on the exterior of the building at a location determined by the Fire Chief. The box will be installed at the owner's expense and will only be used as a fire department tool to gain access in an emergency. Existing commercial properties are required to install a key vault system any time improvements are made to the property that require a building permit.

160.14 EXCEPTIONS FOR AUTOMATIC SPRINKLER SYSTEM. Section 903.2.8 Group R is hereby amended by adding the following to said section:

Exceptions for the automatic sprinkler system requirements for Group R occupancies (townhomes and one-two family dwellings) shall be as defined in the building code under sections 156.16 and 156.17.

(Ord. 1515 – Apr. 13 Supp.)

160.15 SECTION 903.1.1 AND 906.2.1. Non-City personnel performing inspection, testing and maintenance on fire protection systems and extinguishers shall possess valid certificates. The contractor or vendor must obtain a state licensure/certification and renewal is every two years (no previous retest requirement) and use of third party testing (administratively efficient).

(Ord. 1553 – Aug. 16 Supp.)

160.16 SECTION 1104.16.5.2. Fire escapes (not exterior stairs) shall be examined for structural adequacy every five years. The Fire Department will identify and create a source for all fire escapes located in the city.

(Ord. 1553 – Aug. 16 Supp.)

(Chapter 160 - Ord. 1197 – Aug. 01 Supp.)

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