

**CITY OF FORT DODGE
ORDINANCE NO. 2207**

AN ORDINANCE TO ADOPT A COMPLETE FIRE PREVENTION CODE; TO PRESCRIBE REGULATIONS CONSISTENT WITH NATIONALLY-RECOGNIZED GOOD PRACTICE FOR THE SAFEGUARDING TO A REASONABLE DEGREE OF LIFE AND PROPERTY FROM THE HAZARDS OF FIRE AND EXPLOSION ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES AND CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE USE OR OCCUPANCE OF BUILDINGS OR PREMISES; REPEALING ORDINANCES IN CONFLICT THEREWITH AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF.

BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF FORT DODGE, IOWA:

SECTION I. SHORT TITLE

This ordinance shall be known as the Fort Dodge, Iowa, Fire Prevention Code, and may be so cited.

SECTION II. PURPOSE AND SCOPE

It is the purpose of this ordinance to prescribe regulations consistent with nationally-recognized good practice for the safeguarding to a reasonable degree of life and property from hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property in the use or occupancy of buildings or premises; to repeal ordinances in conflict herewith and to prescribe penalties for the violation hereof.

SECTION III. ADOPTION OF FIRE PREVENTION CODE

The International Fire Code, 2012 Edition as published by the International Code Council, is hereby adopted by reference in full except for such portions as hereinafter may be deleted, modified or amended. From the effective date of this ordinance, all storage, handling and use of hazardous substances, material and devices and the use or occupancy of buildings or premises shall be subject to the provisions of this ordinance. An official copy of the 2012 International Fire Code as adopted and a certified copy of this ordinance are on file in the office of the City Clerk for public inspection, and may be purchased there for the actual cost thereof.

SECTION IV. ADMINISTRATION AND ENFORCEMENT

It shall be the duty of the fire chief to administer and enforce the provisions of this ordinance and to make any required inspections or tests thereunder.

SECTION V. ESTABLISHMENT OF LIMITS OF DISTRICTS IN WHICH THE STORAGE OF FLAMMABLE LIQUIDS IN OUTSIDE AND ABOVEGROUND AND BULK STORAGE OF LIQUID PETROLEUM GASSES, CNG, EXPLOSIVES, CRYOGENICS, AND HAZARDOUS MATERIALS IS TO BE RESTRICTED

The 2012 International Fire Code is amended by adding thereto the following: Certain limits are set out for the construction of tanks in which the storage of flammable liquids is permitted under the International Fire Code. These are outside aboveground tanks and their construction is hereby limited as stated herein. The storage of liquid petroleum gasses, CNG, explosives, cryogenics, and hazardous materials is also restricted as hereinafter stated rather than according to the terms of the International Fire Code:

- a. The downtown commercial district between 2nd Avenue North and 2nd Avenue South from 1st to 15th Street.
- b. Such other districts as may be established by the fire chief of the City of Fort Dodge acting under the authority delegated to him by the terms of this chapter. The fire chief shall cause to be prepared a map which will be on file in the office of the City Clerk indicating in which areas tanks may be established or constructed under the terms of this chapter by department regulation subject to Council approval.

SECTION VI. MODIFICATIONS

The chief of the fire department shall have power to modify any of the provisions of the International Fire Code upon application in writing by the owner of lease or his duly-authorized agent. When there are particular difficulties in the way of carrying out the strict letter of the Code, provided the spirit of the Code shall be observed, public safety secured and substantial justice done, the particulars of such modification may be granted or allowed and the decision of the chief of the fire department thereon shall be entered on the records of the department. One signed copy of the decision of the fire chief shall be furnished the applicant and one signed copy be filed in the office of the City Clerk.

- (1) Section 105.1.1 Add "Fees will be as established by resolution of the City Council."
- (2) Add 507.3.1 Appendix B may be considered an approved method for determining a fire flow method.
- (3) Add 507.5.1.2 Appendix C will be adopted as an approved method for hydrant location and distribution.
- (4) Appendix D may be considered.

SECTION VII. BOARD OF APPEALS

Any person aggrieved by a decision of the fire chief pursuant to this ordinance may appeal to the Board of Appeals pursuant to and in the manner provided for in Ordinance No. 1621.

SECTION VIII. PENALTY

Anyone violating any of the provisions of this ordinance shall upon conviction, be subject to the penalties in accordance with Section 1.20.020 of the Fort Dodge Municipal Code.

SECTION IX. REPEALER

All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed, in particular Ordinance No. 2085.

SECTION X. SEVERABILITY CLAUSE

If any section, provision or part of this ordinance shall be adjudged to be invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION XI. EFFECTIVE DATE

This ordinance shall be in effect after its final passage, approval and publication as provided by law.

The above Ordinance passed and adopted by the City Council of the City of Fort Dodge, Iowa this 27th day of May, 2014.

First consideration 12th day of May, 2014.

Ayes: Flattery, Halter, Wilson, Fritz, Alstott, Moehnke and Hill

Nays: None

Other: None

Passed on second consideration this 27th day of May, 2014.

Ayes: Flattery, Wilson, Fritz, Alstott, Moehnke and Hill

Nays: None

Other: Absent: Halter

Waived 3rd reading and passed on third consideration this 27th day of May, 2014.

Ayes: Flattery, Wilson, Fritz, Alstott, Moehnke and Hill

Nays: None

Other: Absent: Halter

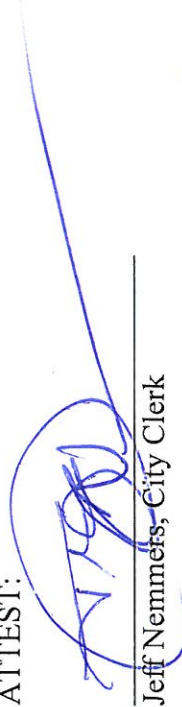
CITY OF FORT DODGE, IOWA

By:



Matt Bemrich, Mayor

ATTEST:



Jeff Nemmers, City Clerk

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