

Sec. 14-301. - Adoption by reference of the 2021 edition of the International Fire Code.

- (a) The International Fire Code, 2021 edition, including Appendices "B", "C", "E", "F", "G", "I", as published by the International Code Council, is adopted by reference as the fire code of the city. It regulates and governs the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; provides for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said fire code on file in the office of the city clerk are hereby referred to, adopted, and made a part hereof, as if fully set out, with the additions, insertions, deletions and changes, if any, set by ordinance.
- (b) The following sections of the Fire Code are hereby amended as follows:

Section 101.1 Title. Insert: [City of Billings, Montana] so that such section shall read as follows:

"101.1 Title. These regulations shall be known as the Fire Code of the City of Billings, Montana, hereinafter referred to as "this code."

Section 111 Means Of Appeals. Delete: Entire section.

Section 112.4 Violation penalties. Insert: [Misdemeanor, \$500.00, 6 months] so that such section shall read as follows:

"112.4 Violation penalties. 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 guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or by imprisonment not exceeding 6 months, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense."

Section 11.4 Failure to comply. Insert: [not less than \$100.00 or more than \$500.00] so that such section shall read as follows:

"113.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to

perform to remove a violation or unsafe condition, shall be liable to a fine of not less than \$100.00 or more than \$500.00."

Section 202 GENERAL DEFINITIONS is amended by adding or modifying the following definitions:

BUILDING OFFICIAL

"The Chief of the Building and Commercial Measurements

FARM

“

NATIONALLY RECOGNIZED STANDARDS

“

OCCUPANCY CLASSIFICATION Group E, day care facilities

“This group includes buildings and structures or portions thereof occupied by more than five children older than 2 ½ years of age who receive educational, supervision or personal care services for less than 24 hours per day.

(A) Fifteen or fewer children.

(B) Fifteen or fewer children in a dwelling unit.

(C) Within places of worship. Rooms and spaces within places of worship providing such care during religious functions shall be classified as part of the primary occupancy.”

RANCH

RURAL AREA

“

307.2 Permit required. Delete: [recognized silvicultural or range or wildlife management practices, prevention or control of disease or pests, or a bonfire. Application for such approval shall only be presented by and permits issued to the owner of the land upon which the fire is to be kindled.], Insert:-[approved agricultural and rural burning, , bonfires, and open burning conducted by government agencies subject to the approval of the fire code official. Application for such approval shall only be presented by and permits

issued to the owner or lessee of the land upon which the fire is to be kindled or a responsible person.] so that such section shall read as follows:

"307.2 Permit required. A permit shall be obtained from the fire code official in accordance with Section 105 prior to kindling a fire for approved agricultural and rural burning, bon fires, and open burning conducted by government agencies subject to the approval of the fire code official. Application for such approval shall only be presented by and permits issued to the owner or lessee of the land upon which the fire is to be kindled or a responsible person."

Section 307.3 Extinguishment authority. Insert: [recreational fires, bon fires, portable outdoor fireplaces, or], Delete: [open], [open] so that such section shall read as follows:

"307.3 Extinguishment authority. When recreational fires, bon fires, portable outdoor fireplaces, or open burning creates or adds to a hazardous situation, or a required permit for burning has not been obtained, the fire code official is authorized to order the extinguishment of the burning operation.

Section 311.6 Unoccupied tenant spaces in mall buildings. and 3 are

Section 319.10.3 Fuel gas systems. section.

Section 405.3

Section 903.2.1.7 Multiple fire areas.

Section 903.2.4.2 Group F-1 distilled spirits

Section 903.2.8 Group R.

“

903.2.8 Group R.

1. An approved automatic sprinkler system installed in accordance with Section 903.3 shall be provided in all Group R buildings meeting any of the following criteria:

- a. 9 or more transient guests or 5 or more transient guestrooms
- b. 9 or more occupants in other than dwelling units;
- c. 5 or more dwelling units; or
- d. more than 2 stories

2. In lieu of the above required automatic sprinkler system in buildings not more than three stories above the lowest level of exit discharge, each transient guestroom may be provided with at least one door leading directly to an exterior exit access that leads directly to approved exits.

3. Transient guest for the purpose of this subsection shall mean an occupant who is primarily transient in nature, staying at one location for 30 days or less.

4. The requirements for automatic sprinkler systems for R-4 occupancies are found in ARM 24.301.146."

Section 903.2.9.

Section 903.3.5 Water Supplies. Insert: [A minimum safety factor of 10% but not less than 5 psi shall be provided in any automatic sprinkler system hydraulic calculation.] so that such section shall read as follows:

" 903.3.5 Water supplies. "Water supplies for *automatic sprinkler systems* shall comply with this section and the standards referenced in Section 903.3.1. The potable water supply shall be protected against backflow in accordance with the requirements of this section and the *International Plumbing Code*. For connections to public waterworks systems, the water supply test used for design of fire protection systems shall be adjusted to account for seasonal and daily pressure fluctuations based on information from the water supply authority and as approved by the

Section 907.6.6 Monitoring. and [When required by the fire code official, non-required fire alarm systems shall be monitored by an approved supervising station in accordance with NFPA 72 and this code.] so that such section shall read as follows:

"907.6.6 Monitoring. Fire alarm systems required by this chapter or by the International Building Code shall be monitored by an approved supervising station in accordance with NFPA 72. Fire alarm communicators or transmitters using IP (Internet Protocol) technology shall not be used as the primary means of communication and when used as a secondary means of communication shall meet the 60-minute supervision requirements in Section 26.6.3.3 of NFPA 72. When required by the fire code official, non-required fire alarm systems shall be monitored by an approved supervising station in accordance with NFPA 72 and this code.

Exception: Monitoring by a supervising station is not required for:

1. Single- and multiple-station smoke alarms required by Section 907.2.11.
2. Smoke detectors in Group I-3 occupancies.
3. Automatic sprinkler systems in one- and two-family dwellings.

Section 1020.

Section

Section

Section

Section 2306.2.1 Underground tanks. Delete: [Chapter 57], Insert: [Montana Code Annotated (MCA) and the Administrative Rules of Montana (ARM)] so that such section shall read as follows:

"2306.2.1 Underground tanks. Underground tanks for the storage of Class I, II and IIIA liquid fuels shall comply with Montana Code Annotated (MCA) and the Administrative Rules of Montana (ARM)."

Section 2306.7.9 Vapor-recovery and vapor-processing systems. Delete: Entire section

Section 5606.5.2. Storage. Delete: [Sections 5606.5.2.1 through 5606.5.2.3], Insert: [Section 5606.5.2.2 and MCA 50-61-121] so that such section shall read as follows:

"5606.5.2. Storage. Storage of small arms ammunition components shall comply with Section 5606.5.2.2 and MCA 50-61-121."

(c) That the geographic limits referred to in certain sections of the 2021 International Fire Code are hereby established as follows:

"Section 5704.2.9.6.1 Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground tanks outside of buildings is prohibited within the limits established by the City of Billings Zoning Code."

"Section 5706.2.4.4 Locations where above-ground tanks are prohibited. The storage of Class I and II liquids in above-ground tanks is prohibited within the limits established by the City of Billings Zoning Code."

"Section 5806.2 Limitations. Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited within the limits established by the City of Billings Zoning Code."

"Section 6104.2 Maximum capacity within established limits. For the protection of heavily populated or congested areas, the storage of liquefied petroleum gas shall not exceed the aggregate capacity of 2,000 gallons for any one installation. Storage of liquefied petroleum gas in above-ground tanks outside of buildings is restricted within the limits established by the City of Billings Zoning Code."