

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4

AN ORDINANCE AMENDING CHAPTER 13 FIRE PREVENTION AND PROTECTION

WHEREAS, the City of Roswell (the “City”) desires to adopt the proposed amendments for Ch.13 of the Roswell City Code.

WHEREAS, the Fire Code for the City of Roswell shall be adopted by reference and include amendments to the International Fire Code and National Fire Protection Association codes and standards.

WHEREAS, the addition of new regulations on the installation, conduct, or operation of fire protection features in the form of a certificate of fitness shall be implemented; and

WHEREAS, an addition of setting penalizing fees for repeat inspections is necessary to assist the enforcement of the provisions of Ch. 13, as well as establish an increase for the amount of permit fees.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL AS THE GOVERNING BODY OF THE CITY OF ROSWELL, NEW MEXICO, that:

SECTION 1. Chapter 13 of the Roswell Code is amended as follows:

Chapter 13 Fire Prevention and Protection
ARTICLE I. IN GENERAL

Sec. 13-1. Provisions.

The governing body of the City of Roswell does ordain as follows: the City of Roswell Fire Department, in the State of New Mexico as the authority having jurisdiction in regulating and governing 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 ; providing for the issuance of permits and collection of fees therefor; and each and all regulations, provisions, penalties, conditions and terms of said Fire Code on file are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes, if any, prescribed in this ordinance.

Sec. 13-2. Fire Marshal.

The chief of the fire department shall appoint a fire marshal as the fire code official to implement, administer, and enforce the provisions of the regulations listed in chapter 13 of the Roswell City Code. Deputy fire marshals and other officials may be appointed to serve under the direction of the fire marshal and shall be considered part of the Fire Prevention Bureau.

(Code 1984 12-2; Ord. No. 1320, 4-1999; Ord. No. 1322, 4-1999; Ord. No. 05-07, 10-2005)

State law reference(s)—Authority to issue permit, NMSA 1978, § 60-2C-4.

Secs. 13-3 Limits.

(a) Application of the adopted codes shall be limited to within the City of Roswell's jurisdictional boundaries and any other areas where an MOU with the State Fire Marshal has been established. The specific geographic limits referred to in certain sections of the 2024 International Fire Code are hereby established in accordance with the City of Roswell Zoning Ordinance:

1. The limits referred to in Section 5704.2.9.6.1 in which storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited are: all residential districts.

2. The limits referred to in Section 5706.2.4.4 in which storage of Class I and Class II liquids in above-ground tanks is prohibited are: all residential districts.

3. The limits referred to in Sections 5806.2 in which the storage of flammable cryogenic fluids in stationary containers outside buildings are: all residential districts and all commercial districts.

4. The limits referred to in Section 6104.2 in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas are: all districts except C-2 community commercial district, I-1 light industrial district and I-2 heavy industrial districts.

(Code 1984 § 13-26; Ord. No. 1322, 4-1999; Ord. No. 05-07, 10-2005; Ord. No. 10-09, 11-2010; Ord. No. 15-14, § 3, 11-12-2015)

State law reference(s)—Adoption by reference, NMSA 1978, § 3-17-6.

Secs 13-4—13-5. Reserved.

ARTICLE II. TECHNICAL STANDARDS

DIVISION 1. INTERNATIONAL FIRE CODE

Sec. 13-6. International Fire Code adopted by reference.

(a) There is hereby adopted by reference the 2024 Edition of the International Fire Code, as published by the International Code Council, and as amended herein by Chapter 13 of the Roswell City Code.

(b) A copy of the 2024 International Fire Code shall be kept in the office of the fire marshal and shall be available for inspection during the normal and regular business hours of the fire marshal.

(c) No person shall violate any of the provisions of the 2024 International Fire Code as adopted by reference in subsection (a) above, or any of the National Fire Prevention Association (NFPA) codes or standards as adopted by reference in division 2 section 13-9 of this Code. A violation of the provisions of any of the foregoing codes and standards shall be subject to the penalties set forth in Section 15-12 of the Roswell City Code.

(Ord. No. 15-14, § 2, 11-12-2015)

1 Ord. No. 15-14, § 2, adopted Nov. 12, 2015, changed the title of § 13-11 from "Adopted" to read
2 as herein set out.

3 **Sec. 13-7. Amendments to 2024 edition of International Fire Code.**

4 (a) The following are changes to certain provisions of the 2024 International Fire Code as adopted
5 that are specific to the City of Roswell. The corresponding sections of the 2024 International Fire
6 Code, hereinafter in this section referred to as the IFC, are hereby amended to read as follows:

7 (1) Section 101.1 of the IFC is amended to read as follows:

8 101.1 Title. These regulations shall be known as the Fire Code of the City of Roswell, New
9 Mexico, herein after referred to as "this code."

10 (2) Section 102.7 of the IFC is amended to read as follows:

11 102.7 Referenced Codes and Standards. The codes and standards referenced in this code shall be
12 those that are listed in Chapter 80, except as noted below:

13 1. Any reference to the "ICC Electrical Code" shall be deemed to mean the New Mexico Electrical
14 code.

15 2. Any reference to the "International Building code" shall be deemed to mean the New Mexico
16 Commercial Code.

17 3. Any reference to the "International Existing Building Code" shall be deemed to mean the New
18 Mexico Existing Building Code.

19 4. Any reference to the "International Mechanical Code" shall be deemed to mean the New
20 Mexico Mechanical Code.

21 5. Any reference to the "International Fuel Gas Code" shall be deemed to mean the New Mexico
22 Mechanical Code or the New Mexico LPG Standards, as appropriate.

23 6. Any reference to the "International Plumbing Code" shall be deemed to mean the New Mexico
24 Plumbing Code.

25 7. Any reference to the "International Residential Code" shall be deemed to mean the New Mexico
26 Residential Building Code.

27 (3) Section 105.3.7 of the IFC is amended to read as follows:

28 105.3.7 Information on the Permit. The fire code official may require and issue any permits listed
29 by this code, on an approved form furnished for that purpose. The permit shall contain a general
30 description of the operation or occupancy and its location and any other information required by
31 the fire code official. Issued permits shall bear the signature of the fire code official or other
32 approved legal authorization.

33 (4) Section 105.5.34 of the IFC is amended to read as follows:

1 105.5.34 Mobile food preparation vehicles. An operational permit is required for mobile food
2 preparation vehicles.

3 (5) Section 112 of the IFC is amended to read as follows:

4 112.1. Means of appeals. In order to hear and decide appeals of orders, decisions or determinations
5 made by the fire code official relative to the application and interpretation of this code, there shall
6 be and is hereby created a board of appeals. The board of appeals shall be appointed by the
7 applicable governing authority and shall hold office at its pleasure. The fire code official shall be
8 an ex officio member of said board but shall not have a vote on any matter before the board. The
9 board shall adopt rules of procedure for conducting its business and shall render all decisions and
10 findings in writing to the appellant with a duplicate copy to the fire code official.

11 112.2 Limitations on authority.

12 An application for appeal shall be based on a claim that the true intent of this code or the rules
13 legally adopted thereunder have been incorrectly interpreted, the provisions of this code do not
14 fully apply or an equivalent or better form of construction is proposed. The board shall not have
15 authority to waive requirements of this code or interpret the administration of this code.

16 111.3 Qualifications.

17 The board of appeals shall consist of members who are qualified by experience and training to
18 pass on matters pertaining to hazards of fire, explosions, hazardous conditions or fire protection
19 systems, and are not employees of the jurisdiction.

20 (6) Section 202 of the IFC is amended to include the following definition:

21 APARTMENT HOUSE. Any building or portion thereof that contains three or more dwelling
22 units. For the purposes of this code, privately owned condominiums are not apartment houses.

23 (7) Section 307.2 of the IFC is amended to read as follows:

24 307.2 Permit Required. A permit shall be obtained from the fire department prior to conducting
25 any open burning or any kindling of a recreational fire or a bonfire.

26 (8) Section 506.1 of the IFC is amended to read as follows:

27 506.1 Where required. Properties, other than one- or two-family dwellings, that are protected by a
28 fire alarm system or an automatic fire sprinkler system shall have a key box installed in an
29 approved location. Where access to or within a structure or an area is restricted because of secured
30 openings or where immediate access is necessary for life-saving or fire-fighting purposes, the fire
31 code official is authorized to require a key box to be installed in an approved location. The key
32 box shall be of an approved type and shall contain keys to gain necessary access as required by the
33 fire code official.

34 (9) Section 506.2 of the IFC is amended to read as follows:

35 506.2 Key box maintenance. Updated equipment shall be provided for every facility, building or
36 portion of a building hereafter constructed or moved into required to have an approved key box by
37 section 506.1. The operator of the building shall immediately notify the fire code official and

1 provide the new key where a lock is changed or rekeyed. The key to such lock shall be secured in
2 the key box.

3 (10) The definition of Standpipe Systems, Classes of, in Section 902.1 of the IFC, is amended to
4 read as follows:

5 Standpipe Systems, Classes of. Standpipe classes are as follows:

6 Class I System. A system providing 2.5-inch (64mm) hose connections to supply water for use by
7 fire departments and those trained in handling heavy fire streams. Class II and Class III standpipe
8 systems are not permitted in the City of Roswell.

9 (11) Section 903.2 is amended by the deletion of the exception.

10 (12) Section 903.2.11.5 of the IFC is deleted in its entirety.

11 (13) Section 905.3.1 of the IFC is amended to read as follows, with the exceptions as published
12 remaining unchanged:

13 905.3.1 Building Height. Class I standpipe systems shall be installed throughout buildings where
14 the floor level of the highest story is located more than 30 feet (9144 mm) above the lowest level
15 of the fire department vehicle access, or where the floor level of the lowest story is located more
16 than 30 feet (9144 mm) below the highest level of fire department vehicle access.

17 (14) Section 905.4 shall be amended to include a new subsection 7, to read as follows:

18 7. In Group A-1 and A-2 occupancies with occupant loads of more than 1,000, hose connections
19 shall be located on each side of any stage, on each side of the rear of the auditorium, on each side
20 of the balcony, and on each tier of dressing rooms.

21 (15) Sections 905.5 through 905.7 of the IFC, inclusive, are deleted in their respective entireties.

22 (16) Section 912.3 of the IFC is amended to read as follows:

23 912.3 Thread Size. Fire Department connections shall have fittings with the thread size 3.090
24 inches by 8 threads per inch.

25 (17) Table 1004.1.2 of the IFC is amended to read as follows:

26 The floor area for assembly occupancies with fixed seats shall be determined based on Section
27 1004.4.

28 (18) Section 1010.1.4.8 of the IFC is amended to read as follows:

29 1010.1.4.8 Access-controlled egress doors. When approved by the fire code official, the entrance
30 doors in a means of egress in buildings with an occupancy in Group A, B, E, I-2, M, R-1, or R-2
31 and entrance doors to tenant spaces in occupancies in Groups a, B, E, I-2, M, R-1 and R-2 are
32 permitted to be equipped with an approved entrance and egress access control system which shall
33 be installed in accordance with all of the following criteria: (Listed criteria 1 through 6 remain as
34 published)

(19) Section 1010.1.9.7 is amended to read as follows:

1010.1.9.7 Delayed egress locks. When approved by the fire code official, approved, listed, delayed egress locks may be permitted to be installed on doors serving any occupancy except Group A, E and H occupancies in buildings that are equipped throughout with an automatic sprinkler system in accordance with Section 903.3.1.1 or an approved automatic smoke or heat detection system installed in accordance with Section 907, provided that the doors unlock in accordance with items 1 through 6 below. A building occupant shall not be required to pass through more than one door equipped with a delayed egress lock before entering an exit. (Listed items 1 through 6 remain as published.)

(20) Section 1010.3 is amended to read as follows:

1010.3 Turnstiles. When turnstiles or similar devices that restrict travel to one direction are allowed by the fire code official, they shall not be placed so as to obstruct any required means of egress. (Exception remain as published.)

(21) 1103.5.3 is amended to insert the date by which a sprinkler system must be installed

Within two years of written notice.

(22) Section 3310 of the IFC, as previously added to the 2009 International Fire Code by Ordinance 10-09, is repealed in its entirety.

(23) Section 5706.2.5 is amended to read as follows:

5706.2.5 Type of Tank. Tanks shall be provided with top openings only. Gravity discharge tanks shall not be permitted.

(Ord. No. 10-09, 11-2010; Ord. No. 15-14, § 4, 11-12-2015)

Ord. No. 15-14, § 4, adopted Nov. 12, 2015, changed the title of § 13-13 from "Amendments" to read as herein set out.

Sec. 13-8. International Fire Code Appendices.

(a) The following appendices to the 2024 International Fire Code are hereby adopted, by reference, with the listed amendments:

(1) Appendix B—Fire-Flow Requirements for Buildings.

(2) Appendix C—Fire Hydrant Locations and Distribution.

(3) Appendix D—Fire Apparatus Access Roads.

(4) Appendix N—Indoor Trade Shows and Exhibitions

(b) Appendix D to the 2024 International Fire Code, as adopted by reference, is hereby amended and changed in the following respects:

(1) Section D104.1 is amended to read as follows:

1 D104.1 Buildings exceeding three stories or 30 feet in height. Buildings or facilities exceeding 30
2 feet (9144 mm) or three stories in height shall have at least two means of fire apparatus access for
3 each structure.

4 (2) The exception to Section D104.2 is amended to read as follows:

5 Exception: When approved by the fire code official, projects having a gross building area of up to
6 124,000 square feet (11,520 m²) that have a single approved fire apparatus access road when all
7 buildings are equipped throughout with approved automatic fire sprinkler systems.

8 (3) Section D105.1 is amended to read as follows:

9 D105.1 Where required. Where required by the fire code official, buildings or portions of
10 buildings or facilities exceeding 30 feet (9144 mm) in height above the lowest level of fire
11 department vehicle access shall be provided with approved fire department access roads capable of
12 accommodating fire department aerial apparatus. Overhead utility and power lines shall not be
13 located within the aerial apparatus access roadway.

14 (Ord. No. 10-09, 11-2010; Ord. No. 15-14, § 5, 11-12-2015)

15 DIVISION 2. NATIONAL FIRE PROTECTION ASSOCIATION

16 **Secs. 13-9 NFPA codes adopted by reference.**

17 (a) There is hereby adopted by reference the most recently published edition of the following
18 codes or standards, as published by the National Fire Protection Association:

19 1. NFPA 101—Life Safety Code

20 2. NFPA 10—Standard for portable fire extinguishers.

21 3. NFPA 13—Standard for the Installation of Sprinkler Systems.

22 4. NFPA 13R—Standard for the Installation of Sprinkler Systems in Residential Occupancies up
23 to and Including Four Stories in Height.

24 5. NFPA 13D—Installation of Sprinkler Systems in One- and Two-Family Dwellings and
25 Manufactured Homes.

26 6. NFPA 17A—Standard for Wet Chemical Extinguishing Systems

27 7. NFPA 30—Flammable and Combustible Liquids Code

28 8. NFPA 20—Installation of Stationary Pumps.

29 9. NFPA 24—Private Fire Service Mains.

30 10. NFPA 25—Standard for the Inspection, Testing, and Maintenance of Water-Based Fire
31 Protection Systems.

32 11. NFPA 58—Liquefied Petroleum Gas Code

1 12. NFPA 72—National Fire Alarm Code.

2 13. NFPA 96—Standard for Ventilation Control and Fire Protection of Commercial Cooking
3 Operations

4 14. NFPA 110—Standard for Emergency and Standby Power Systems

5 15. NFPA 111—Standard on Stored Electrical Energy Emergency and Standby Power Systems

6 16. NFPA 241—Standard for Safeguarding Construction, Alteration, and Demolition Operations

7 17. NFPA 407—Standard for Aircraft Fuel Servicing

8 18. NFPA 409—Standard on Aircraft Hangars.

9 19. NFPA 855—Standard for the Installation of Stationary Energy Storage Systems

10 20. NFPA 1123—Code for Fireworks Display.

11 21. NFPA 1124—Code for the Manufacture, Transportation, and Storage of Fireworks and
12 Pyrotechnic Articles.

13 22. NFPA 1126—Standard for the Use of Pyrotechnics Before a Proximate Audience.

14 (b) The 2024 International Fire Code, as adopted in Section 13-6 above, makes reference to
15 specific sections of certain NFPA codes and standards that may be earlier editions of those
16 adopted by subsection (2) above. When there is found to be any conflicting requirement between
17 such editions of NFPA standards or codes, the requirement of the section listed in the 2024
18 International Fire code, or whichever is deemed more appropriate by the fire code official shall
19 apply.

20 (c) A copy of such adopted NFPA standards or codes shall be kept in the office of the fire marshal,
21 and shall be available for inspection during the normal and regular business hours of the fire
22 marshal.

23 (Ord. No. 1322, 4-1999, Ord. No. 05-07, 10-2005; Ord. No. 10-09, 11-2010; Ord. No. 15-14, § 1,
24 11-12-2015)

25 Ord. No. 15-14, § 1, adopted Nov. 12, 2015, changed the title of § 13-10 from "NFPA codes" to
26 read as herein set out.

27 **Secs. 13-10—13-17. Reserved.**

28 **ARTICLE III. INTERFERENCE WITH FIRE CONTROLS AND FIRE LANES**

29 **Sec. 13-18. Interference with fire controls.**

30 It shall be unlawful for any person to commit interfering with fire controls, consisting of:

31 (1) Interfering with the proper functioning of a fire alarm system or a fire suppression system; or

(2) Giving a false alarm, which is the willful and knowing initiation or transmission of a signal, message, or other notification of a fire, medical emergency, or other emergency when no such danger exists.

(Code 1984 § 12-12; Ord. No. 00-7, § 3, 9-2000; Ord. No. 05-07, 10-2005)

State law reference(s)—False fire alarms, NMSA 1978, § 30-7-21.

Sec. 13-19. Fire lanes.

(a) Fire lanes, or fire apparatus access roads, referred to in Section 503 of the International Fire Code, shall be established on private property devoted to public use where the parking of motor vehicles or other obstructions can interfere with the ingress and egress of the fire department vehicles for protection of persons and property. The fire code official shall establish the location, size and marking of the fire lanes with due regard for all attendant factors, including risk, location and access to structures. Fire lanes will be designated by red curb with white letters stating "no parking - fire lane," or by a sign at least 12 inches by 18 inches with white reflective background and red letters stating "no parking -fire lane," which must be approved by the fire code official.

(b) Fire lanes established under this section shall be indicated on documents maintained by the fire department and shall be clearly indicated at the site of each fire lane. The fire department shall be responsible for enforcing compliance with the requirements for painting, signing, or otherwise marking fire lanes.

(c) Parking of motor vehicles or otherwise obstructing fire lanes designated under authority of this section shall be prohibited at all times and such prohibitions may be enforced by issuance of citations by the police or fire departments and by removal of the obstructing vehicles or materials. In the event that vehicles or material are removed pursuant to this section, a citation shall also be issued to the operators of the vehicles or owners of the materials. Citations issued hereunder shall be answerable in the municipal court.

(Ord. No. 15-14, § 6, 11-12-2015)

ARTICLE IV. CONSUMER FIREWORKS

Sec. 13-20. General.

The retail sale, possession and use of UN 1.4G fireworks, also known as consumer fireworks or common fireworks, shall comply with this section.

(Ord. No. 15-14, § 8, 11-12-2015)

Sec. 13-21. Permit application.

Prior to issuance of a permit for retail sales of consumer fireworks, the sales location and the stock of fireworks shall be approved.

(Ord. No. 15-14, § 8, 11-12-2015)

Sec. 13-22. Fireworks to be sold.

1 The applicant for a permit shall furnish to the fire code official a list of all articles of fireworks to
2 be sold for approval before the fireworks are offered for retail sale. The list shall indicate the
3 description of each article as prescribed in NMSA 1978, § 60-2C-2.

4 (Ord. No. 15-14, § 8, 11-12-2015)

5 Sec. 13-23. Questionable fireworks.

6 When it appears to the fire code official that an article of fireworks on an applicant's list or in a
7 permit holder's inventory is not in accordance with NMSA 1978, § 60-2C-2 and Section 13-24 of
8 this Code, the applicant or permit holder may request that the fire code official submit samples of
9 the questionable article to an independent laboratory acceptable to the code official for a
10 determination of the description or content of the article. Any expense occurred by such
11 examination shall be the responsibility of the applicant or permit holder.

12 (Ord. No. 15-14, § 8, 11-12-2015)

13 Sec. 13-24. Permitted fireworks.

14 Permissible fireworks are set out in NMSA 1978, § 60-2C-7 with the exception of ground audible
15 devices and the following aerial devices: aerial spinners, helicopters, missile-type rockets and
16 stick-type rockets as defined in NMSA 1978, § 60-2C-2. It shall be unlawful for anyone to use,
17 possess, or sell at retail any fireworks except permissible fireworks.

18 Exceptions:

19 (1) Display fireworks handled or used in compliance with this chapter and NFPA 1123.

20 (2) Pyrotechnic materials handled or used in compliance with this chapter and NFPA 1126.

21 (3) Fireworks manufactured, transported, or stored in compliance with this chapter and NFPA
22 1124.

23 (Ord. No. 15-14, § 8, 11-12-2015)

24 Sec. 13-25. Regulated activities.

25 The use and sale of permissible fireworks shall be subject to the provisions of NMSA 1978, § 60-
26 2C-8.

27 (Ord. No. 15-14, § 8, 11-12-2015)

28 ARTICLE V. CERTIFICATE OF FITNESS

29 Sec. 13-26. General.

30 Where required by the fire code official, no person shall conduct a regulated operation, install,
31 inspect, maintain, service, tag or repair fire protection equipment or systems unless he or she has
32 first obtained a certificate of fitness from the City of Roswell Fire Prevention Bureau in
33 compliance with these rules. Any person holding a certificate of fitness shall have a copy of it
34 available in all service vehicles and offices for review if requested during inspection by the fire

code official. Certificates of fitness are not transferable to other parties, are not effective in any other jurisdiction, and do not waive the requirements of the State of New Mexico issued certificate of fitness program or be used in lieu of.

a) The purpose of this action is to assure a minimum level of qualification prior to any installation, inspection, maintenance, and repair of fire protection equipment; promote fire prevention and awareness; and to not discourage business owners from implementing fire protection equipment due to poor experiences with equipment services or installations.

b) Types of certificates. The fire marshal may issue certificates of fitness for installation, inspection, maintenance, repair, recharging or tagging, or involvement in the following disciplines:

1. Automatic fire suppression systems and fire pumps

2. Automatic chemical extinguishing systems

3. Fire detection and alarms

4. Fire extinguishers

5. Fire and smoke dampers

6. Underground fire lines

7. Commercial kitchen hood cleaning and inspection

8. Fire watch or site safety coordinator

Sec. 13-27. Application and fees.

(a) Applications must be completed and submitted to the Fire Prevention Bureau as instructed on the fire marshal's developed procedures.

(b) There shall be a fee of \$50.00 paid to the city for any certificate of fitness application required by the fire code official.

(c) Renewals made necessary due to change of applicant or status will be done at one half the original amount.

(d) Renewals due to revocation will be charged the same as the original fee but may incur additional requirements of training.

Sec. 13-28. Expiration and revocation of certificate.

(a) Expiration. A certificate of fitness automatically expires at the conclusion of the time period for which it was issued.

(b) Revocation. The fire marshal or his designee may revoke a certificate if:

(1) any of the required licenses or qualifications of the applicant expire, are canceled or are

1 revoked;

2 (2) during an inspection, the fire marshal or AHJ finds a substantial violation of these rules

3 or applicable codes for a discipline for which the certificate has been issued;

4 (3) the applicant made false statements or misrepresentations of material fact in the

5 application or documentation submitted with the application; or

6 (4) the certificate was issued in error or in violation of an applicable statute or these rules

7 (5) the applicant or his designee failed to conduct themselves in a professional manor during an
8 inspection.

9 (6) Three or more counts of failed inspections

10 **ARTICLE VI. PERMIT/INSPECTION FEES**

11 Sec. 13-27. Permit/Inspection fees.

12 (a) There shall be a fee of \$100.00 paid to the city for any operational or construction permit
13 required by the fire code official in accordance with the International Fire Code. Additional fees
14 will be applied to certain construction permits as outlined in Table 13-19(a). Any work
15 commenced prior to issuance of a required permit as described in Section 107.4 will be subject to
16 double the original amount.

17 Exceptions:

18 (1) There shall be no fee charged for open burning.

19 (2) The fee for a permit to sell consumer fireworks at retail shall be \$50.00. This fee shall be paid
20 to the city only once per calendar year per applicant for a given sales location.

21 (b) There shall be no fees required for annual inspections, permit inspections or new business
22 inspections of any business within the first or second visit. Where it is found that any or all
23 violations have not been corrected on the second visit, there shall be a fee of \$100.00 paid to the
24 city for a third visit as a reinspection fee. Any inspections resulting from a complaint, or
25 investigation may be subject to the reinspection fee as required by the fire code official. Additional
26 fees will be applied to subsequent inspections and/or court citations issued.

27 **Table 13-19(a)**

28 * Fire alarm devices include alarm panel, transmitting device, initiating device, and notification
29 device.

30 (Ord. No. 10-09, 11-2010; Ord. No. 15-14, § 7, 11-12-2015)

1
2
3
4 SECTION 2. All ordinances or parts of ordinances in conflict or inconsistent herewith are hereby
5 repealed to the extent of such inconsistency. This repealer shall not be construed to revive any
6 ordinance or part of any ordinance heretofore repealed.
7

8 SECTION 3. If any section, paragraph, clause or provisions of this ordinance for any reason shall
9 be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph,
10 clause or provision shall not affect any other part of this ordinance.
11

12 SECTION 4. This ordinance shall be effective after five (5) days following its publication as
13 required by law.
14

15 PASSED, ADOPTED, SIGNED and APPROVED _____, _____.
16

17 CITY SEAL
18
19
20

21 _____
22 Timothy Z. Jennings, Mayor
23

24 ATTEST
25
26

27 _____
28 Amalia Martinez, City Clerk
29

30 Underscoring indicates addition to existing Code section.
31 ~~Strike through~~ indicates delete of an existing Code section.
32