

ORDINANCE NUMBER 1433

AN ORDINANCE ADOPTING THE UNIFORM FIRE CODE, 1976 EDITION, THE SAME BEING COPYRIGHTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AND THE WESTERN FIRE CHIEF'S ASSOCIATION, AND REPEALING ORDINANCES NO. 1037, 1085, AND 1232.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City of Milwaukie does hereby repeal in total Ordinances No. 1037, 1085, and 1232.

Section 2. There is hereby adopted for the purposes therein expressed, that certain code known and published as the "Uniform Fire Code," 1976 Edition, the same being copyrighted by the International Conference of Building Officials and the Western Fire Chiefs Association.

Section 3. That a copy of said Uniform Fire Code, 1976 Edition, is on file in the office of the City Recorder, and the same document is marked Exhibit A, and by this reference made a part thereof.

Section 4. That a board of appeals is hereby created with the following general membership:

1. Fire Chief, ex-officio and secretary to the board (non-voting)
2. One member to represent the general contractors
3. One member to represent the business community
4. One member to represent the architect and engineering community
5. One member to represent the lay (homeowner) community
6. One member to represent Fire Service (not employed with the City while sitting on the board)
7. One member to represent industry
8. One member to represent insurance

Section 5. Said board of appeals shall be appointed and approved by the City Council of the City of Milwaukie.

Section 6. The board of appeals shall establish such rules and regulations for its government and procedure consistent with the laws of the State of Oregon and the ordinances of the City of Milwaukie.

Section 7. That all fees for permits required under the Uniform Fire Code, 1976 Edition, shall be set by resolution of the City Council.

Section 8. That violations of this Code shall be deemed to be misdemeanors, with a maximum penalty being a fine not to exceed \$1000, one year in jail, or both. That a bail schedule for said violations is contained in Exhibit B, and by this reference made a part thereof.

## Milwaukie Ordinances

Section 9. Uniform Fire Code - Exceptions, Amendments.  
The Uniform Fire Code as adopted does not include:

1. Section 1.205
2. Section 1.217
3. Appendix C
4. Appendix D
5. Appendix E

Section 10. That Section 1.103 of the Uniform Fire Code be amended by adding a subparagraph "D" to read as follows:

"(d) The provisions of this Code shall not apply to dwelling units."

Section 11. That Section 1.202 of the Uniform Fire Code be amended as follows:

"Section 1.202. The Chief, with the approval of the ~~Administrator~~ Governing Body, is authorized ..."

Section 12. That Section 1.215 of the Uniform Fire Code be amended as follows:

"Section 1.215. In order ... hereby is created a Board of Appeals, consisting of at least five members ..."

Section 13. That Section 1.303 of the Uniform Fire Code be amended as follows:

"Section 1.303. Before a permit ... authorized representative, ~~shall~~ may inspect ..."

Section 14. That Section 1.403 of the Uniform Fire Code be amended as follows:

"Section 1.403. ADMINISTRATOR shall mean the ~~executive-officer~~ governing body of the jurisdictional area."

Section 15. That Article 11, Division 1 of the Uniform Fire Code shall be amended by adding a section, Section 11.101.A, to read as follows:

"Section 11.101.A. Any quantities stores, used, displayed, and otherwise referred to, that are in excess of that set forth in this article may only be allowed by a permit approved by the City Council."

Milwaukie Ordinances

Section 16. That Article 14, Division 1 of the Uniform Fire Code be amended by adding a section, Section 14.101.4, to read as follows:

"Section 14.101.4. This article shall not apply to regular routine maintenance of stationary equipment that cannot be reasonably moved into approved flammable finish application area."

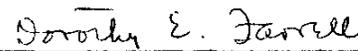
Read the first time this 17th day of September, 1979, and moved to second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council this 17th day of September, 1979.

Signed by the Mayor this 17th day of September, 1979.

  
ALLEN MANUEL, Mayor

ATTEST:

  
Dorothy E. Farrell, Recorder

APPROVED AS TO FORM:

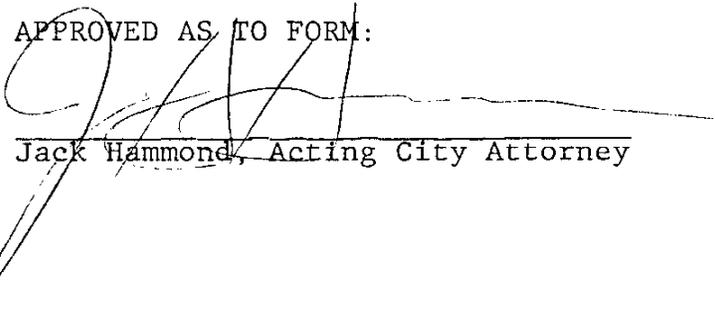
  
Jack Hammond, Acting City Attorney

EXHIBIT B

LOCAL COURT RULE ESTABLISHING A BAIL

Schedule for Violations of Certain Fire Code Requirements - City Ordinances

Milwaukie City Ordinance	Ordinance Violation	Bail
	Disobeyed Posted Fire Department Regulations	\$ 25.00
	Failed to Correct Fire Hazard	25.00
	Failed to Correct a Hazard to Life Safety	100.00
	Failed to Maintain Fire Lanes or Fire Protection Equipment	25.00
	Disobeyed a Lawful Order by a Fire Department Official	100.00
	Obstructed Fire Department Personnel or Equipment at or enroute to a Reported Emergency (Court Mandatory)	500.00
	Misuse of Fire Alarm or Fire Protection Equipment	25.00
	Failed to Comply with Fire Code Requirements Within a Specified Time Period	50.00
	Failed to Meet Standards for Interior Stairs or Stairways	50.00
	Failed to Meet Standards for Exterior Stairways	50.00
	Failed to Properly Construct or Maintain a Fire Escape	50.00
	Failed to Provide Required Door(s) or Fire Protection Openings	50.00
	Failed to Provide Required Exit Signs or Illumination for Exitways	25.00
	Failed to Protect Vertical Openings	50.00
	Failed to Provide Required Occupancy Separation for a Room	25.00
	Failed to Provide (or Maintain) Required Portable Extinguishers	25.00
	Failed to Provide Dry Standpipes in Building	50.00
	Failed to Provide an Approved Fire Alarm System	50.00
	Failed to Correct a Fire Hazard	25.00
	Failed to Maintain Fire Protection Equipment	25.00
	Failed to Maintain a Required Exit or Exit Passageway	100.00
	Failed to Obey Fire Code Requirements for Interior Finishes or Decorations in an Exit Passageway	100.00
	Failed to Gain Fire Department Approval for an Alternate Method of Fire Protection	25.00
	Failed to Obey Regulations Prohibiting Smoking	25.00
	Failed to Store Vehicle in an Approved Location	25.00
	Failed to Obey Fueling or Refueling Regulations of Flammable Liquids or Dangerous and/or Hazardous Material	25.00
	Failed to Provide Approved Fire Extinguisher for a Vehicle	25.00
	Failed to Provide a Suitable Means of Promptly Notifying the Fire Department	25.00
	Obstructed Access to a Fire Hydrant, Fire Sprinkler Connection, Fire Standpipe Connection	25.00
	Failure to Keep an unoccupied Building Secured Against Entry	25.00
	Tampering with Fire Department Apparatus (Court Mandatory)	500.00