

ORDINANCE NO. 1740

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON, AMENDING CHAPTER 15.12, FIRE CODE.

WHEREAS, the Milwaukie City Council is aware of the need to develop adequate rules and regulations governing the operation of the fire department; and

WHEREAS, the City Council must from time to time adopt appropriate rules and regulations and a Uniform Fire Code pertinent thereto, now, therefore,

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. Section 15.12.010 of the Milwaukie Municipal Code is amended to read as follows:

Section 15.12.010 Adopted. A. For the purpose of prescribing regulations hazardous to life and property from fire or explosion, the City adopts that certain code known and published as the "Uniform Fire Code, 1991 Edition," published by the Western Fire Chiefs Association and the International Conference of Building Officials, B. The City's Code varies from the UFC in the following respects:

1. The Code incorporates amendments (to the provisions of UFC, as amended by the State of Oregon) which are set forth in Exhibit "A" attached hereto and by this reference made a part hereof and herein incorporated as if set forth in full at this point.

2. The Code incorporates provisions for plan review at the agency of the Jurisdiction responsible for the issuance of building permits in accordance with ORS 476.030(4) and OAR 837-39-005 which are also incorporated into the Code by this reference.

Section 2. Section 15.12.020 of the Milwaukie Municipal Code is amended to read as follows:

Section 15.12.020 Copy of file. A copy of the Uniform Fire Code, 1991 Edition, is on file in the office of the city recorder, and the same document together with appendices I-C, I-D, I-E, I-F, II-B, II-C, II-D, II-F, III-A, III-B, III-C, III-D, III-E, IV-A, V-A, V-B, VI-C, VI-D, VI-E, and VI-F only, and except as provided section 15.12.020 B of

this ordinance, which Code is attached to the original of this ordinance, marked Exhibit "A" incorporated by this reference.

Section 3. Section 15.12.040 of the Milwaukie Municipal Code is amended to read as follows:

15.12.040 Section 2.102 amended. Section 2.102 of the Uniform Fire Code is amended as follows:
Section 2.102. The Chief, with the approval of the Governing Body, is authorized. . .

Section 4. Section 15.12.050 of the Milwaukie Municipal Code is amended to read as follows:

15.12.050 Section 2.303 amended. Section 2.303 of the Uniform Fire Code is amended as follows:
Section 2.303. To determine the suitability of alternative materials . . . hereby is created a board of appeals consisting of at least five members . . .

Section 5. Section 15.12.060 of the Milwaukie Municipal Code is amended to read as follows:

Section 15.12.060 Section 4.104 amended. Section 4.104 of the Uniform Fire Code is amended as follows:
Section 4.104. Before a permit is issued, the chief or the chief's representative shall inspect . . .

Section 6. Section 15.12.075 Adoption of Oregon Administrative Rules. A. The City adopts the following Oregon Administrative Rules, as amended from time to time, as part of the Fire Code:

1. OAR 837-12-005 through 837-12-330 ("Fireworks in Oregon");
2. OAR 837-30-005 through 837-30-015 (National Fire Protection Association Standard No. 58 "Liquified Petroleum Gas");
3. OAR 837-40-050 through 837-40-060 (National Fire Protection Association Standard No. 10 "Portable Fire Extinguishers");
4. OAR 837-40-100 through 837-40-110 (National Fire Association Standard No. 13 "Installation of Sprinkler Systems");
5. OAR 837-45-005 through 837-45-025 ("Smoke Detector Rule");
6. OAR 837-61-005 through 837-61-015 ("Standardization of Fire Protection Equipment");
7. OAR 837-80-005 through 837-80-015 (National

Fire Protection Association Standard No. 59A
"Liquefied Natural Gas")

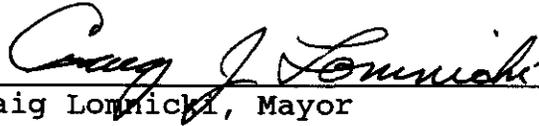
- Section 7. Section 15.12.076 Establishment of limits of districts in which storage of flammable or combustible liquids in outside aboveground tanks is to be prohibited. The limits referred to in UFC Section 79.501 and 70.1001 in which storage of flammable or combustible liquids in outside aboveground tanks is prohibited are as follows: All areas other than those described by Clackamas County or City Zoning Ordinance, and subject to the approval of the Fire Marshal.
- Section 8. Section 15.12.077 Establishment of limits in which bulk storage of liquefied petroleum gases is to be restricted. The limits referred to in UFC Section 82.104(a) in which bulk storage of liquefied petroleum gas is restricted, are as follows: All areas other than those described by Clackamas County and/or City Zoning Ordinances, and subject to the approval of the Fire Marshal.
- Section 9. Section 15.12.078 Establishment of limits of districts in which storage of explosives and blasting agents is to be prohibited. Explosives and Blasting Agents are to be governed by ORS 480.200 through 480.290 and NFPA 495; Code for Explosive Materials, 1992 Edition, excluding Chapter 2 and are hereby adopted and made a part herein as if printed in their entirety. The limits referred to in which the storage of these materials is restricted, are as follows: All areas other than those described by Clackamas County and/or City Zoning Ordinances, and subject to the approval of the Fire Marshal.
- Section 10. Section 15.12.090 of the Milwaukie Municipal Code is amended to read as follows:

Section 15.12.090 Fees. All fees for permits required under the Uniform Fire Code, 1991 Edition, shall be set by resolution of the city council.

Read the first time on June 15, 1993, and moved to a second reading by unanimous vote of the City Council.

Read the second time and adopted by the City Council on
June 15, 1993.

Signed by the Mayor on June 15, 1993.



Craig Lomnicki, Mayor

ATTEST:



City Recorder

APPROVED AS TO FORM:



City Attorney