

**CITY OF BILOXI
AGENDA ITEM
FACT SHEET**

Item No.: 4 L

Council Meeting Date: April 24, 2018

ITEM TITLE: **ORDINANCE (1st Reading)**

INTRODUCED BY: **Mayor Andrew "FoFo" Gilich**

CONTACT PERSON:

Joe Boney, Director of the Fire Department *JB*

SUMMARY EXPLANATION:

Ordinance amending Section 7-2-1, Section 7-2-4, Section 7-2-5, Section 7-2-6, Section 7-2-7, Section 7-2-8, and Section 7-2-9 of Article I (General) and Article II (Fire Prevention Code) of Chapter 7 (Fire Prevention) of the Code of Ordinances of the City of Biloxi, Mississippi.

Resolution _____ Ordinance Public Hearing _____ Routine Agenda _____

Exhibits for Review

Contract _____ Minutes _____ Plans/Maps _____ Deed _____ Lease _____

Other (Specify):

Submittal Authorization: Council President _____ Mayor

STAFF RECOMMENDATION: Staff recommends approval

COUNCIL ACTION: Motion By: Barrett Second By: Gines

Vote:	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>	<u>Councilmember</u>	<u>Yes</u>	<u>No</u>	<u>Other</u>
	Lawrence	___	___	___	Tisdale	___	___	___
	Gines	___	___	___	Glavan	___	___	___
	Newman	___	___	___	Barrett	___	___	___
	Deming	___	___	___				

ACTION TAKEN: *First Reading on 4/17/18.*

ORDINANCE NO.

ORDINANCE AMENDING SECTION 7-2-1, SECTION 7-2-4, SECTION 7-2-5, SECTION 7-2-6, SECTION 7-2-7, SECTION 7-2-8, AND SECTION 7-2-9 OF ARTICLE I (GENERAL) AND ARTICLE II (FIRE PREVENTION CODE) OF CHAPTER 7 (FIRE PREVENTION) OF THE CODE OF ORDINANCES OF THE CITY OF BILOXI, MISSISSIPPI

WHEREAS, on September 24, 2013, the City of Biloxi adopted the 2012 versions of the International Fire Code (with amendments) as published by the International Code Council, Inc.; and

WHEREAS, the International Fire Code is widely recognized as achieving the purpose of making fire code standards more uniform; and

WHEREAS, it is in the best interest of the City of Biloxi to approve and adopt the 2018 version of the International Fire Code (with certain amendments) as the fire code standards of the City of Biloxi.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BILOXI, MISSISSIPPI, AS FOLLOWS:

Section 1. The findings, statements, and conclusions of fact contained in the preamble are adopted, ratified, and incorporated herein.

Section 2. Section 7-2-1, of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-1. Adopted; references to code.

- (a) ~~There is hereby approved and adopted by the city, for the purposes of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the International Fire Code, 2012 edition, together with, Appendix B, Appendix C, Appendix D, Appendix E, Appendix F, Appendix G, Appendix I, published by the International Code Conference International Inc., as the fire code standards of the City. The International Fire Code, 2018 edition, together with Appendix B, Appendix C, Appendix D, Appendix E, Appendix F, Appendix G and Appendix I, as published~~

by the International Code Council 2018 edition are hereby approved and adopted by the city and made a part of this article. A copy of said ~~2012~~ International Fire Code, ~~2018 is to~~ shall be kept ~~on file~~ in the office of the ~~clerk of council~~ Director or Fire Marshal in charge of the bureau of fire prevention ~~of for~~ the City of Biloxi as a permanent record. Such International Fire Code is hereby adopted fully as if set out at length herein, subject, however, to all amendments, deletions, and substitutions contained in the code, and subject further to inconsistent provisions contained in this code.

Any provisions in the code which refers to the International ~~Building~~ Fire Code or the ~~building~~ fire code of the city or to any previously adopted version of any such ~~building~~ fire code shall be deemed to refer to the version adopted by the ordinance from which this section is derived, and any provision in this code which refers to a specific provision in any previously adopted version of the fire prevention code of the city shall be deemed to refer to the section or appendix contained in the version adopted by this section which corresponds in substantive text regardless of the numbering systems utilized.

Section 3. Section 7-2-4, of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-4 Districts in which storage of explosives and blasting agents is prohibited.

The limits referred to in the ~~2012~~ 2018 International Fire Code in which storage of explosives and blasting agents is prohibited, are hereby established as follows: all closely built commercial areas designated or zoned for residential use and all other heavily populated areas as may be designated by the Director or Fire Marshal in charge of the bureau of fire prevention.

Section 4. Section 7-2-5, of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-5 Districts in which storage of flammable liquids in outside aboveground tanks is are prohibited; new bulk plants for flammable or combustible liquids.

- (a) The limits referred to in the ~~2012~~ 2018 International Fire Code in which storage of flammable liquids is in outside aboveground tanks is are prohibited, are hereby established as follows:
- (b) All mercantile areas, all areas zoned A, AR, RE, RER, RS-10, RS-7.5, RM-10, RM-20, RM-30, RMH, RO, ~~B-1, B-2, LB, B-3, CB, B-4, B-5, RB, CBD, DT, CRD, SB, WF~~, all single family dwelling neighborhoods, and all other congested

districts as may be designated by the Director of Fire Marshal in charge of the bureau of fire prevention. Exception: (required) diesel fire pumps for fire protection and diesel emergency generators not to exceed 750 gallons each.

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- (c) The limits referred to in the ~~2012~~ 2018 International Fire Code in which new bulk plants for storage of flammable or combustible liquids in outside aboveground tanks ~~is~~ are prohibited, are hereby established as follows: all areas zoned A, AR, RE, RER, RS-10, RS- 7.5, RM-10, RM-20, RM-30, RMH, RO, ~~B-1, B-2, LB, B-3, CB, B-4, B-5, RB, GBD, DT, CRD, SB,~~ WF, all single family dwelling neighborhoods, and all other congested districts as may be designated by the Director or Fire Marshal in charge of the bureau of fire prevention.
- (d) Temporary aboveground diesel storage tanks not to exceed 500 gallons may be used in permitted construction sites with the approval of the Director or Fire Marshal of the city. Aboveground tanks shall be located in approved locations. Detailed plans shall be submitted to the fire departments fire prevention bureau which shall include location, size, and overspill protection, UL number of tank, date, and copy of construction permit. The Fire Official has the right to deny permit for just cause or revoke approval if deemed necessary.

Section 5. Section 7-2-6, of the Code of Ordinances of the City of Biloxi,

Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-6. Districts in which bulk storage of liquefied petroleum gas is restricted.

The limits referred to in the ~~2012~~ 2018 International Fire Code in which ~~in~~ bulk storage of liquefied petroleum gas is restricted, are hereby established as follows: all areas zoned solely for residential occupancies, and all other areas as may be designated by the Director or Fire Marshal in charge of the bureau of fire prevention.

Section 6. Section 7-2-7, of the Code of Ordinances of the City of Biloxi,

Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-7. Routes for vehicles transporting explosives and blasting agents.

The routes referred to in the ~~2012~~ 2018 International Fire Code to be used by vehicles transporting explosives and blasting agents are hereby established as follows: those routes designated by the police department of the city, traffic control division, as truck routes. Such vehicles transporting explosives and blasting agents shall be escorted along such routes by personnel and vehicles of the police department of the city.

Section 7. Section 7-2-8, of the Code of Ordinances of the City of Biloxi,

Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-8. Routes for vehicles transporting hazardous chemicals or other dangerous articles.

The routes referred to in the 2018 International ~~2012~~ Fire Code to be used by vehicles transporting hazardous chemicals or other dangerous articles are hereby established as follows: those routes designated by the police department of the city, traffic control division, as truck routes. Such vehicles transporting hazardous chemicals or other dangerous articles shall be escorted along such routes by personnel and vehicles of the police department of the city.

Section 8. Section 7-2-9, of the Code of Ordinances of the City of Biloxi, Mississippi, is hereby amended to be read in its entirety as follows:

Sec. 7-2-9. Fire lanes on private and public property.

- (a) The fire lanes referred to in the ~~2012~~ 2018 International Fire Code are hereby established as follows: Such fire lanes as may be specifically designated and established by the Director or Fire Marshal in charge of the bureau of fire prevention.
- (b) Fire lanes may be specifically designated and established in front of any fire hydrant or fire department connection deemed by the Director of the fire department, the Fire Marshal in charge of the bureau of fire prevention or his designee(s).
- (c) *Violation.* It shall be unlawful for anyone to obstruct a designated fire lane by parking of vehicles, or any other manner that may hinder the fire department in any way. Penalties may be enforced by either a member of the police department or the Director of the fire department, the Fire Marshal in charge of the bureau of fire prevention or ~~and~~ his designee(s).

Section 9. This ordinance shall become effective thirty days from and after its passage and publication as required by law.