

ORDINANCE NO. 1047

An ordinance adopting the Uniform Fire Code prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion; providing for the issuance of permits for hazardous uses or operations; and establishing a bureau of fire prevention and providing officers therefor and defining their powers and duties; and repealing ordinance No 946.

The people of the City of Prineville, Oregon, do ordain as follows:

SECTION 1 ADOPTION OF UNIFORM FIRE CODE

There is hereby adopted by the City of Prineville, Crook County, Oregon for the purposes of providing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion, that certain code known as the Uniform Fire Code published by the International Fire Code Institute, being particular the 1994 edition with the 1996 amendments published by the Oregon State Fire Marshal; its' appendix chapters in their entirety thereof; and the appendix standards chapters in their entirety thereof, of which not less than 3 copies have been and are now filed in the office of the recorder of the City of Prineville; and same are hereby adopted and incorporated as fully as if set out at length herein; and from the date on which this ordinance shall take effect.

SECTION 2 ESTABLISHMENT AND DUTIES OF THE BUREAU OF FIRE PREVENTION

The Uniform Fire code as adopted and amended herein shall be enforced by the Fire Department of the City of Prineville which is hereby established and which shall be operated under the supervision of the Chief of the Prineville Fire Department.

SECTION 3 DEFINITIONS

Wherever the word "Jurisdiction" is used in the Uniform Fire Code it shall mean the City of Prineville.

SECTION 4 ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF FLAMMABLE OR COMBUSTIBLE LIQUIDS IN OUTSIDE ABOVE GROUND TANKS IS PROHIBITED.

The limits referred to in Section 7902.2.2.1 and 7904.2.5.4.2 of the Uniform Fire Code in which the storage of flammable and combustible liquids is restricted are hereby established as follows:

All areas of the City except those specifically zoned for industrial use.

SECTION 5 ESTABLISHMENT OF LIMITS IN WHICH THE BULK STORAGE OF LIQUEFIED PETROLEUM GASES IS PROHIBITED.

The limits referred to in section 8204.2 of the Uniform Fire Code, in which storage of liquefied petroleum gas (LPG) is restricted, are hereby established as follows:

All areas of the City except those specifically zoned for industrial use.

SECTION 6 ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF EXPLOSIVES AND BLASTING AGENTS IS TO BE PROHIBITED.

The limits referred to in section 7701.7.2 of the Uniform Fire Code, in which storage of explosives and blasting agents is prohibited, are hereby established as follows:

All areas of the City except those specifically zoned for industrial use, as outlined on the City of Prineville zoning map.

SECTION 7 ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH THE BULK STORAGE OF COMPRESSED NATURAL GAS IS TO BE PROHIBITED.

The limits referred to in section 5204.5.2 of the Uniform Fire Code in which the storage of compressed natural gas is prohibited, are hereby established as follows:

All areas of the city except those specifically zoned for industrial use.

SECTION 8 APPEALS

Whenever the Chief disapproves an application or refuses to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief to the Oregon State Fire Marshal Regional Appeals Board.

SECTION 9 PENALTIES

Any person who violates any of the provisions of the Uniform Fire Code as adopted and amended herein or fails to comply therewith, or who violates or fails to comply with any order made thereunder, or who builds in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who fails to comply with such an order as affirmed or modified by the Oregon State Fire Marshal Regional Appeals Board or by a court of competent jurisdiction, within the required time, shall severally for each and every such violation and noncompliance, respectfully, shall be fined not less than \$25.00, nor more than \$100.00 for the first offense, and for the second and all subsequent offenses, not less than \$50.00, nor more than \$500.00. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

Any applications of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.


SECTION 10 REPEAL OF CONFLICTING ORDINANCES

Ordinance Number 946, or any other ordinance or parts thereof, conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted, are hereby repealed.

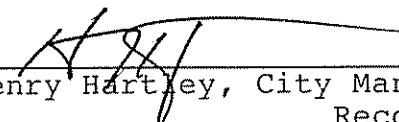
SECTION 11 VALIDITY

The City Council of Prineville hereby declares that should any section, paragraph, sentence or work of this ordinance or of the Uniform Fire Code as adopted and amended herein be declared for any reason to be invalid, it is the intent of the City Council of Prineville that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Passed by the Council and approved by the Mayor this 9th day of Sept. 1997.



Paul Capell, Mayor



Henry Hartley, City Manager
Recorder