

**AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE CITY OF PEORIA
PERTAINING TO FIRE PREVENTION AND PROTECTION**

WHEREAS, the City of Peoria, Illinois is a home rule municipality pursuant to Article VII, Section 6 of the Illinois Constitution of 1970; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Peoria, Illinois as follows:

SECTION 1. Chapter 11 of the Code of the City of Peoria is hereby amended by deleting the following stricken words and by adding the following underlined words:

Sec. 11-91. Adoption of codes.

(a) The city adopts the following codes and standards for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials, or release of harmful substances, injuries from falls or explosions:

- (1) ~~The International Fire Code/2006, and all appendices, as published by the International Code Council, is adopted as the regulations for the maintenance and use of existing structures and shall be used with the International Building Code/2006 and the International Existing Building Code/2003 as a reference source for enforcement interpretations.~~ The International Fire Code 2012 edition and all appendices, as published by the International Code Council, is adopted as the regulations for the maintenance and use of existing structures and shall be used with the International Building Code/2012 and the International Existing Building Code/2012 as a reference source for enforcement interpretations.
- (2) ~~Buildings and structures built prior to 1972 shall be maintained in compliance with NFPA 101, 1985 3rd edition, (commonly known as the Life Safety Code), as published by the National Fire Protection Association which is hereby adopted by the city.~~ The State of Illinois adopted (National Fire Protection Association Life Safety Code or State Code) shall be recognized as the minimum fire and prevention safety code pursuant to the Fire Investigation Act (425 ILCS 25).
- (3) The Peoria Fire Department Manual of Hazardous Materials Standards and Regulations as it may be amended from time to time.
- (4) All businesses, facilities and transshipment facilities shall provide the required reports and be maintained in compliance with the Codes and Standards identified in Section 2 of the Peoria Fire Department Manual of Hazardous Materials Standards and Regulations.

(b) Where any conflict exists between the codes adopted in subsection (a) of this section, as modified in section 11-92 below and any ordinances of the city or state statutes or regulations of the state, the more restrictive provision shall apply.

Sec. 11-92. Amendments to adopted codes.

The codes adopted by section 11-91 are amended as provided in this section.

- (a) ~~NFPA 101, 1985 3rd edition~~ (as adopted in section 11-91) is amended as follows:

~~(1) Section 27-4.2.1, with regard to automatic sprinkler systems in existing occupancies, is modified so that in lieu of providing a system as described therein an owner may provide the following alternate system:~~

~~a. A fully engineered fire/smoke detection alarm system in accordance with the NFPA 101, 1985 3rd edition; and~~

~~b. An air handling unit control in accordance with the International Building Code/2006 as adopted in section 5-121 of this Code.~~

~~(2) The standard as a whole is hereby modified to permit an owner of a building who is notified of violations which must be corrected to conform with provisions of either NFPA 101, 1985 3rd edition or the International Building Code/2006 as adopted in section 5-121 of this Code, at the option of the owner; provided, however, that the fire department shall approve all building permits.~~

~~(b) Sec. 102.6 of The International Fire Code/2006, Referenced codes and standards shall be amended to read as follows:~~

~~The codes and standards referenced in this code shall be those that are listed in Chapter 45 and such codes and standards shall be considered part of the requirements of this code to the prescribed extent of each such reference. Where differences occur between the provisions of this code and the referenced standards the more restrictive provision shall apply.~~

~~(c) Sec. 103.1 of The International Fire Code/2006, General shall be amended to read as follows:~~

~~The division of fire prevention is established within the jurisdiction under the direction of the fire marshal. The function of the division shall be the implementation, administration and enforcement of the provisions of this code.~~

~~(d) Sec. 104.1 of The International Fire Code/2006, General shall be amended to read as follows:~~

~~The fire marshal or designee is hereby authorized to enforce the provisions of this code and shall have the authority to render interpretations of this code, and to adopt policies, procedures, rules and regulations in order to clarify the application of its provisions. Such interpretations, policies, procedures, rules and regulations shall be in compliance with the intent and purpose of this code and shall not have the effect of waiving requirements specifically provided for in this code.~~

~~(e) Sec. 105.6.31 of The International Fire Code/2006, Open burning shall be amended to read as follows:~~

~~An operational permit is required for the kindling or maintaining of any open fire, recreational fire, or fire on a public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to.~~

~~(f) Sec. 508.5.1 of The International Fire Code/2006, regarding fire hydrant locations shall be amended to read as follows:~~

~~Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 300 feet from a hydrant on a fire apparatus access road as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the code official.~~

Exceptions:

1. ~~For one- and two-family occupancies, the distance requirement is 500 feet.~~

~~(g) Sec. 508.5.5 of The International Fire Code/2006, Clear space around hydrants; shall be amended to read as follows:~~

~~A four-foot clear space shall be maintained around the circumference of fire hydrants except as otherwise required or approved.~~

~~(h) Sec. 804.1.1 of The International Fire Code/2006, Restricted occupancies pertaining to natural cut trees shall be amended to read as follows:~~

~~Natural cut trees shall be prohibited in Group A, E, I-1, I-2, I-3, I-4, M, R-1, R-2 and R-4 Occupancies.~~

~~Exceptions: Exceptions shall be deleted.~~

~~(i) Sec. 901.4 of The International Fire Code/2006, Installation regarding Fire sprinkler systems; shall be amended to read as follows:~~

~~Fire protection systems shall be maintained in accordance with the original installation standards for that system, except when they have been approved as non-required, discontinued, or out of service by the fire marshal or designee. Required fire protection systems shall be extended, altered, or augmented as necessary to maintain and continue protection whenever the building is altered, remodeled or added to. This requirement shall not prohibit the owner or occupant from temporarily reducing or discontinuing the protection where necessary to make repairs, tests, alterations or additions. The fire marshal or designee shall be notified before disconnection and interruption of protection and when tests, repairs, alterations, or additions are started and upon completion. The fire marshal shall be advised of extent of and reason for such work. Alterations to fire protection systems shall be done in accordance with applicable standards.~~

~~(j) Sec. 901.4.2 of The International Fire Code/2006, Non-required fire protection systems; shall be amended to read as follows:~~

~~All non-required fire protection systems shall be maintained in accordance with the original installation standards for that system, unless the fire marshal or designee approves discontinuation of the equipment. All discontinued equipment and devices, such as pull stations, nozzles, detectors, sprinklers, sensors and hose connections shall be removed.~~

~~Exceptions: The fire marshal or designee may allow discontinued equipment to remain in place provided that the spirit and intent of the law is observed and the public health, safety and welfare are ensured.~~

~~(k) [Reserved.]~~

~~(l) Sections 3809.12 through 3809.15 are hereby deleted in their entirety and replaced by the following underlined words~~

~~Section 3809.12, Location of storage outside of buildings. Storage outside of buildings, for containers awaiting use, resale or part of a cylinder exchange program shall be located not less than 20 feet (6,096 mm) from openings into buildings, 20 feet (6,096 mm) from~~

any motor vehicle fuel dispenser and 10 feet (3,048 mm) from any combustible material and in accordance with Table 3809.12.

QUALITY OF LP-GAS STORED	DISTANCES TO A BUILDING OR GROUP OF BUILDINGS, PUBLIC WAY OR LOT LINE OF PROPERTY THAT CAN BE BUILT UPON (feet)
500 pounds or less	0
501 to 2,500 pounds	10
2,501 to 6,000 pounds	15
6,001 to 10,000 pounds	20
Over 10,000 pounds	25

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For SI: 1 foot = 304.8 mm, 1 pound = 0.454 kg.

a. Containers are allowed to be located a lesser distance.

For SI: 1 foot = 304.8 mm, 1 pound = 0.454 kg.

~~Section 3809.12, Protection of containers.~~ Containers shall be stored within a suitable enclosure or otherwise protected against tampering. Vehicular protection shall be provided as required by the fire code officials.

~~Section 3809.14. Separation from means of egress for containers located outside of buildings.~~ Containers located outside of buildings shall not be located within 20 feet (6,096 mm) of any exit access doors, exits, stairways or in areas normally used, or intended to be used, as a means of egress.

~~Section 3809.15. Alternative location and protection of storage,~~ here the provisions of Sections 3809.12 and 3809.12 are impractical at construction sites, or at buildings or structures undergoing major renovation or repairs, the storage of containers shall be as required by the fire code official.

(a) (1) An air-handling unit control in accordance with the International Building Code/2012 as adopted in section 5-121 of this Code.

(2) The standard as a whole is hereby modified to permit an owner of a building who is notified of violations which must be corrected to conform with provisions of either the State Code or the International Building Code 2012-as adopted in section 5-121 of this Code, at the option of the owner; provided, however, that the fire department shall approve all building permits.

(b) Sec. 102.7 of the International Fire Code 2012 Referenced codes and standards.

The codes and standards referenced in this code shall be those that are listed in Chapter 80, and such codes and standards shall be considered part of the requirements of this code to the prescribed extent of each such reference and as further regulated in Sections 102.7.1 and 102.7.2.

(c) Sec.-103.1 of the International Fire Code 2012 General.

The division of fire prevention is established within the jurisdiction under the direction of the fire marshal. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

(d) Sec. 104.1 of the International Fire Code 2012 General.

The fire marshal or designee is hereby authorized to enforce the provisions of this code and shall have the authority to render interpretations of this code, and to adopt policies, procedures, rules and regulations in order to clarify the application of its provisions. Such interpretations, policies, procedures, rules and regulations shall be in compliance with the intent and purpose of this code and shall not have the effect of waiving requirements specifically provided for in this code.

(e) 105.6.30 of the International Fire Code 2012 Open burning.

An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to.

(f) Sec. 507.5.1 of the International Fire Code 2012 Where required.

Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 300 feet (91 m) from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the fire code official.

Exceptions:

1. For Group R-3 and Group U occupancies, the distance requirement shall be 500 feet (152 m).
2. For buildings equipped throughout with an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2, the distance requirement shall be 500 feet (152 m).

(g) 507.5.5 of the International Fire Code 2012 Clear space around hydrants. A 3-foot (914 mm) clear space shall be maintained around the circumference of fire hydrants, except as otherwise required or approved.

(h) 806.1.1 of the International Fire Code 2012 Restricted occupancies. Natural cut trees shall be prohibited in Group A, E, I-1, I-2, I-3, I-4, M, R-1, R-2 and R-4 occupancies.

Exceptions: Exceptions shall be deleted.

(i) Sec. 901.4 of the International Fire Code 2012 Installation regarding Fire sprinkler systems; shall be amended to read as follows:

Fire protection systems shall be maintained in accordance with the original installation standards for that system, except when they have been approved as non-required, discontinued, or out of service by the fire marshal or designee. Required fire protection systems shall be extended, altered, or augmented as necessary to maintain and continue protection whenever the building is altered, remodeled or added to. This requirement shall not prohibit the owner or occupant from temporarily reducing or discontinuing the protection where necessary to make repairs, tests, alterations or additions. The fire marshal or designee shall be notified before disconnection and interruption of protection and when tests, repairs, alterations, or additions are started and upon completion. The fire marshal shall be advised of extent of and reason for such work. Alterations to fire protection systems shall be done in accordance with applicable standards.

(j) 901.4.2 of the International Fire Code 2012 Non-required fire protection systems; shall be amended to read as follows:

All non-required fire protection systems shall be maintained in accordance with the original installation standards for that system, unless the fire marshal or designee approves discontinuation of the equipment. All discontinued equipment and devices, such as pull stations, nozzles, detectors, sprinklers, sensors and hose connections shall be removed.

Exceptions: The fire marshal or designee may allow discontinued equipment to remain in place provided that the spirit and intent of the law is observed and the public health, safety and welfare are ensured.

(k) [Reserved.]

(l) Sections 6109.12 through 6109.14 are hereby deleted in their entirety and replaced by the following:

Section 6109.12 Location of storage outside of buildings. Storage outside of buildings, for containers awaiting use, resale or part of a cylinder exchange program shall be located not less than 20 feet (6,096 mm) from openings into buildings, 20 feet (6,096 mm) from any motor vehicle fuel dispenser and 10 feet (3,048 mm) from any combustible material and in accordance with Table 6109.12

TABLE 6109.12 SEPARATION FROM EXPOSURES OF LP-GAS CONTAINERS AWAITING USE, RESALE OR EXCHANGE STORED OUTSIDE OF BUILDINGS

<u>MINIMUM SEPARATION DISTANCE FROM STORED LP-GAS CYLINDERS TO (feet):</u>	
<u>QUANTITY OF LP-GAS STORED (pounds)</u>	<u>Nearest important building or group of buildings or line of adjoining property that may be built upon (feet)</u>
<u>720 pounds or less</u>	<u>0</u>
<u>721 to 2,500 pounds</u>	<u>10</u>
<u>2,501 to 6,000 pounds</u>	<u>15</u>
<u>6,001 to 10,000 pounds</u>	<u>20</u>
<u>Over 10,000 pounds</u>	<u>25</u>

For SI: 1 foot = 304.8 mm, 1 pound = 0.454 kg.

Section 6109.13 Protection of containers. Containers shall be stored within a suitable enclosure or otherwise protected against tampering. Vehicular protection shall be provided as required by the fire code officials.

6109.14 Alternative location and protection of storage, here the provisions of Sections 6109.12 and 6109.13 are impractical at constructions sites, or at buildings or structures undergoing major renovation or repairs, the storage of containers shall be as required by the fire code official.

SECTION 2. After its passage and publication in pamphlet form, this Ordinance shall be in effect on January 1, 2017.

PASSED BY THE CITY COUNCIL OF THE CITY OF PEORIA, ILLINOIS this __day
of _____, 2016.

APPROVED:

Mayor

ATTEST:

City Clerk

EXAMINED AND APPROVED:

Corporation Counsel