



**ORDINANCE NO. 784**

**AN ORDINANCE REPEALING SECTION II OF ORDINANCE NO. 718 AND ADOPTING THE UNIFORM FIRE CODE, 1994 EDITION, COPYRIGHTED BY THE INTERNATIONAL CONFERENCE OF BUILDING OFFICIALS AND WESTERN FIRE CHIEFS ASSOCIATION; REQUIRING COPIES OF SAID CODE TO BE KEPT IN THE OFFICE OF THE CITY CLERK; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE AND FOR SEVERABILITY; AND REPEALING ALL ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT HERewith AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE. BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF REXBURG, IDAHO:**

**SECTION I:** That Ordinance No. 718 is hereby repealed.

**SECTION II:** That the document known as the Uniform Fire Code, 1994 Edition, including appendices Chapters II-A, II-C, II-F, III-A, III-B, III-C, V-A, VI-A, and VI-D, published by the International Fire Code Institute copyrighted by the International Conference of Building Officials and Western Fire Chiefs Association is hereby adopted as the fire code of the City of Rexburg, Idaho. This Code prescribes among other things regulations and practices for the safeguarding to a reasonable degree of life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the use or occupancy of buildings or premises.

**SECTION III:** Additionally, the Uniform Fire Code is amended and changed in the following respects:

- A. Section 105.8. A permit may be obtained from the bureau of fire prevention prior to engaging in the following activities, operations, practice or functions:
- B. Section 204. Chief is the chief of the fire department serving the jurisdiction, the chief officer's authorized representative, or as appropriate, the Idaho State Fire Marshall.
- C. Section 1003.1.1. Fire extinguishing systems shall be installed in accordance with the current appropriate edition of the National Fire Protection Association Standards and Section 1003.
- D. Section 1003.1.2. Fire extinguishing systems shall comply with the current appropriate edition of the National Fire Protection Association Standards and Section 1003.  
Section 1101.1. General safety precautions shall be in accordance with Article II. The chief may be guided by Appendices II-A and II-C.
- E. Article 78. "Fireworks and Pyrotechnic Special Effects Materials" 1994 Uniform Fire Code, Volume 1, be deleted with the exception of Sections 7802.4 through 7803.9.
- F. Section 7902.1.7.2.3. Underground tanks that comply with the performance standards for new or upgraded underground tanks set forth in 40 CFR 280.20 or 40 CFR 280.21 E.P.A. final rule may remain out of service indefinitely so long as they remain in compliance with the operation, maintenance and release detection requirements of the final rule.
- G. Section 8003.3.1.3.5.1. Upon approval of the Authority having jurisdiction, emergency response kits recommended by the Chlorine Institute may be used for chlorine gas product leaks in lieu of the treatment systems requirements of this section, as long as there are adequate responders immediately available, who are trained in their use and acceptable to the authority having jurisdiction.

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**SECTION IV:** There has been on file, and there shall hereafter be kept on file, in the office of the City Clerk three (3) copies of said Uniform Fire Code, 1994 Edition, duly certified by the Clerk, for use and examination by the public.

**SECTION V:** Any person, firm or corporation violating any provision of the Uniform Fire Code or its appendices shall, upon conviction thereof, be punishable by a fine not to exceed Three Hundred Dollars (\$300.00) or by imprisonment for not more than six (6) months or by both such fine and imprisonment for any single violation.

**SECTION VI:** The sections of this Ordinance are severable and the invalidity of a section shall not affect the validity of the remaining sections.

**SECTION VII:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION VIII:** The Ordinance shall become effective upon its passage, approval and publication in the manner provided by law.

PASSED BY THE COUNCIL AND APPROVED BY THE MAYOR this 20th day of December, 1995.

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Nile L. Boyle, Mayor

(SEAL)

ATTEST:

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Rose Bagley, City Clerk

