

## ORDINANCE NO. 05-66 AC CMS

AN ORDINANCE AMENDING SECTION 1501.01 AND 1501.02 OF THE CODIFIED ORDINANCES OF THE CITY OF OBERLIN, OHIO, IN ORDER TO INCORPORATE THE LATEST EDITION OF THE OHIO FIRE CODE AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That Sections 1501.01 and 1501.02 of the Codified Ordinances of the City of Oberlin, Ohio, are hereby amended to read as set forth in Attachment A.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirement, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, or to provide for the usual daily operation of a municipal department, to wit:

"to adopt the latest and most current edition of the Ohio Fire Code as soon as possible in order to ensure the fire safety of Oberlin residents",

and shall take effect immediately upon passage.

PASSED: 1<sup>st</sup> Reading – September 19, 2005 (E)  
2<sup>nd</sup> Reading –  
3<sup>rd</sup> Reading –

ATTEST:

  
CLERK OF COUNCIL

  
PRESIDENT OF COUNCIL

POSTED: 9/20/2005

EFFECTIVE DATE: 9/20/2005

## ATTACHMENT A

### 1501.01 ADOPTION.

Pursuant to Ohio R.C. 731.231, the following codes are hereby adopted by and for the City:

(a) The 2005 Ohio Fire Code (OFC) as adopted by the State of Ohio, Department of Commerce, Division of State Fire Marshal, effective September 1, 2005, and as published in Division 1301:7 of the Ohio Administrative Code (OAC), are incorporated as if fully rewritten, save and except such portions as are hereinafter amended or deleted.

(b) The International Fire Code/2003 (IFC) as published by the International Code Council (ICC), including Appendix Chapters B, C, D, E, F, and G, are incorporated as if fully rewritten, save and except such portions as are hereinafter amended or deleted.

(c) The following National Fire Codes, current editions, and any amendments thereto, as published by the National Fire Protection Association, are incorporated as if fully rewritten, save and except such portions as are hereinafter amended or deleted.

- NFPA 14, Installation of Standpipe and Hose Systems
- NFPA 45, Fire Protection for Laboratories Using Chemicals
- NFPA 101, Life Safety Code
- NFPA 241 Construction, Alteration, and Demolition Operations.
- NFPA 326 Safeguarding of Tanks and Containers For Entry, Cleaning, and Repair.
- NFPA 430 Liquid and Solid Oxidizers.
- NFPA 434, Storage of Pesticides
- NFPA 505 Powered Industrial Trucks, Including Type Designations, Areas of Use, Maintenance, and Operation.
- NFPA 1962 Care, Use, and Service Testing of Fire Hose, Including Connections and Nozzles.

The Ohio Fire Code, the International Fire Code, and the National Fire Codes adopted by this section, shall hereafter be referred to as the "Fire Prevention Code".

### 1501.02 AMENDMENTS.

The International Fire Code/2003 is amended and revised in the following respects:

- Section 101.1. Insert: City of Oberlin, Ohio
- Section 108.1 through Section 108.3. Delete in toto.
- Section 109.3. Insert: Misdemeanor of the first degree.
- Section 109.3. Insert: \$1,000 dollars.
- Section 109.3. Insert: 180 days.
- Section 111.4. Insert: not less than \$500. Or more than \$1,000 dollars for each day during which such failure to stop or condition continues.

ORDINANCE NO. 05 - 65 AC CMS

AN ORDINANCE AMENDING SECTIONS 1501.01 and 1501.02 OF THE CODIFIED ORDINANCES OF THE CITY OF OBERLIN, OHIO, IN ORDER TO INCORPORATE THE LATEST EDITION OF THE OHIO FIRE CODE AND DECLARING AN EMERGENCY

BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, a majority of all members elected thereto concurring:

SECTION 1. That Sections 1501.01 and 1501.02 of the Codified Ordinances of the City of Oberlin, Ohio, are hereby amended to read as listed in Attachment A.

SECTION 2. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this ordinance is hereby declared to be an emergency measure necessary for the preservation of public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

"to adopt the latest and most current edition of the Ohio Fire Code as soon as possible in order to ensure the fire safety of Oberlin residents", and shall take effect immediately upon passage.

PASSED: 1st Reading -  
2nd Reading-  
3rd Reading-

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Section 3204.3.1.1. All property within the City, except property within areas classified by the Zoning Code as Light Industrial District (M-1).

Section 3404.2.9.5.1. All property within the City, except City-owned property and property within areas classified by the Zoning Code as Light Industrial District (M-1).

Section 3406.2.4.4. All property within the City, except City-owned property and property within areas classified by the Zoning Code as Light Industrial District (M-1).

Section 3804.2. All property within the City, except within areas classified by the Zoning Code as Light Industrial District (M-1).

Chapter 45. Delete reference to IBC-2003 International Building Code and insert the 2003 OBC, Ohio Building Code.

Chapter 45. Delete reference to IMC-2003 International Mechanical Code and insert the 2003 OMC, Ohio Mechanical Code.

Chapter 45. Delete reference to IPC-2003 International Plumbing Code and insert the 2003 OPC, Ohio Plumbing Code.

Appendix A. Delete in toto.

# INTER-OFFICE *Memorandum*

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City of Oberlin Fire  
Department

**To:** Robert DiSpirito, City Manager  
**Cc:** Eric Severs, Law Director  
Eugene Simon, City Clerk  
**From:** Dennis Kirin, Fire Chief  
**Date:** August 9, 2005  
**Subject:** Fire Code Ordinance

Due to the recent update in the Ohio Fire Code by the State Fire Marshal to the 2005 edition, it is necessary that we initiate appropriate changes to the City of Oberlin Codified Ordinances in order to assure that we can continue fire code inspections and enforcement.

We request that you introduce the attached ordinance to City Council at the **September 19** meeting to amend the Oberlin Codified Ordinances, Fire Prevention Code, Section 1501.01 and 1501.02 as attached.

Since I will not be available on Sept 6, I would also prefer that we hold the Fire Department permit and fees ordinance amendment for the 19<sup>th</sup>.

Please contact me if you have any questions or concerns.

