

Ordinance No. 23-02

INTERNATIONAL FIRE CODE ORDINANCE

Saline Township, Washtenaw County, Michigan

An ordinance of the Saline Township adopting the 2021 edition of the International Fire Code, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the Saline Township; providing for the issuance of permits and collection of fees therefor; repealing all other ordinances and parts of the ordinances in conflict therewith.

The Township Board of Saline Township, Washtenaw County, Michigan ordains:

Section 1. Adoption of International Fire Code

That a certain document, a copy of which is on file in the office of the Clerk of Saline Township, being marked and designated as the "2021 Edition of the International Fire Code, the Appendix chapters, including the reference standards" as published by the International Code Council, be and is hereby adopted as the Fire Code of the Township of Saline in the State of Michigan for the control of buildings, structures and premises as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code hereby referred to, adopted and made a part hereof as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in this ordinance.

Section 2. Revisions

That the following sections of the Code are hereby revised:

2.1. Section 101.1. is amended to read as follows:

Section 101.1. Title. These regulations shall be known as the Fire Code of Saline Township.

2.2. Section 103.1. is amended to read as follows:

Section 103.1 General. The Saline Area Fire Department is authorized to act as the department of fire prevention for the Township. The function of the department shall be the implementation, administration and enforcement of the provisions of this code.

2.3. Section 103. is amended to read as follows:

Section 103.2 Appointment. The Fire Chief of the Saline Area Fire Department or the Fire Chief's authorized representative is designated as the fire code official.

2.4. Section 103.3 is deleted.

2.5. Section 109.3 is amended to read as follows:

Section 109.3 Violation penalties. Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a civil infraction, punishable by a fine of not more than five hundred dollars (\$500). Each day that a violation continues after due notice has been served shall be deemed a separate offense.

2.6. Section 111.1 is amended to read as follows:

Section 111.1 Board of appeals established. In order to hear and decide appeals of orders or determinations made by the fire code official relative to the application and interpretation of this code, there shall be and is hereby created when needed a board of appeals, consisting of one elected official appointed by the Township, one fire official selected by the fire code official and one building code official appointed by the Township. The board shall adopt rules of procedure for conducting its business and shall render all decisions and findings in writing to the appellant with a duplicate copy to the fire code official.

2.7. Section 112.4 is amended to read as follows:

112.4 Violation penalties.

Any person who shall violate any of the provisions of this chapter shall be responsible for a municipal civil infraction, subject to the following penalties:

1. The following civil fines shall apply in the event of a determination of responsibility for a municipal civil infraction, unless a different fine is specified in connection with a particular section:
 - (a) First offense. The civil infraction for a first offense violation shall be in the amount determined by the Charter Township of Northville's fee schedule, established by the Board of Trustees, plus costs and other sanctions for each offense.
 - (b) Repeat offense. The civil fine for any offense which is a repeat offense shall be in the amount determined by the Charter Township of Northville's fee schedule, established by the Board of Trustees, plus costs and other sanctions for each offense.

2. In addition to ordering the defendant determined to be responsible for a municipal civil infraction to pay a civil fine, costs, damages and expenses, the Judge or Magistrate shall be authorized to issue any judgment, writ or order necessary to enforce, or enjoin violation of, the chapter.
3. Continuing offense. Each act of violation, and on each day upon which any such violation shall occur, shall constitute a separate offense.
4. Remedies not exclusive. In addition to any remedies provided for by the Code of the Charter Township of Northville, any equitable or other remedies available may be sought.
5. The Judge or Magistrate shall be authorized to impose costs, damages and expenses as provided by the law.
6. A municipal civil infraction shall not be a lesser included offense of a criminal offense or of an ordinance violation which is not a civil infraction. Geographic limits

2.8. Section 1103.5.3 1.1 is amended to read as follows:

1103.5.3 Group I-2, Condition 2. In addition to the requirements of Section 1103.5.2, existing buildings of Group I-2, Condition 2, occupancy shall be equipped throughout with an approved automatic sprinkler system in accordance with Section 903.3.1.1. The automatic sprinkler system shall be installed as established by the adopting ordinance and the Michigan Building Code.

2.9. Section 5704.2.9.6.1 is amended to read as follows:

5704.2.9.6.1 Locations where aboveground tanks are prohibited. Storage of Class I and II liquids in aboveground tanks outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. Storage is limited in all zoning districts except Office, Research and Technology (ORT) and Industrial and subject to special land use approval.

2.10. Section 5706.2.4.4 is amended to read as follows:

5706.2.4.4 Locations where aboveground tanks are prohibited. The storage of Class I and II liquids in aboveground tanks is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. Storage is limited in all zoning districts except Office, Research and Technology (ORT) and Industrial and subject to special land use approval.

2.11. Section 5806.2 is amended to read as follows:

5806.2 Limitations. Storage of flammable cryogenic fluids in stationary containers

outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. Storage capacity is limited in all zoning districts except Office, Research and Technology (ORT) and Industrial and subject to special land use approval.

2.12. Section 6104.2 is amended to read as follows:

6104.2 Maximum capacity within established limits. Within the limits established by law restricting the storage of liquefied petroleum gas for the protection of heavily populated or congested areas, the aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7570 L). Storage capacity is limited in all zoning districts except Office, Research and Technology (ORT) and Industrial and subject to special land use approval.

Exception: In particular installations, this capacity limit shall be determined by the fire code official, after consideration of special features such as topographical conditions, nature of occupancy, and proximity to buildings, capacity of proposed LP-gas containers, degree of fire protection to be provided and capabilities of the local fire department.

Section 3. Severability

That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Township Board hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4. Publication

That the Township Clerk is hereby ordered and directed to cause this ordinance to be published.

Section 5. Effective Date

That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect 30 days from and after the date of its final passage and adoption.

This Ordinance was offered for adoption by Robert Marion and was seconded by Tom Hammond, the vote being as follows:

YEAS: (4) J. Marion, R. Marion, T. Hammond, J. Zenk
NAYS: (0)
ABSENT: (1) K. Marion

Ordinance declared adopted on July 12, 2023.

James Marion
Township Supervisor for the
Township of Saline

CERTIFICATE OF ADOPTION AND PUBLICATION

I, Kelly Marion, the duly elected Clerk of the Township of Saline certify that the foregoing ordinance is a true and correct copy of the ordinance enacted by the Township Board of the Township of Saline on July 12, 2023 and published in the Sun Times News, a newspaper circulated in Saline Township on July 26, 2023.

Kelly Marion
Township Clerk for the

Township of Saline