

Chapter 7-1

FIRE REGULATIONS

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- Section 7-1-1 Adoption Of Uniform Fire Code**

There is hereby adopted by the City for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code and standards known as the NFPA1, Uniform Fire Code and other NFPA Standards as may be referenced therein, published by the Western Fire Chief's Association and the National Fire Protection Association, being particularly the 2003 Editions thereof and the whole thereof, save and except such portions as are hereinafter deleted, modified or amended by Section 7-1-7 hereof of which Code and Standards have been and are now filed in the office of the Building Official and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this Chapter shall take effect, the provision thereof shall be controlling within the limits of the City.

(Ord. No. 13-O-94-95, Amended, 01/03/95)

(Ord. 16-O-2004-2005, Amended, 01/03/2005; Ord. 02-O-99-2000, Amended, 08/16/1999)

Section 7-1-2 Establishment And Duties Of Bureau Of Fire Prevention

(A) The Uniform Fire Code shall be enforced by the Bureau of Fire Prevention in the Fire Department of the City which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

(B) The Chief in charge of the Bureau of Fire Prevention shall be appointed by the City Administrator on the basis of examination to determine his qualifications.

(C) The Chief of the Fire Department may detail such members of the Fire Department as inspectors as shall from time to time be necessary. The Chief of the Fire Department shall recommend to the City Administrator the employment of technical inspectors, who, when such authorization is made, shall be selected through and determined by their fitness for the position. The examination shall be open to members and nonmembers of the Fire Department, and appointments made after examination shall be for an indefinite term.

Section 7-1-3 Definitions

(A) "JURISDICTION": The City of Storm Lake, Iowa.

(B) "CORPORATION COUNSEL": The attorney for the City of Storm Lake, Iowa.

Section 7-1-4 Establishments Of Limits Of Districts In Which Storage Of Flammable Or Combustible Liquids Or Anhydrous Ammonia In Outside Aboveground Tanks Is Prohibited

The storage of flammable or combustible liquids or anhydrous ammonia in outside aboveground tanks is prohibited within the following limits:

Within the City limits of Storm Lake, Iowa with the exception of the Heavy Industrial (M-2) Zoning District lying east of Geisinger Road and Flindt Drive and south of the abandoned railroad right-of-way, provided, however, that as a special exception to the foregoing, the storage of new or used oil shall be permitted in all zoning districts other than residential in outside above ground storage tanks, provided, that the total outside above ground storage of oil on such property does not exceed one thousand (1,000) gallons; provided, further, that the location of such storage tank or tanks shall be not less than five feet (5') in distance from any building located on the property and not less than ten feet (10') in distance from any lot line of the property; and provided, further, that in all other respects the installation of such tanks shall comply with the standards of the Uniform Fire Code adopted by this Chapter.

Section 7-1-5 Establishments Of Limits In Which Storage Of Liquefied Petroleum Gases Is To Be Restricted

Section 69.1.1.1 of the Uniform Fire Code shall be amended as follows: Storage of liquefied petroleum gas is restricted, are hereby established as follows:

Within the City limits of Storm Lake, Iowa with the exception of the Heavy Industrial (M-2) Zoning District lying east of Geisinger Road and Flindt Drive and south of the abandoned railroad right-of-way.

(Ord. No. 13-O-94-95, Amended, 01/03/95)

(Ord. 16-O-2004-2005, Amended, 01/03/2005)

Section 7-1-6 Establishments Of Limits Of Districts In Which Storage Of Explosives And Blasting Agents Is To Be Prohibited

Section 65.9.1, of the Uniform Fire Code is amended to read as follows: Storage of explosives and blasting agents is prohibited within the City Limits of Storm Lake, Iowa.

(Ord. No. 13-O-94-95, Amended, 01/03/95)

(Ord. 16-O-2004-2005, Amended, 01/03/2005)

Section 7-1-7 Amendments Made In The Uniform Fire Code

NFPA30, Flammable and Combustible Liquids Code is amended and changed in the following respects:

Section 4.3.3.1 is amended to add the following sentence after the first sentence thereof to read as follows:

Location: A flammable or combustible liquid storage tank may be located underground, either away from or under a building, if such installation meets the requirements of this Section, except that no such installation can be made in any Residential District within the City.

Section 6.2.1, of NFPA 30A, as referenced by the Uniform Fire Code shall have the following added before the first sentence:

Class I or Class II liquids shall not be dispensed into the fuel tank of a motor vehicle from above ground tanks with the exception that this subsection shall prohibit the dispensing of Class I or Class II liquids in the open from a fuel dispensing system supplied by an above ground tank or tanks, not to exceed a total of 6,000 gallons in capacity at any one location, which are located in areas of the City zoned light industrial (M-1) or heavy industrial (M-2) and intended for fueling vehicles used in connection with a business operated by the owner or lessee of the premises providing:

- a. An inspection of the premises and operations has been made and approval granted by the Storm Lake Fire Chief.
- b. The dispensing is done on premises which are not open to the public.
- c. The tank is safeguarded against collision, spillage and overflow, to the satisfaction of the Storm Lake Fire Chief.
- d. The tank system is listed or approved for such above ground use, and the longest dimension of each tank shall be the horizontal dimension.
- e. The tank complies with the requirements for emergency relief venting, and the tank and dispensing system the electrical classification requirements of the Code.
- f. The tank or tanks are not located within forty feet (40') from any building or any property line of a parcel of land not under the ownership or lease of the operator.
- g. The tank or tanks are not located within twenty feet (20') from any tanks used to store LP gas.
- h. The tank storage shall be located completely within a concrete bunker which shall surround the tank or tanks and appurtenances and have the capacity to hold 120% of the capacity of the tank or tanks. The said bunker must be at least 3,000 psi concrete, be watertight with drain plug installed, and shall otherwise comply with the provisions of NFPA 30, Flammable and Combustible Liquids Code, Chapter 2 or the comparable provisions of NFPA 30A, as appropriate.

(Ord. No. 13-O-94-95, Amended, 01/03/95)

(Ord. 16-O-2004-2005, Amended, 01/03/2005)

Section 7-1-8 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 Board of Appeals within thirty (30) days from the date of the decision appealed.
(Ord. Ord. 03-O-2001-2002, Amended, 08/20/2001)

Section 7-1-9 New Materials, Processes Or Occupancies Which May Require Permits

The City Administrator, the Chief and the Chief of the Bureau of Fire Prevention shall act as a committee to determine and specify, after giving affected person an opportunity to be heard, any new materials, processes or occupancies for which permits are required in addition to those now enumerated in said Code. The Chief of the Bureau of Fire Prevention shall post such list in a conspicuous place in his/her office, and distribute copies thereof to interested persons.

Section 7-1-10 Municipal Infraction

A violation of any of the provisions of this Chapter shall constitute a Municipal infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 20 of this Code and by Section 364.22 of the Code of Iowa.

Chapter 7-2

BAN ON OPEN BURNING

Sections:

- 7-2-1 **Ban On Open Burning**
- 7-2-2 **Permitted Open Burning**
- 7-2-3 **Municipal Infraction**
- Section 7-2-1 Ban On Open Burning**

No person shall burn trash, garbage, refuse or other materials within the City of Storm Lake unless burned within a closed incinerator capable of trapping burned particles and equipped with a chimney or similar device, subject, however, to the special exception contained in 7-2-2.

Section 7-2-2 Permitted Open Burning

A. Following A Disaster:

The Fire Chief may authorize limited periods of open burning to assist in the clean up of debris in the aftermath of manmade or natural disasters such as tornadoes and ice storms.

B. Training Fires:

The scheduled burning of a structure or a field of prairie grass for the purpose of training member of the Fire Department which has been requested by the Fire Chief and approved by the Director of Public Safety and the City Administrator.

C. Recreational Fires:

A recreational fire is a fire for religious, ceremonial, cooking, camping or social purposes. Permitted recreational fires include fires in an outdoor fireplace or a barbecue pit.

Fires on the open ground, or in a fire ring, are permitted recreational fires if 1) they are authorized by the owner of the property on which they are located; 2) the fire has a total fuel area three feet (3') or less in diameter and two feet (2') or less in height; and 3) the fire is not located within twenty-five feet (25') of any structure.

In addition, to qualify as a recreational fire, all of the following requirements must be met:

1. The fuel used must be clean, dry firewood or charcoal only. No yard waste (other than clean dry tree limbs cut to be the equivalent of firewood), house waste, rubbish, paneling, treated lumber or construction debris may be burned nor may any materials containing glass, paint, solvents or which contain high moisture or sap content which may produce noxious fumes or dense smoke.
2. Recreational fires are not permitted when the wind speed exceeds 20 mph or under drought conditions when the Fire Chief has proclaimed a ban on such fires.

3. Recreational fires in approved burning appliances equipped with a spark arrester and/or a lid must be at least fifteen feet (15') from any structure and they may not be placed on a combustible surface if the burning chamber of that appliance will come in contact with that surface.
4. An adult must be in attendance at the recreational fire until it is out.
5. Recreational fires shall not be conducted before 7:00 A.M. and shall be completely extinguished when the activity ceases, or by 12:00 midnight, whichever comes first.
6. The person responsible for the fire shall have a fire extinguisher or other means of extinguishing the fire available.
(Ord. 02-O-2003-2004, Amended, 09/02/2003; Ord. 06-O-2001-2002, Amended, 11/19/2001)

Section 7-2-3 Municipal Infraction

A violation of the provisions of this Chapter shall constitute a Municipal infraction subject to the penalties and alternative relief authorized by Title 1, Chapter 20 of this Code and by Section 364.22 of the Code of Iowa.