

Chapter 79 Fire Prevention

79-1. Statutory authority.

CURRENT LANGUAGE: Pursuant to the provisions of Public Act 1951, No. 33, Section 5, as amended, being § 41.805 of the Michigan Compiled Laws, the following code adopted by reference and all of its provisions are incorporated in this chapter by reference, except those portions which are amended by § [79-5](#) of this chapter.

ACTION: None

79-2. Adoption of standards by reference.

CURRENT LANGUAGE:

A certain document, one copy of which is on file in the office of the Clerk of the Charter Township of Northville, being marked and designated as the "2015 Edition of the International Fire Code and the Appendix Chapters," as published by the International Code Council, be and is hereby adopted as the Fire Code of the Charter Township of Northville 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 are 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 § [79-5](#) of this chapter.

ACTION: AMEND AS FOLLOWS :

A certain document, one copy of which is on file in the office of the Clerk of the Charter Township of Northville, being marked and designated as the "~~2015~~ **2021** Edition of the International Fire Code and the Appendix chapters" as published by the International Code Council, be and is hereby adopted as the Fire Code of the Charter Township of Northville 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 § 79-5 of this chapter.

79-3. Title.

CURRENT LANGUAGE:

This chapter shall be known as the "Fire Prevention Code of the Charter Township of Northville."

ACTION: AMEND AS FOLLOWS:

This chapter shall be known as the "Fire ~~Prevention~~ Code of the Charter Township of Northville."

79-4. Availability of copies of code.

CURRENT LANGUAGE:

A complete copy of the code adopted by reference in this chapter shall be kept in the office of the Clerk of the Charter Township of Northville and shall be available for public inspection at that office during regular business hours.

ACTION: None

79-5. Amendments to code.

CURRENT LANGUAGE: The following sections and subsections of the 2015 International Fire Code are hereby amended or deleted as set forth and additional sections and subsections are added as indicated hereafter. Subsequent section numbers used in this section shall refer to like numbered sections of the International Fire Code.

A. Section 101.1 is amended to read as follows:

101.1 Title. These regulations shall be known as the Fire Code of the Charter Township of Northville and are hereafter referred to as the "code."

B. Section 109.4 is amended to read as follows:

109.4. 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.

C. Section 307.1 is amended to read as follows:

307.1 General. Open burning and outdoor fires shall be conducted in compliance with the written Outdoor Fire Guidelines of the Northville Township Fire Department as established by the Fire Code Official. Printed copies of the Outdoor Fire Guidelines are available to the public at the Fire Department during regular business hours.

D. Remove IFC 2015 Sections 307.4, 307.4.1, 307.4.2 and 307.4.3.

ACTION: AMEND AS NOTED BELOW

The following sections and subsections of the Fire Code identified in § 79-2 are hereby amended or deleted as set forth and additional sections and subsections are added as indicated hereafter. Subsequent section numbers used in this section shall refer to like numbered sections of the International Fire Code.

A. Section 101.1 is amended to read as follows:

a. 101.1 Title. These regulations shall be known as the Fire Code of the Charter Township of Northville and are hereafter referred to as the "code."

B. Section 112.4 is amended to read as follows (note section 109.4 has been moved to 112.4):

a. 112.4 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 [SPECIFY OFFENSE], punishable by a fine of not more than [AMOUNT] dollars or by imprisonment not exceeding [NUMBER OF DAYS], or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.~~

~~Section 109.4 is amended to read as follows:~~

~~109.4. 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.
- C. Section 307.1 is amended to read as follows:
- a. 307.1 General. Open burning and outdoor fires shall be conducted in compliance with the written Outdoor Fire Guidelines of the Northville Township Fire Department as established by the Fire Code Official. ~~Printed copies of the Outdoor Fire Guidelines are available to the public at the Fire Department during regular business hours.~~ **This document can be accessed via the Township website or upon request to the Northville Township Fire Department.**
 - b. Remove IFC Sections 307.4, 307.4.1, 307.4.2 and 307.4.3.
- D. Section 1103.5.3 is amended to read as follows:
- a. 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.**
- E. Section 5704.2.9.6.1 is amended to read as follows:
- a. 5704.2.9.6.1 Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground 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 & Technology (ORT) & Industrial and subject to special land use approval.**
- F. Section 5706.2.4.4 is amended to read as follows:
- a. 5706.2.4.4 Locations where above-ground tanks are prohibited. The storage of Class I and II liquids in above-ground 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 & Technology (ORT) & Industrial and subject to special land use approval.**
- G. Section 5806.2 is amended to read as follows:
- a. 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 & Technology (ORT) & Industrial and subject to special land use approval.

H. Section 6104.2 is amended to read as follows:

a. 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 & Technology (ORT) & Industrial and subject to special land use approval.**

i. **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.

79-6. Affect on existing actions.

CURRENT LANGUAGE: Nothing in this chapter or in the Fire Code hereby adopted shall be constructed to affect any lawsuit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this chapter; nor shall any just or legal right or remedy of any character be lost or impaired or affected by this chapter.

ACTION: None

79-7. Affect on existing violations.

CURRENT LANGUAGE: This chapter shall not affect violations of the Code of the Charter Township of Northville or any other ordinance existing prior to the effective date of this chapter, and such violation shall be governed and shall continue to be separately punishable to the full extent of the law under the provisions of such ordinance at the time the violation was committed.

ACTION: None

References

Chapter 79: <http://ecode360.com/8498066>