

**CHARTER TOWNSHIP OF SUPERIOR
WASHTENAW COUNTY, MICHIGAN**

ORDINANCE NUMBER 190

ORDINANCE FOR THE ADOPTION OF THE 2012 INTERNATIONAL FIRE CODE

AN ORDINANCE ADOPTING THE 2012 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 CHARTER TOWNSHIP OF SUPERIOR, WASHTENAW COUNTY; MICHIGAN, PROVIDING FOR THE ISSUANCE OF PERMITS FOR HAZARDOUS USES OR OPERATIONS, REPEALING ORDINANCE NUMBER 154 OF SUPERIOR CHARTER TOWNSHIP AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

THE CHARTER TOWNSHIP OF SUPERIOR WASHTENAW COUNTY, MICHIGAN ORDAINS:

Section 190.01. Short Title

This Ordinance shall be known and may be cited as the "Fire Prevention Code of the Charter Township of Superior."

Section 190.02. Adoption of Fire Prevention Code

The International Fire Code, 2012 Edition, including Appendix Chapters A, B, C, D, E and G, (see International Fire Code Section 101.2.1, 2012 edition) as published by the International Code Council, is hereby adopted by reference as an ordinance of the Charter Township of Superior, with the additions, insertions and changes as hereafter provided in Section 190.03; and each and all of the regulations, provisions, conditions, and terms of such International Fire Code are hereby referred to, adopted and made a part hereof as if fully set out in this Ordinance. At least three (3) copies on file in the offices of the Charter Township of Superior,

Section 190.03. Changes in Code

That the following sections are hereby revised:

(A) **Section 101.1 Title.** These regulations shall be known as the Fire Code of Charter Township of Superior, hereinafter referred to as "this code."

(B) **Section 109.4 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 responsible for a municipal 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.

(C) **Section 111.4. Failure to comply.** Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than one hundred dollars (\$100) or more than five hundred dollars (\$500).

Section 190.04. Geographic Limits

The geographic limits referred to in certain sections of the 2012 International Fire Code are hereby established as follows:

(A) **Section 5704.2.9.6.1** (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited): within any residential zoning district in the township, or any non-agricultural zoned lot upon which a dwelling is located

(B) **Section 5706.2.4.4** (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks is prohibited): within any residential zoning district in the township, or any non-agricultural zoned lot upon which a dwelling is located

(C) **Section 5806.2** (geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited): within any residential zoning district in the township, or any non-agricultural zoned lot upon which a dwelling is located

(D) **Section 6104.2** (geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas): within any residential zoning district in the township, or any non-agricultural zoned lot upon which a dwelling is located

Section 190.05. Inconsistent Ordinances Repealed

All ordinances adopting the prior versions of the International Fire Code are repealed, including without limitation Ordinances 131 and 154, and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 190.06. Saving clause

(A) 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 anyone or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

(B) That nothing in this Ordinance or in the International Fire Code hereby adopted shall be construed to affect any suit 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

ordinances hereby repealed as cited in Section 2 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 190.07. Effective Date; Publication

This Ordinance shall be published in the Ann Arbor News, a newspaper having general circulation in said Township and shall become effective thirty (30) days after publication.

YEAS: Schwartz, Phillips, Caviston, Williams

NAYS: None

ABSENT: McKinney, Green, Lewis

Ordinance Declared Adopted on March 21, 2016.

Kenneth Schwartz
Township Supervisor

CERTIFICATE OF ADOPTION AND PUBLICATION

I, David Phillips, the duly elected Clerk of the Charter Township of Superior, certify that the foregoing ordinance is a true and correct copy of the ordinance enacted by the Township Board of the Charter Township of Superior on March 21, 2016 and published in a newspaper, circulated in the Charter Township of Superior on March 24, 2016.



David Phillips, Clerk
Charter Township of Superior