

FENTON TOWNSHIP FIRE CODE
Ordinance No. 738
Adopted: July 11, 2011

An ordinance to adopt the 2009 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 Fenton; providing for the issuance of permits and collection of fees therefor; repealing Ordinance No. 702 of the Charter Township of Fenton and all other ordinances and parts of ordinances in conflict therewith.

THE CHARTER TOWNSHIP OF FENTON, GENESEE COUNTY, MICHIGAN,
ORDAINS:

SECTION 1. Adoption of Fire Code

That a certain document, three (3) copies of which are on file in the office of the Clerk of the Charter Township of Fenton, being marked and designated as the *International Fire Code*, 2009 Edition, including Appendix Chapters B, C, D, E, and F, as published by the International Code Council, be and is hereby adopted as the Fire Code of the Charter Township of Fenton, in the State of Michigan, 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 as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the Charter Township of Fenton are hereby referred to, adopted and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Ordinance.

SECTION 2. Insertions

The following sections are hereby revised:

Section 101.1 Insert: Charter Township of Fenton

Section 109.3 Insert: Misdemeanor, \$500.00, 90 days

Section 111.4 Insert: \$500.00, \$1,000.00

SECTION 3. Establishment of Limits

The geographic limits referred to in certain sections of the 2009 International Fire Code are hereby established as follows:

Section 3204.3.1.1: the storage of flammable cryogenic fluids in stationary containers is prohibited in the R-1, R-2, R-3, R-4, R-5, R-6, R-M, R-MH and PUD zoning districts.

Section 3404.2.9.5.1: the storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited in the R-1, R-2, R-3, R-4, R-5, R-6, R-M, R-MH and PUD zoning districts.

Section 3406.2.4.4: the storage of Class I and Class II liquids in above-ground storage tanks is prohibited in the R-1, R-2, R-3, R-4, R-5, R-6, R-M, R-MH and PUD zoning districts.

Section 3804.2: the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas in the R-1, R-2, R-3, R-4, R-5, R-6, R-M, R-MH and PUD zoning districts.

SECTION 4. Repeal of Inconsistent Ordinances

Ordinance No. 702 of the Charter Township of Fenton and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 5. Saving Clause

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 Fenton Township Board hereby declares that it would have adopted this Ordinance, and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact than any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 6. Affect on Legal Proceedings

Nothing in this Ordinance or in the 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 ordinance hereby repealed as cited in Section 4 of this Ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 7. Publication

The Fenton Township Clerk is hereby ordered and directed to cause this Ordinance to be published according to current law and practice.

SECTION 8. Effective Date

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 after adoption and publication.

Enacted at a regular meeting of the Fenton Township Board held on the 11th day of July 2011.

Bonnie K. Mathis, Supervisor

Robert E. Krug, Clerk