

ORDINANCE NO. 571

AN ORDINANCE OF THE MONTEREY PENINSULA AIRPORT DISTRICT ADOPTING THE 1994 EDITION OF THE UNIFORM FIRE CODE, REGULATING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE, HAZARDOUS MATERIALS OR EXPLOSION IN THE MONTEREY PENINSULA AIRPORT; PROVIDING FOR THE ISSUANCE OF PERMITS FOR HAZARDOUS USES OR OPERATIONS; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF; ESTABLISHING A BUREAU OF FIRE PREVENTION, PROVIDING OFFICERS THEREFOR AND DEFINING THEIR POWERS AND DUTIES; AND REPEALING ORDINANCE NO. 434 AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.

The Board of Directors of the Monterey Peninsula Airport District do ordain as follows:

SECTION 1. ADOPTION OF UNIFORM FIRE CODE. That set of documents, a copy of which is on file and is open for inspection of the public in the office of the Monterey Peninsula Airport District, being marked and designated as *Uniform Fire Code, 1994* edition, published by the International Fire Code Institute, including all Appendix Chapters and all Appendix Standards, save and except such portions as are hereinafter deleted, modified or amended by Section 8 of this ordinance, be and is hereby adopted as the code of the Monterey Peninsula Airport District for regulating conditions hazardous to life and property from fire, hazardous materials or explosion in the Monterey Peninsula Airport and providing for issuance of permits; and each and all of the regulations, provisions, conditions and terms of such *Uniform Fire Code, 1994* edition, published by the International Fire Code Institute, are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance.

SECTION 2. ESTABLISHMENT AND DUTIES OF BUREAU OF FIRE PREVENTION. The Uniform Fire Code as adopted and amended herein shall be enforced by the bureau of fire prevention of the Monterey Peninsula Airport District Fire Department which is hereby established and which shall be operated under the supervision of the fire marshal. The fire marshal in charge of the bureau of fire prevention, shall be appointed by the chief of the fire department.

SECTION 3. DEFINITIONS. Wherever the word "jurisdiction" is used with respect to a governing agency in the Uniform Fire Code it

is the Monterey Peninsula Airport District. Wherever the word "jurisdiction" is used with respect to a geographic area in the Uniform Fire Code it is the Monterey Peninsula Airport. Wherever the words "chief of the bureau of fire prevention" are used in the Uniform Fire Code they shall be held to mean "fire marshal."

SECTION 4. ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF FLAMMABLE OR COMBUSTIBLE LIQUIDS IN OUTSIDE ABOVEGROUND TANKS IS PROHIBITED. The limits referred to in Section 7902.2.2.1 and 7904.2.5.4.2 of the Uniform Fire Code in which the storage of flammable or combustible liquids is prohibited are hereby established as follows: within the Monterey Peninsula Airport except as allowed by permit issued by the fire marshal.

SECTION 5. ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF LIQUEFIED PETROLEUM GASES IS PROHIBITED. The limits referred to in Section 8204.2 of the Uniform Fire Code, in which storage of liquefied petroleum gas is prohibited, are hereby established as follows: within the Monterey Peninsula Airport except as allowed by permit issued by the fire marshal.

SECTION 6. ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF EXPLOSIVES AND BLASTING AGENTS IS PROHIBITED. The limits referred to in Section 7701.7.2 of the Uniform Fire code, in which storage of explosives and blasting agents is prohibited, are hereby established as follows: within the Monterey Peninsula Airport except as allowed by permit issued by the fire marshal.

SECTION 7. ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF COMPRESSED NATURAL GAS IS PROHIBITED. The limits referred to in Section 5204.5.2 of the Uniform Fire Code in which the storage of compressed natural gas is prohibited, are hereby established as follows: within the Monterey Peninsula Airport except as allowed by permit issued by the fire marshal.

SECTION 8. AMENDMENTS MADE IN THE UNIFORM FIRE CODE. The Uniform Fire code is amended and changed in the following respects:

(a) Amend Section 902.4 to read as follows: When access to or within a structure or an area is unduly difficult because of secured openings or where immediate access is necessary for life-saving or fire-fighting purposes, the chief of the fire department

may require a key box, key switch, signaling device or padlock to be installed in an accessible location. The key box, key switch, signaling device or padlock shall be a type approved by the chief and any key box shall contain keys to gain necessary access as required by the chief.

(b) Amend Section 1003 to read as follows:

1003.1. All automatic fire extinguishing systems and fire detection systems installed in A through U occupancies shall be transmitted to an approved Underwriters Laboratories listed central station. (EXCEPTION: Existing stand-alone hood systems are exempt from this requirement.)

1003.2. Installation, inspection, monitoring, and maintenance of systems shall be in conformance with Underwriters Laboratories and National Fire Protection Association Standards NFPA-71 and NFPA-72.

1003.3. All systems required by the fire department to have more than one zone shall be monitored by zone and retransmitted to the fire department by zone, giving the location and description of activation.

1003.4. Anyone installing fire extinguishing or detection systems in A through U occupancies shall provide the fire department with a "U.L. CENTRAL STATION SIGNALING SYSTEM CERTIFICATE" at the time of final inspection.

1003.5. Electric connection of any fire extinguishing and fire detection system shall be on a dedicated branch circuit. The circuit and connections shall be mechanically protected. The circuit breaker shall be accessible only to authorized personnel and shall be clearly marked "FIRE ALARM CONTROL CIRCUIT".

1003.6. Each central station agency shall provide a dedicated telephone line to the fire station for the purpose of reporting alarms received.

1003.7. The central station agency shall provide the fire department with a monthly report of all alarm activity including alarm activation, test signals, trouble reports, and all other signals received.

1003.8 An automatic fire-extinguishing system shall be

installed in the occupancies and locations as set forth below.

1003.8.1. In all new buildings housing "A" through "U" occupancies two or more stories in height or when total floor area exceeds 4,000 square feet; all basements or cellars of new buildings housing "A" through "U" occupancies when the basement or cellar floor area exceeds 1,500 square feet; and in all buildings housing "H5" occupancies irrespective of size or whether new or existing. EXCEPTION: No automatic fire extinguishing system shall be required in the ground floor of one-story buildings housing occupancies other than "H5" when separation walls meeting the approval of the fire marshal are installed so that no individual area exceeds 4,000 square feet. Basements and cellars shall not qualify for this exception.

1003.8.2. In all existing buildings or structures housing occupancy groups A through U two stories or more in height or with total floor area exceeding 4,000 square feet when the value of remodeling, alterations, additions, repairs or reconstruction in any twelve-month period exceeds fifty percent (50%) of the fair market value of the existing building or structure, the entire building or structure shall be protected by an automatic fire-extinguishing system.

1003.8.3. When the value of the above work in any twelve-month period exceeds twenty-five percent (25%) but does not exceed fifty percent (50%) of the fair market value of the existing building or structure, all of the addition and/or all of the areas remodeled, altered, repaired or reconstructed shall be protected by an automatic fire-extinguishing system and the remainder of the building shall be protected by a fire detection signaling system approved by the fire marshal.

1003.8.4. When the value of the above work in any twelve-month period exceeds five percent (5%) but does not exceed twenty-five percent (25%) of the fair market value of the existing building or structure, a fire detection signaling system approved by the fire marshal shall be installed throughout the entire building or structure, except as provided below.

1003.8.5. When the value of the above work in any twelve-month period does not exceed five percent (5%) of the fair market value of the structure or involves re-roofing only, the requirements of section 1003.8 shall not apply.

1003.9. The lessee (or owner if other than the Monterey Peninsula Airport District) of the subject property or building shall be responsible for maintaining in force a contract with a licensed professional for maintenance and monitoring of required fire extinguishing and fire detection systems on his premises.

SECTION 9. APPEALS. Whenever the fire marshal disapproves an application or refuses to grant a permit 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 fire marshal to the Board of Directors of the Monterey Peninsula Airport District, within thirty (30) days from the date of the decision appealed.

SECTION 10. NEW MATERIALS, PROCESSES OR OCCUPANCIES WHICH MAY REQUIRE PERMITS. The chief of the fire department and the fire marshal shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies for which permits are required in addition to those now enumerated in the Uniform Fire Code. The fire marshal shall post such list in a conspicuous place at the bureau of fire prevention and distribute copies thereof to interested persons.

SECTION 11. PENALTIES. That any person, firm or corporation violating any provision of the code adopted hereby or failing to comply therewith, or violating or failing to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine not to exceed One Thousand Dollars (\$1,000) or by imprisonment in the county jail for not to exceed six (6) months, or both fine and imprisonment. Each separate day or any

portion thereof, during which any violation of the code occurs or continues, shall be deemed to constitute a separate offense, and upon conviction thereof, shall be punishable as herein provided. The imposition of any one penalty for any violation shall not excuse the violation or permit it to continue and all such violations shall be corrected or remedied by the person, firm or corporation responsible for the violation within a reasonable time. The application of any penalties provided for above shall not be held to prevent the enforced removal of any violation of the code hereby adopted.

SECTION 12. REPEAL OF CONFLICTING ORDINANCES. That Ordinance No. 434 entitled "An Ordinance Adopting the Uniform Fire Code and Uniform Fire Code Standards Prescribing Regulations Governing Conditions Hazardous to Life and Property from Fire or Explosion, Providing for the Issuance of Permits for Hazardous Uses or Operations, and Establishing a Bureau of Fire Prevention and Providing Officers Therefor and Defining Their Powers and Duties" and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION 13. VALIDITY. That if any section, subsection, sentence, clause or phrase of this ordinance or the code adopted hereby is, for any reason, held to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The Board of Directors of the Monterey Peninsula Airport District hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared invalid or unconstitutional.

SECTION 14. 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 thirty (30) days from and after the date of its final passage and adoption.

PASSED AND ADOPTED BY THE BOARD OF DIRECTORS OF THE MONTEREY PENINSULA AIRPORT DISTRICT: This 12th day of April, 1995

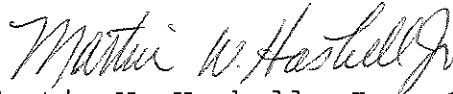
the following roll call vote:

AYES: **DIRECTORS:** Faul, Irwin, Nakamura, Chairman Haskell

NOES: **DIRECTORS:** Searle

ABSENT: **DIRECTORS:** None

Signed this 12th day of April, 1995



Martin W. Haskell, Jr., Chairman

A T T E S T



Barbara Sadler
District Secretary