

Introduced _____
Public Hearing _____
Council Action _____
Executive Action _____
Effective Date _____

County Council Of Howard County, Maryland

2004 Legislative Session

Legislative Day No. **10**

Bill No. 52-2004

Introduced by: The Chairman at the request of the County Executive

AN ACT adopting certain National Codes as the Fire Prevention Code for Howard County; adopting local amendments to the Fire Prevention Code; making a conforming change; clarifying the Fire Department's authority to respond to emergencies and imminent dangers, amending the Fire Department's authority to abate public nuisances; prohibiting false alarms and providing for penalties when an alarm system repeatedly sends false alarms; requiring a builder to provide a buyer with the option to purchase an automatic sprinkler system; and generally relating to the Fire Prevention Code and fire safety for Howard County.

Introduced and read first time _____, 2004. Ordered posted and hearing scheduled.

By order _____
Sheila M. Tolliver, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on _____, 2004.

By order _____
Sheila M. Tolliver, Administrator

This Bill was read the third time on _____, 2004 and Passed ____, Passed with amendments _____, Failed _____.

By order _____
Sheila M. Tolliver, Administrator

Sealed with the County Seal and presented to the County Executive for approval this ___ day of _____, 2004 at ___ a.m./p.m.

By order _____
Sheila M. Tolliver, Administrator

Approved by the County Executive _____, 2004

James N. Robey, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **Section 1. Be It Enacted** by the County Council of Howard County, Maryland, that
2 Section 17.104 “Howard County Fire Prevention Code” of Subtitle 1 “Fire and Rescue
3 Services” of Title 17 “Public Protection Services” of the Howard County is hereby
4 repealed.

5
6 **Section 2. Be It Further Enacted** by the County Council of Howard County, Maryland,
7 that Section 17.107 “Authority to evacuate buildings” of Subtitle 1 “Fire and Rescue
8 Services” of Title 17 “Public Protection Services” of the Howard County Code is hereby
9 repealed.

10
11 **Section 3. Be It Further Enacted** by the County Council of Howard County, Maryland,
12 that Section 17.108 “Smoke detectors” of Subtitle 1 “Fire and Rescue Services” of Title
13 17 “Public Protection Services” of the Howard County Code is hereby repealed.

14
15 **Section 4. Be It Further Enacted** by the County Council of Howard County, Maryland,
16 that Section 17.109 “Automatic fire protection sprinkler systems” of Subtitle 1 “Fire and
17 Rescue Services” of Title 17 “Public Protection Services” of the Howard County Code is
18 hereby repealed.

19
20 **Section 5. Be It Further Enacted** by the County Council of Howard County, Maryland,
21 that Section 17.104 “Howard County Fire Prevention Code”, is added to Subtitle 1 “Fire
22 and Rescue Services” of Title 17 “Public Protection Services” of the Howard County
23 Code to read as follows:

24
25 **TITLE 17. PUBLIC PROTECTION SERVICES**

26 **SUBTITLE 1. FIRE AND RESCUE SERVICES**

27 **Sec. 17.104. Howard County Fire Prevention Code.**

28 (A) **ADOPTION OF NATIONAL CODES:** THE FOLLOWING NATIONAL CODES
29 FOR FIRE PREVENTION STANDARDS, ADMINISTRATION, AND
30 ENFORCEMENT ARE HEREBY ADOPTED AS THE FIRE PREVENTION

1 CODE OF HOWARD COUNTY AS IF THE NATIONAL CODES WERE SET
2 OUT IN FULL IN THIS SUBTITLE

3 (1) NFPA 1, THE UNIFORM FIRE CODE 2003 EDITION (PUBLISHED
4 BY THE NATIONAL FIRE PROTECTION ASSOCIATION), EXCEPT
5 AS PROVIDED IN SUBSECTION (B).

6 (2) ON TECHNICAL MATTERS NOT SPECIFICALLY ADDRESSED BY
7 THIS CODE, THE FIRE OFFICIAL MAY USE OTHER NATIONALLY
8 RECOGNIZED CODES.

9 (B) *LOCAL AMENDMENTS TO THE HOWARD COUNTY FIRE PREVENTION*
10 *CODE*: THE FOLLOWING AMENDMENTS MODIFY CERTAIN
11 PROVISIONS OF THE ADOPTED CODE:

12 (1) GENERAL:

13 (I) THE TERM "CODE OFFICIAL", "ENFORCEMENT OFFICER",
14 OR "FIRE OFFICIAL" SHALL MEAN THE CHIEF OF THE
15 DEPARTMENT OF FIRE AND RESCUE SERVICES OR THE
16 CHIEF'S AUTHORIZED DESIGNEE.

17 (II) WHEREVER THE NAME OF THE MUNICIPALITY IS TO BE
18 INDICATED, INSERT "HOWARD COUNTY, MARYLAND".

19 (III) WHEREVER THE TERM "THIS CODE" IS USED, IT REFERS
20 TO THE HOWARD COUNTY FIRE PREVENTION CODE.

21 (2) *SECTION 1.1.1 "SCOPE"*.

22 (I) *SUBSECTION 1.1.1(2)*.

23 DELETE THIS SUBSECTION AND SUBSTITUTE THE
24 FOLLOWING:

25 INVESTIGATION OF FIRES, EXPLOSIONS, POTENTIALLY
26 EXPLOSIVE DEVICES, HAZARDOUS MATERIAL
27 INCIDENTS, AND OTHER RELATED EMERGENCY
28 INCIDENTS. THESE DUTIES MAY BE PERFORMED IN
29 CONJUNCTION WITH OTHER PUBLIC AGENCIES
30 PURSUANT TO A MEMORANDUM OF UNDERSTANDING
31 OR OTHER AGREEMENT.

- 1 (II) *SUBSECTION 1.1.1(3).*
2 DELETE THIS SUBSECTION AND SUBSTITUTE THE
3 FOLLOWING:
4 REVIEW OF SITE DEVELOPMENT PLANS FOR ADEQUATE
5 ACCESS, WATER SUPPLIES, AND OTHER LIFE SAFETY
6 ISSUES IN COORDINATION WITH THE DEPARTMENT OF
7 PLANNING AND ZONING. WHEN REQUESTED BY THE
8 DEPARTMENT OF INSPECTIONS, LICENSES AND
9 PERMITS, THE REVIEW OF DESIGN AND CONSTRUCTION
10 DRAWINGS, PLANS, AND SPECIFICATIONS FOR LIFE
11 SAFETY SYSTEMS, FIRE PROTECTION SYSTEMS, AND
12 OTHER FIRE AND LIFE SAFETY ISSUES.
- 13 (III) *SUBSECTION 1.1.1(5).*
14 DELETE THIS SUBSECTION AND SUBSTITUTE THE
15 FOLLOWING:
16 EXISTING OCCUPANCIES AND STRUCTURES, ~~AND~~ AND,
17 WHEN REQUESTED BY THE DEPARTMENT OF
18 INSPECTIONS, LICENSES AND PERMITS, THE DESIGN
19 AND CONSTRUCTION OF NEW BUILDINGS, AND
20 ALTERATION OF AND ADDITIONS TO EXISTING
21 BUILDINGS.
- 22 (IV) *SUBSECTION 1.1.1(6).*
23 DELETE THIS SUBSECTION AND SUBSTITUTE THE
24 FOLLOWING:
25 THE MAINTENANCE AND TESTING OF FIRE PROTECTION
26 SYSTEMS AND EQUIPMENT, AND, WHEN REQUESTED BY
27 THE DEPARTMENT OF INSPECTIONS, LICENSES AND
28 PERMITS, THE DESIGN, ALTERATION, MODIFICATION,
29 AND CONSTRUCTION OF STRUCTURES, BUILDINGS AND
30 AREAS.
- 31 (3) *SUBSECTION 1.3.3.1.*

1 DELETED THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
2 WHEN THIS CODE AND ANY OTHER REFERENCED CODE OR
3 CODE SECTIONS HAVE CONFLICTING REQUIREMENTS, THE
4 MOST RESTRICTIVE REQUIREMENT SHALL APPLY UNLESS THE
5 AHJ ACCEPTS ALTERNATIVE FEATURES OR REQUIREMENTS
6 THAT PROVIDE THE SAME LEVEL OF FIRE SAFETY AS THE
7 REQUIREMENTS OF THIS CODE.

8 (4) *SECTION 1.7.1.*

9 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
10 ADMINISTRATION. THE PROVISIONS OF THIS CODE AND
11 SECTION 17.105, 17.106, 17.107, AND 17.108 OF THE HOWARD
12 COUNTY CODE SHALL APPLY WITHOUT RESTRICTION, UNLESS
13 SPECIFICALLY EXEMPTED.

14 (5) *SECTION 1.7.4.*

15 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
16 DELEGATION OF AUTHORITY. IN ADDITION TO THE
17 ENFORCEMENT AUTHORITY OF THE ~~AHJ~~, AHJ AND THE
18 ENFORCEMENT AUTHORITY GRANTED TO THE POLICE
19 DEPARTMENT BY SECTION 1.7.3, THE DIRECTOR OF THE
20 DEPARTMENT OF INSPECTIONS, LICENSES AND PERMITS, OR
21 THE DIRECTOR'S AUTHORIZED DESIGNEE, MAY ENFORCE THE
22 PROVISIONS OF THIS CODE WHEN REVIEWING PLANS FOR OR
23 INSPECTING NEW CONSTRUCTION OR WHEN REQUESTED TO
24 ~~DO SO~~ CONDUCT SPECIFIC INSPECTIONS AUTHORIZED BY THE
25 AHJ.

26 (6) *SUBSECTION 1.7.5.1.*

27 DELETED THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
28 THE AHJ SHALL HAVE THE AUTHORITY TO DESIGNATE
29 PERSONS AUTHORIZED TO INSPECT BUILDINGS, STRUCTURES
30 OR AREAS FOR CONFORMITY WITH THE REQUIREMENTS OF
31 THIS CODE.

1 (7) *SUBSECTION 1.7.5.3.*

2 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
3 AN AUTHORIZED INSPECTOR MAY INSPECT A BUILDING,
4 STRUCTURE, OR AREA AS FOLLOWS:

5 (I) AN AUTHORIZED INSPECTOR MAY CONDUCT A FIRE
6 SAFETY INSPECTION IN A NONRESIDENTIAL BUILDING,
7 STRUCTURE, OR AREA AT ANY REASONABLE HOUR;

8 (II) AN AUTHORIZED INSPECTOR MAY CONDUCT A FIRE
9 SAFETY INSPECTION IN THE PUBLIC AREA OF A MULTI-
10 FAMILY RESIDENTIAL BUILDING AND IN THE INTERIOR
11 OF A MULTI-RESIDENT BUILDING OCCUPIED BY MORE
12 THAN 5 NON-RELATED PERSONS;

13 (III) SUBJECT TO PARAGRAPH IV OF THIS SUBSECTION, AN
14 AUTHORIZED INSPECTOR MAY NOT CONDUCT A FIRE
15 SAFETY INSPECTION OF THE INTERIOR OF A PRIVATE
16 DWELLING EXCEPT WITH THE PROPERTY OWNER'S
17 CONSENT OR BY OBTAINING A COURT WARRANT; AND

18 (IV) AN AUTHORIZED INSPECTOR MAY ENTER AND INSPECT
19 ANY BUILDING, ~~STRUCTURE~~ STRUCTURE, OR AREA AT
20 ANY TIME IF THERE IS EVIDENCE THAT A HAZARDOUS
21 CONDITION, EMERGENCY, OR IMMINENT DANGER
22 EXISTS.

23 (8) *SUBSECTION 1.7.5.5.*

24 DELETE THIS ~~SECTION~~ SUBSECTION AND SUBSTITUTE THE
25 FOLLOWING:

26 PERSONNEL MAKING INSPECTIONS ARE AUTHORIZED TO
27 TAKE PHOTOGRAPHS OR VIDEOTAPES SOLELY FOR THE
28 PURPOSE OF DOCUMENTING VIOLATIONS.

29 (9) *SUBSECTION 1.7.5.7.*

30 ADD NEW *SUBSECTION 1.7.5.7* AFTER *SUBSECTION 1.7.5.6* AS
31 FOLLOWS:

1 A PERSON WHO REFUSES TO ALLOW AN INSPECTION OF A
2 BUILDING, ~~STRUCTURE~~ STRUCTURE, OR AREA WHEN THE
3 INSPECTION IS AUTHORIZED BY THIS CODE IS GUILTY OF A
4 MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO A
5 FINE, NOT EXCEEDING \$1,000, OR IMPRISONMENT, NOT
6 EXCEEDING 30 DAYS, OR BOTH. ALTERNATIVELY, AND IN
7 ADDITION TO AND CONCURRENT WITH ALL REMEDIES
8 PROVIDED AT LAW OR EQUITY, A FIRE OFFICIAL MAY
9 ENFORCE THIS SECTION WITH CIVIL PENALTIES PURSUANT TO
10 TITLE 24, ~~'CIVIL PENALTIES,'~~ "CIVIL PENALTIES," OF THE
11 HOWARD COUNTY CODE. A VIOLATION OF THIS SUBSECTION
12 IS A CLASS A OFFENSE.

13 (10) *SECTION 1.7.6.*

14 DELETE THIS SECTION.

15 (11) *SUBSECTION 1.7.7.1.*

16 ADD NEW *SUBSECTION 1.7.7.1* AFTER *SECTION 1.7.7* AS
17 FOLLOWS:

18 A PERSON INTERFERING OR CAUSING A CONDITION THAT
19 WOULD INTERFERE WITH THE ENFORCEMENT OF THIS CODE
20 IS GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, IS
21 SUBJECT TO A FINE, NOT EXCEEDING \$1,000, OR
22 IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR BOTH.
23 ALTERNATIVELY, AND IN ADDITION TO AND CONCURRENT
24 WITH ALL REMEDIES PROVIDED AT LAW OR EQUITY, A FIRE
25 OFFICIAL MAY ENFORCE THIS SECTION WITH CIVIL
26 PENALTIES PURSUANT TO TITLE 24, "CIVIL PENALTIES," OF
27 THE HOWARD COUNTY CODE. A VIOLATION OF THIS
28 SUBSECTION IS A CLASS A OFFENSE.

29 (12) *SUBSECTION 1.7.8.1.*

30 ADD NEW *SUBSECTION 1.7.8.1* AFTER *SECTION 1.7.8* AS
31 FOLLOWS:

1 A PERSON IMPERSONATING A FIRE OFFICIAL IS GUILTY OF A
2 MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO A
3 FINE, NOT EXCEEDING \$1,000, OR IMPRISONMENT, NOT
4 EXCEEDING 30 DAYS, OR BOTH. ALTERNATIVELY, AND IN
5 ADDITION TO AND CONCURRENT WITH ALL REMEDIES
6 PROVIDED AT LAW OR EQUITY, A FIRE OFFICIAL MAY
7 ENFORCE THIS SECTION WITH CIVIL PENALTIES PURSUANT TO
8 TITLE 24, "CIVIL PENALTIES," OF THE HOWARD COUNTY CODE.
9 A VIOLATION OF THIS SUBSECTION IS A CLASS A OFFENSE.

10 (13) *SUBSECTION 1.7.9.1.*

11 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
12 AUTHORITY. THE AHJ SHALL HAVE THE AUTHORITY TO
13 INVESTIGATE THE ORIGIN, CAUSE AND CIRCUMSTANCES OF
14 ANY FIRE, EXPLOSION, POTENTIALLY EXPLOSIVE DEVICE,
15 HAZARDOUS MATERIALS INCIDENT OR OTHER EMERGENCY
16 SITUATION. THESE DUTIES MAY BE PERFORMED IN
17 CONJUNCTION WITH OTHER PUBLIC AGENCIES PURSUANT TO
18 A MEMORANDUM OF UNDERSTANDING OR OTHER
19 AGREEMENT.

20 (14) *SUBSECTION 1.7.9.2.*

21 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
22 EVIDENCE. THE AHJ SHALL HAVE THE AUTHORITY TO TAKE
23 CUSTODY OF ALL PHYSICAL EVIDENCE RELATING TO THE
24 CAUSE OF A FIRE, EXPLOSION, HAZARDOUS MATERIALS
25 INCIDENT, OR OTHER EMERGENCY SITUATION. PHYSICAL
26 EVIDENCE SHALL INCLUDE A POTENTIALLY EXPLOSIVE
27 DEVICE.

28 (15) *SUBSECTION 1.7.9.5.*

29 ADD NEW *SUBSECTION 1.7.9.5* AFTER *SUBSECTION 1.7.9.4* AS
30 FOLLOWS:

1 A PERSON INTERFERING ~~OR CAUSING CONDITIONS~~ WITH OR
2 CAUSING A CONDITION THAT INTERFERES WITH AN
3 INVESTIGATION IS GUILTY OF A MISDEMEANOR AND, UPON
4 CONVICTION, IS SUBJECT TO A FINE, NOT EXCEEDING \$1,000,
5 OR IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR BOTH.
6 ALTERNATIVELY, AND IN ADDITION TO AND CONCURRENT
7 WITH ALL REMEDIES PROVIDED AT LAW OR EQUITY, A FIRE
8 OFFICIAL MAY ENFORCE THIS SECTION WITH CIVIL
9 PENALTIES PURSUANT TO TITLE 24, "CIVIL PENALTIES," OF
10 THE HOWARD COUNTY CODE. A VIOLATION OF THIS
11 SUBSECTION IS A CLASS A OFFENSE.

12 (16) *SUBSECTION 1.7.11.1.*

13 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
14 WHEN REQUESTED, THE DEPARTMENT OF FIRE AND RESCUE
15 SERVICES SHALL ASSIST THE DEPARTMENT OF INSPECTIONS,
16 LICENSES AND PERMITS WITH THE INSPECTION OF NEW
17 CONSTRUCTION, ALTERATIONS, OR THE INSTALLATION OF
18 PROCESSES OR EQUIPMENT COVERED BY THIS CODE.

19 (17) *SUBSECTIONS 1.7.11.2 THROUGH 1.7.11.4.*

20 DELETE THESE SUBSECTIONS.

21 (18) *SUBSECTION 1.7.12.1.*

22 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
23 THE AHJ SHALL HAVE THE AUTHORITY TO ORDER AN
24 OPERATION OR USE STOPPED WHEN THE OPERATION OR USE
25 CREATES A HAZARDOUS CONDITION, EMERGENCY, OR
26 IMMINENT DANGER.

27 (19) *SUBSECTION 1.7.12.2.*

28 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
29 IF ANY WORK VIOLATES THE PROVISIONS OF THIS CODE, THE
30 AHJ SHALL REQUEST THE HOWARD COUNTY DEPARTMENT OF

1 INSPECTIONS, LICENSES, AND PERMITS TO ISSUE A STOP-
2 WORK ORDER.

3 (20) *SUBSECTION 1.7.12.3.*

4 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
5 WORK SUBJECT TO A STOP WORK ORDER SHALL
6 IMMEDIATELY STOP UNTIL THE STOP WORK ORDER IS
7 RESCINDED BY THE DEPARTMENT OF INSPECTIONS, LICENSES
8 AND PERMITS.

9 (21) *SUBSECTION 1.7.12.4.*

10 ADD NEW *SUBSECTION 1.7.12.4* AFTER *SUBSECTION 1.7.12.3* AS
11 FOLLOWS:

12 THE AHJ OR THE AHJ'S DESIGNEE MAY ORDER THE
13 EVACUATION OF A BUILDING OR STRUCTURE IF THE FIRE
14 DETECTION AND SUPPRESSION SYSTEM ARE NOT IN WORKING
15 ORDER, THE BUILDING OR STRUCTURE IS OVERCROWDED, OR
16 THERE IS A FIRE CODE VIOLATION THAT CREATES A
17 HAZARDOUS CONDITION, EMERGENCY, OR IMMINENT
18 DANGER.

19 (22) *SUBSECTION 1.7.12.5.*

20 ADD NEW *SUBSECTION 1.7.12.5* AFTER *SUBSECTION 1.7.12.4* AS
21 FOLLOWS:

22 A PERSON FAILING TO OBEY AN ORDER TO STOP WORK,
23 ABATE A CONDITION, CEASE A USE, OR IMMEDIATELY
24 EVACUATE A BUILDING, ~~STRUCTURE~~ STRUCTURE, OR AREA IS
25 GUILTY OF A MISDEMEANOR AND, UPON CONVICTION, IS
26 SUBJECT TO A FINE, NOT EXCEEDING \$1,000, OR
27 IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR BOTH.
28 ALTERNATIVELY, AND ADDITION TO AND CONCURRENT WITH
29 ALL REMEDIES PROVIDED AT LAW OR EQUITY, A FIRE
30 OFFICIAL MAY ENFORCE THIS SECTION WITH CIVIL
31 PENALTIES PURSUANT TO TITLE 24, '~~CIVIL PENALTIES~~,' "CIVIL

1 PENALTIES,” OF THE HOWARD COUNTY CODE. A VIOLATION
2 OF THIS SUBSECTION IS A CLASS A OFFENSE.

3 (23) *SUBSECTION 1.7.13.4.*

4 ADD NEW *SUBSECTION 1.7.13.4* AFTER *SUBSECTION 1.7.13.3* AS
5 FOLLOWS:

6 THE AHJ SHALL SET FORTH THE QUALIFICATIONS FOR
7 STANDBY FIRE PERSONNEL (FIRE WATCH) AND THEIR DUTIES
8 AND RESPONSIBILITIES.

9 (24) *SUBSECTION 1.7.13.5.*

10 ADD NEW *SUBSECTION 1.7.13.5* AFTER *SUBSECTION 1.7.12.4* AS
11 FOLLOWS:

12 A PERSON FAILING TO PROVIDE APPROVED STANDBY FIRE
13 PERSONNEL (A FIRE WATCH) OR FAILING TO CARRY OUT THE
14 DUTIES OF STANDBY FIRE PERSONNEL IS GUILTY OF A
15 MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO A
16 FINE, NOT EXCEEDING \$1,000, OR IMPRISONMENT, NOT
17 EXCEEDING 30 DAYS, OR BOTH. ALTERNATIVELY, AND IN
18 ADDITION TO AND CONCURRENT WITH ALL REMEDIES
19 PROVIDED AT LAW OR EQUITY, A FIRE OFFICIAL MAY
20 ENFORCE THIS SECTION WITH CIVIL PENALTIES PURSUANT TO
21 TITLE 24, ~~'CIVIL PENALTIES,'~~ “CIVIL PENALTIES,” OF THE
22 HOWARD COUNTY CODE. A VIOLATION OF THIS SECTION IS A
23 CLASS A OFFENSE.

24 (25) *SECTION 1.8.1.*

25 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
26 AUTHORITY. THE INCIDENT COMMANDER SHALL HAVE THE
27 POWERS SET FORTH IN SECTION 17.105 OF THE HOWARD
28 COUNTY CODE.

29 (26) *SECTION 1.8.2 THROUGH SECTION 1.8.5.*

30 DELETE THESE SECTIONS.

31 (27) *SECTION 1.9.1.*

1 DELETED "OR THE INCIDENT COMMANDER" FROM THE FIRST
2 SENTENCE OF THIS SECTION.

3 (28) SECTION 1.9.2.

4 DELETED THIS SECTION AND SUBSTITUTED THE FOLLOWING:
5 ANY SUIT BROUGHT AGAINST THE AHJ OR ANY OTHER
6 INDIVIDUAL WHO IS CHARGED BY THE AHJ WITH THE
7 ENFORCEMENT OF THIS CODE BECAUSE OF AN ACT OR
8 OMISSION PERFORMED IN THE ENFORCEMENT OF THIS CODE
9 OR OTHER PERTINENT LAW IMPLEMENTED THROUGH THE
10 ENFORCEMENT OF THIS CODE OR ENFORCED BY THE CODE
11 ENFORCEMENT AGENCY SHALL BE DEFENDED BY HOWARD
12 COUNTY IN ACCORDANCE WITH MARYLAND LAW.

13 (29) SECTION 1.9.3.

14 DELETED THE WORDS "THE CODE ENFORCEMENT AUTHORITY
15 OR ITS PARENT JURISDICTION" AND SUBSTITUTED "THE
16 HOWARD COUNTY DEPARTMENT OF FIRE AND RESCUE
17 SERVICES AND HOWARD COUNTY, MARYLAND."

18 (30) SECTION 1.10.

19 DELETED THIS SECTION IN ITS ENTIRETY.

20 (31) SECTION 1.12.1.

21 ADDED THE FOLLOWING SENTENCE:
22 THE AHJ HAS THE AUTHORITY TO ADOPT REGULATIONS
23 GOVERNING THE ISSUANCE OF ANY PERMIT, ~~CERTIFICATE~~
24 CERTIFICATE, ~~AND OR~~ APPROVAL. ANY OTHER PERMIT
25 REQUIREMENTS SET FORTH IN THE NFPA 1 OR THE CODES
26 ADOPTED IN CHAPTER 2 OF THIS CODE ARE HEREBY DELETED.

27 (32) SECTION 1.12.2 THROUGH SUBSECTION 1.12.2.4.

28 DELETED THESE SECTIONS AND SUBSECTIONS.

29 (33) SECTION 1.12.4 THROUGH SECTION 1.12.19.

30 DELETED THESE SECTIONS.

31 (34) SECTIONS 1.14.1.

1 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
2 WHEN REQUESTED BY THE DEPARTMENT OF INSPECTIONS,
3 LICENSES AND PERMITS, THE AHJ SHALL ASSIST IN THE
4 REVIEW OF NEW CONSTRUCTION, MODIFICATIONS,
5 ALTERATIONS, AND INSTALLATION OF EQUIPMENT.

6 (35) *SECTION 1.14.2 THROUGH SECTION 1.14.5.*

7 DELETED THESE SECTIONS.

8 (36) *SECTION 1.16.1.*

9 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
10 EXCEPT AS SET FORTH IN SUBSECTION 1.16.1.1, WHENEVER
11 THE AHJ DETERMINES THAT A VIOLATION OF THIS CODE
12 EXISTS, THE AHJ SHALL ISSUE A WRITTEN NOTICE TO THE
13 OWNER OF THE PROPERTY OR OTHER RESPONSIBLE PERSON
14 TO CONFIRM THE FINDINGS.

15 (37) *SUBSECTION 1.16.1.1.*

16 ADD NEW *SUBSECTION 1.16.1.1* AFTER *SECTION 1.16.1* AS
17 FOLLOWS:

18 THE AHJ MAY ISSUE A CITATION FOR VIOLATIONS OF
19 SECTION 1.7.5, "INSPECTIONS", SECTION 1.7.7, "INTERFERENCE
20 WITH ENFORCEMENT", SECTION 1.7.8, "IMPERSONATION",
21 SECTION 1.7.9, "INVESTIGATIONS", SECTION 1.7.12 "STOP WORK
22 OR EVACUATION", SECTION 1.7.13, "STANDBY FIRE
23 PERSONNEL", OR SECTION 13.1.2, "FIRE PROTECTION
24 SYSTEMS" WITHOUT ISSUANCE OF A PRIOR NOTICE OF
25 VIOLATION. VIOLATIONS OF THESE SECTIONS MAY BE
26 ENFORCED BY PROCEEDING IMMEDIATELY WITH ANY OF THE
27 LEGAL REMEDIES AUTHORIZED BY THIS CODE, INCLUDING
28 WITHOUT LIMITATION CIVIL CITATIONS.

29 (38) *SECTION 1.16.6.*

30 ADD NEW *SECTION 1.16.6* AFTER *SECTION 1.16.5* AS FOLLOWS:

1 WHEN THERE IS ANY VIOLATION OF THIS SUBTITLE OR ANY
 2 ACTION TAKEN THERE UNDER, THE FIRE OFFICIAL MAY
 3 INSTITUTE APPROPRIATE ACTION TO PREVENT, ENJOIN,
 4 ~~ABATE~~ ABATE, OR REMOVE THE VIOLATION.
 5 ALTERNATIVELY AND IN ADDITION TO AND CONCURRENT
 6 WITH ALL OTHER REMEDIES PROVIDED BY LAW, THE FIRE
 7 OFFICIAL MAY ENFORCE THE PROVISIONS OF THIS SUBTITLE
 8 BY THE USE OF CIVIL PENALTIES PURSUANT TO TITLE 24,
 9 "CIVIL PENALTIES," OF THE HOWARD COUNTY CODE. A
 10 VIOLATION OF THIS CODE IS A CLASS C OFFENSE EXCEPT AS
 11 SET FORTH BELOW:
 12

SECTION	TITLE	CLASS
1.7.5	INSPECTIONS	A
1.7.7	INTERFERENCE WITH ENFORCEMENT	A
1.7.8	IMPERSONATION	A
1.7.9	INVESTIGATIONS	A
1.7.12	STOP WORK	A
1.7.13	STANDBY FIRE PERSONNEL	A
13.1.2	FIRE PROTECTION SYSTEMS	A
13.1.7	FIRE PROTECTION SYSTEMS	A
13.1.12	FIRE PROTECTION SYSTEMS	A

13
 14 (39) *SECTION 2.1.*

15 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
 16 GENERAL. THE DOCUMENTS LISTED IN THIS CHAPTER ARE
 17 REQUIREMENTS OF THIS CODE AS IF THEY WERE FULLY SET
 18 FORTH HEREIN.

19 (40) *SECTION 2.2.*

20 AT THE END OF THE FIRST SENTENCE, INSERT THE
 21 FOLLOWING LANGUAGE:
 22 DELETE THE REFERENCE TO NFPA 5000, BUILDING
 23 CONSTRUCTION AND SAFETY CODE 2003 EDITION. WHERE

1 THIS CODE REFERENCES THE NFPA 5000 2003 EDITION THE
2 CURRENT HOWARD COUNTY BUILDING CODE SHALL APPLY.

3 (41) SECTION 3.2.2.

4 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
5 AUTHORITY HAVING JURISDICTION (AHJ). FOR THE PURPOSES
6 OF THIS CODE THE AUTHORITY HAVING JURISDICTION IS THE
7 HOWARD COUNTY DEPARTMENT OF FIRE AND RESCUE
8 SERVICES.

9 (42) SECTION 3.3.2.

10 AT THE END OF THIS SECTION ADD THE FOLLOWING:
11 THE AHJ SHALL SPECIFY THE TYPE OF BOX OR DEVICE.

12 (43) SUBSECTION 3.3.24A.

13 ADD NEW SUBSECTION 3.3.24A AFTER SECTION 3.3.24 AS
14 FOLLOWS:
15 BULKHEAD DOOR. A TYPE OF DOOR ASSEMBLY COVERING
16 AN OPENING IN THE GROUND PROVIDING DIRECT ACCESS TO
17 A BASEMENT, THE FLOOR OF WHICH IS NOT MORE THAN 8
18 FEET BELOW GROUND LEVEL. THE DOOR CONSISTS OF
19 EITHER A SINGLE RIGID LEAF OR TWO OVERLAPPING RIGID
20 LEAVES, OR COVERS, WHICH NEED TO BE PUSHED OR LIFTED
21 UPWARD IN ORDER TO BE OPENED. AFTER OPENING THE
22 DOOR, A PERSON CAN WALK UP A SERIES OF STEPS TO
23 ESCAPE TO THE OUTSIDE.

24 (44) SUBSECTION 3.3.53A.

25 ADD NEW SUBSECTION 3.3.53A AFTER SECTION 3.3.53 AS
26 FOLLOWS:
27 BARBECUE GRILL. EQUIPMENT USED FOR OUTDOOR
28 COOKING THAT USES ELECTRICITY, CHARCOAL, LIQUID
29 PROPANE GAS, NATURAL GAS, OR OTHER FUEL FOR ITS HEAT
30 SOURCE. THE AHJ MAY APPROVE ELECTRIC GRILLS WHICH
31 DO NOT USE AN ALTERNATIVE FUEL SOURCE.

- 1 (45) *SUBSECTION 3.3.79A.*
2 ADD NEW *SUBSECTION 3.3.79A* AFTER *SECTION 3.3.79* AS
3 FOLLOWS:
4 FESTIVAL SEATING. A FORM OF AUDIENCE SPECTATOR
5 ACCOMMODATION IN WHICH NO SEATING, OTHER THAN A
6 FLOOR OR GROUND SURFACE, IS PROVIDED FOR THE
7 AUDIENCE GATHERED TO OBSERVE A PERFORMANCE.
- 8 (46) *SECTION 3.3.91.*
9 AT THE END OF THE LAST SENTENCE ADD “SUBJECT TO THE
10 REQUIREMENTS IN CHAPTER 65 OF THIS CODE”.
- 11 (47) *SECTION 3.3.116.*
12 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
13 IMMINENT DANGER. A CONDITION OR PRACTICE IN AN
14 OCCUPANCY, ~~STRUCTURE~~ STRUCTURE, OR AREA THAT POSES
15 A DANGER THAT COULD REASONABLY BE EXPECTED TO
16 CAUSE DEATH, PHYSICAL INJURY, OR DAMAGE TO PROPERTY.
- 17 (48) *SUBSECTION 3.3.138.5.*
18 DELETE THIS SUBSECTION.
- 19 (49) *SUBSECTION 3.3.138.5A.*
20 ADD NEW *SUBSECTION 3.3.138.5A* AFTER *SUBSECTION 3.3.138.4*
21 AS FOLLOWS:
22 FAMILY DAY-CARE HOME. A DAY-CARE HOME IN WHICH 8 OR
23 LESS CLIENTS RECEIVE CARE, MAINTENANCE, AND
24 SUPERVISION BY AN INDIVIDUAL OTHER THAN A RELATIVE
25 OR LEGAL GUARDIAN FOR LESS THAN 24 HOURS PER DAY,
26 GENERALLY WITHIN A DWELLING UNIT.
- 27 (50) *SUBSECTION 3.3.138.5B.*
28 ADD NEW *SUBSECTION 3.3.138.5B* AFTER *SUBSECTION 3.3.138.5A*
29 AS FOLLOWS:
30 GROUP DAY-CARE HOME. A DAY-CARE HOME IN WHICH NOT
31 LESS THAN 9, BUT NOT MORE THAN 12, CLIENTS RECEIVE

1 CARE, MAINTENANCE, AND SUPERVISION BY AN INDIVIDUAL
2 OTHER THAN A RELATIVE OR LEGAL GUARDIAN FOR LESS
3 THAN 24 HOURS PER DAY, GENERALLY WITHIN A DWELLING
4 UNIT.

5 (51) *SUBSECTION 3.3.138.6.*

6 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
7 DAY CARE OCCUPANCY. AN OCCUPANCY IN WHICH A CLIENT
8 RECEIVES CARE, MAINTENANCE, AND SUPERVISION BY AN
9 INDIVIDUAL OTHER THAN A RELATIVE OR LEGAL GUARDIAN,
10 FOR LESS THAN 24 HOURS PER DAY.

11 (52) *SUBSECTION 3.3.138.16.*

12 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
13 LODGING OR ROOMING HOUSES. A BUILDING OR PORTION
14 THEREOF THAT DOES NOT QUALIFY AS A ONE- OR TWO-
15 FAMILY DWELLING, THAT PROVIDES SLEEPING
16 ACCOMMODATIONS FOR 6 OR MORE PEOPLE ON A TRANSIENT
17 OR PERMANENT BASIS, WITHOUT PERSONAL CARE SERVICES,
18 WITH OR WITHOUT MEALS, BUT WITHOUT SEPARATE
19 COOKING FACILITIES FOR INDIVIDUAL OCCUPANTS.

20 (53) *SUBSECTION 3.3.138.22.*

21 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
22 RESIDENTIAL BOARD AND CARE OCCUPANCY. A BUILDING
23 OR PORTION THEREOF THAT IS USED FOR LODGING AND
24 BOARDING OF ~~SIX~~ 6 OR MORE RESIDENTS, NOT RELATED BY
25 BLOOD OR MARRIAGE TO THE OWNER OR OPERATOR, FOR
26 THE PURPOSE OF PROVIDING PERSONAL CARE SERVICES.

27 (54) *SUBSECTION 3.3.150A.*

28 ADD NEW *SUBSECTION 3.3.150A* AFTER *SECTION 3.3.150* AS
29 FOLLOWS:
30 PERSON:

- 1 (I) AN INDIVIDUAL, CORPORATION, FIRM, PARTNERSHIP,
2 ASSOCIATION, ORGANIZATION, ~~AND~~ OR ANY OTHER
3 GROUP ACTING AS A UNIT; ~~AND~~ OR
- 4 (II) AN EXECUTOR, ADMINISTRATOR, TRUSTEE, ~~RECEIVER~~
5 RECEIVER, OR OTHER REPRESENTATIVE APPOINTED
6 ACCORDING TO LAW.
- 7 (III) A FINE OR PENALTY IMPOSED ON A PARTNERSHIP OR
8 ASSOCIATION SHALL APPLY TO ALL PARTNERS AND
9 MEMBERS.
- 10 (IV) A FINE OR PENALTY IMPOSED ON A CORPORATION
11 SHALL APPLY TO DIRECTORS, ~~OFFICERS~~ OFFICERS, ~~AND~~
12 OR AGENTS THEREOF WHO ARE RESPONSIBLE FOR ANY
13 VIOLATION.

14 (55) *SECTION 3.3.167.*
15 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
16 RECREATIONAL FIRE. EXCEPT FOR THE BURNING OF
17 RUBBISH, THE NONCOMMERCIAL BURNING OF ANY
18 MATERIAL FOR PLEASURE, RELIGIOUS, CEREMONIAL,
19 COOKING, OR SIMILAR PURPOSES. THE AHJ SHALL APPROVE
20 ANY NONCOMMERCIAL BURNING AS DESCRIBED IN THIS
21 SECTION.

22 (56) *SUBSECTION 10.1.2.1.*
23 ADD NEW *SUBSECTION 10.1.2.1* AFTER *SECTION 10.1.2* AS
24 FOLLOWS:
25 WHEN PROVISIONS OF THE LIFE SAFETY CODE (NFPA 101)
26 CONFLICT WITH THIS CODE, THE REQUIREMENTS OF THIS
27 CODE SHALL APPLY.

28 (57) *SUBSECTION 10.1.5.1.*
29 ADD NEW *SUBSECTION 10.1.5.1* AFTER *SECTION 10.1.5* AS
30 FOLLOWS:

1 UNLESS OPEN FLAME DEVICES OR CANDLES MEET THE
2 REGULATIONS SET FORTH BY THE AHJ PURSUANT TO
3 SUBSECTION 10.1.5.2., A PERSON SHALL NOT USE OR ALLOW
4 TO BE USED, OPEN FLAMES OR BURNING CANDLES IN
5 CONNECTION WITH ANY PUBLIC MEETING OR GATHERING
6 FOR THE PURPOSE OF DELIBERATION, ENTERTAINMENT,
7 AMUSEMENT, INSTRUCTION, EDUCATION, RECREATION,
8 DISPLAY, OR SIMILAR PURPOSE IN ANY OCCUPANCY OPEN TO
9 THE PUBLIC, INCLUDING AN ASSEMBLY, ~~EDUCATIONAL~~
10 EDUCATIONAL, ~~AND OR~~ MERCANTILE OCCUPANCY. CANDLES
11 OR OPEN FLAME DEVICES MAY BE USED IN CONNECTION
12 WITH A WORSHIP SERVICE IN ANY PLACE OF WORSHIP IF IT IS
13 USED IN SUCH A MANNER AS NOT TO CREATE A HAZARDOUS
14 CONDITION, EMERGENCY, OR IMMINENT DANGER.

15 (58) *SUBSECTION 10.1.5.2.*

16 ADD NEW *SUBSECTION 10.1.5.2* AFTER *SUBSECTION 10.1.5.1* AS
17 FOLLOWS:

18 THE REGULATIONS SET FORTH IN SECTIONS 10.1.5.2.1
19 THROUGH 10.1.5.2.8 SHALL APPLY TO CANDLES, DISPOSABLE
20 OR REFILLABLE CARTRIDGES, OR OTHER OPEN FLAME
21 DECORATIVE LIGHTING.

22 (59) *SUBSECTION 10.1.5.2.1.*

23 ADD NEW *SUBSECTION 10.1.5.2.1* AFTER *SUBSECTION 10.1.5.2* AS
24 FOLLOWS:

25 CANDLES, DISPOSABLE OR REFILLABLE FUEL CARTRIDGES,
26 OR OTHER OPEN-FLAME DECORATIVE LIGHTING SHALL NOT
27 USE CLASS I, II, OR IIIA LIQUIDS OR LIQUEFIED PETROLEUM
28 GASES.

29 (60) *SUBSECTION 10.1.5.2.2.*

30 ADD NEW *SUBSECTION 10.1.5.2.2* AFTER *SUBSECTION 10.1.5.2.1*
31 AS FOLLOWS:

1 EXCEPT CANDLES, LIQUID OR SOLID FUELED LIGHTING
2 DEVICES SHALL HAVE A SELF-EXTINGUISHING CAPTIVE-FREE
3 FLOATING SNUFFING DEVICE AND SHALL NOT LEAK FUEL AT
4 A RATE OF MORE THAN 1/4 TEASPOON PER MINUTE IF TIPPED
5 OVER.

6 (61) *SUBSECTION 10.1.5.2.3.*

7 ADD NEW *SUBSECTION 10.1.5.2.3* AFTER *SUBSECTION 10.1.5.2.2*
8 AS FOLLOWS:

9 DEVICES OR HOLDERS SHALL BE CONSTRUCTED TO PREVENT
10 THE SPILLING OF LIQUID FUEL OR WAX AT THE RATE OF
11 MORE THAN 1/4 TEASPOON PER MINUTE WHEN THE DEVICE
12 OR HOLDER IS NOT IN AN UPRIGHT POSITION.

13 (62) *SUBSECTION 10.1.5.2.4.*

14 ADD NEW *SUBSECTION 10.1.5.2.4* AFTER *SUBSECTION 10.1.5.2.3*
15 AS FOLLOWS:

16 EXCEPT FOR UNITS THAT SELF-EXTINGUISH IF TIPPED OVER
17 AND DO NOT SPILL FUEL OR WAX AT THE RATE OF MORE
18 THAN 1/4 TEASPOON PER MINUTE IF TIPPED OVER, DEVICES
19 OR HOLDERS SHALL BE DESIGNED TO RETURN TO THE
20 UPRIGHT POSITION AFTER BEING TILTED TO AN ANGLE OF 45
21 DEGREES.

22 (63) *SUBSECTION 10.1.5.2.5.*

23 ADD NEW *SUBSECTION 10.1.5.2.5* AFTER *SUBSECTION 10.1.5.2.4*
24 AS FOLLOWS:

25 EXCEPT WHERE OPENINGS ON THE SIDES ARE NOT MORE
26 THAN 3/4 OF AN INCH IN DIAMETER, FLAMES OF CANDLES,
27 DISPOSABLE OR REFILLABLE FUEL CARTRIDGES, OR OTHER
28 OPEN-FLAME DECORATIVE LIGHTING SHALL BE ENCLOSED.
29 THE OPENING ON THE TOP AND THE DISTANCE TO THE TOP
30 SHALL BE SUCH THAT A SINGLE LAYER OF TISSUE PAPER
31 PLACED ON THE TOP WILL NOT IGNITE IN 10 SECONDS AND

1 THE FUEL CONTAINER SHALL HAVE NO MEANS OF ADJUSTING
2 THE HEIGHT OF THE FLAME

3 (64) *SECTION 10.1.5.2.6.*

4 ADD NEW *SUBSECTION 10.1.5.2.6* AFTER *SUBSECTION 10.1.5.2.5*
5 AS FOLLOWS:

6 EXCEPT WHERE AN OPEN FLAME DEVICE SELF-EXTINGUISHES
7 IF THE DEVICE IS TIPPED OVER, CHIMNEYS SHALL BE MADE
8 OF NON-COMBUSTIBLE MATERIAL AND SHALL BE SECURELY
9 ATTACHED TO THE OPEN-FLAME DEVICE.

10 (65) *SUBSECTION 10.1.5.2.7.*

11 ADD NEW *SUBSECTION 10.1.5.2.7* AFTER *SUBSECTION 10.1.5.2.6*
12 AS FOLLOWS:

13 DISPOSABLE OR REFILLABLE LIQUID FUEL CARTRIDGES
14 SHALL NOT BE UNDER PRESSURE AND SHALL BE SAFELY
15 SEALED FOR STORAGE. THE FUEL CONTAINER SHALL BE
16 SEALED SO THAT IT CANNOT BE REFILLED ON THE PREMISES
17 AND SO THAT THE BURNER ASSEMBLY CANNOT BE REMOVED
18 FROM THE FUEL CONTAINER.

19 (66) *SUBSECTION 10.1.5.2.8.*

20 ADD NEW *SUBSECTION 10.1.5.2.8* AFTER *SUBSECTION 10.1.5.2.7*
21 AS FOLLOWS:

22 CHIMNEY SHADES, IF USED, SHALL BE MADE OF NON-
23 COMBUSTIBLE MATERIALS AND SECURELY ATTACHED TO
24 THE OPEN-FLAME DEVICE HOLDER OR CHIMNEY.

25 (67) *SECTION 10.10.5.*

26 ADD NEW *SECTION 10.10.5* AFTER *SECTION 10.10.4* AS
27 FOLLOWS:

28 IN ADDITION TO THE REQUIREMENTS SET FORTH IN THIS
29 SECTION, THE REQUIREMENTS OF TITLE 12, SUBTITLE 6 OF
30 THE HOWARD COUNTY CODE SHALL APPLY.

31 (68) *SECTION 10.11.1.*

1 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
2 EXCEPT IN ACCORDANCE WITH SECTION 12.108 OF THE
3 HOWARD COUNTY CODE, OPEN FIRES ARE PROHIBITED.

4 (69) *SUBSECTION 10.11.1.1.*

5 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
6 WRITTEN PERMISSION SHALL BE OBTAINED FROM THE AHJ
7 FOR RECREATIONAL FIRES.

8 (70) *SUBSECTIONS 10.11.1.3 AND 10.11.1.4.*

9 DELETED THESE SUBSECTIONS.

10 (71) *SUBSECTION 10.11.2.1.*

11 DELETED THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
12 THE AHJ SHALL ADOPT REGULATIONS GOVERNING THE USE
13 OF RECREATIONAL FIRES.

14 (72) *SUBSECTIONS 10.11.2.3 AND 10.11.2.4.*

15 DELETED THESE SUBSECTIONS.

16 (73) *SECTION 10.11.3.*

17 DELETED THIS SECTION.

18 (74) *SECTION 10.11.7.*

19 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
20 A BARBECUE GRILL, HIBACHI, GAS-FIRED GRILL, CHARCOAL
21 GRILL, OR OTHER SIMILAR DEVICE USED FOR COOKING,
22 HEATING, OR ANY OTHER PURPOSE, SHALL NOT BE USED OR
23 KINDLED ON ANY BALCONY OR UNDER ANY OVERHANGING
24 PORTION OR WITHIN 15 FEET OF ANY STRUCTURE. AN
25 ELECTRIC GRILL WHICH DOES NOT USE AN ALTERNATIVE
26 FUEL MAY BE APPROVED BY THE AHJ.

27 (75) *SECTION 10.12.1.*

28 DELETED THIS SECTION AND SUBSTITUTE THE FOLLOWING:
29 ACCESS BOX. WHEN ACCESS TO OR WITHIN A STRUCTURE IS
30 DIFFICULT BECAUSE OF SECURITY, THE AHJ MAY REQUIRE
31 THE INSTALLATION OF AN ACCESS BOX IN AN ACCESSIBLE

1 LOCATION. THE TYPE OF ACCESS BOX USED SHALL BE
2 SPECIFIED BY THE AHJ.

3 (76) *SECTION 10.12.2.*

4 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
5 ACCESS TO GATED SUBDIVISIONS OR DEVELOPMENTS. THE
6 AHJ MAY REQUIRE FIRE DEPARTMENT ACCESS TO A GATED
7 SUBDIVISION OR DEVELOPMENT THROUGH THE USE OF AN
8 APPROVED DEVICE OR SYSTEM.

9 (77) *SUBSECTION 10.13.1.1.*

10 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
11 THE OWNER OF A STRUCTURE SHALL DISPLAY ARABIC
12 NUMBERS DESIGNATING THE ADDRESS ASSIGNED TO THE
13 STRUCTURE BY THE HOWARD COUNTY DEPARTMENT OF
14 PLANNING AND ZONING. NUMBERS SHALL BE AT LEAST 3
15 INCHES HIGH FOR SINGLE-FAMILY DETACHED AND
16 ATTACHED RESIDENCES AND 6 INCHES HIGH FOR
17 COMMERCIAL, INDUSTRIAL AND MULTI-FAMILY
18 STRUCTURES. NUMBERS SHALL BE POSTED ON A
19 CONTRASTING BACKGROUND AND DISPLAYED IN A
20 CONSPICUOUS PLACE THAT IS UNOBSTRUCTED AND CLEARLY
21 VISIBLE FROM THE STREET NAMED IN THE OFFICIAL
22 ADDRESS OF THE STRUCTURE. WHERE A STRUCTURE HAS
23 MORE THAN ONE ADDRESS OR WHERE MORE THAN ONE
24 STRUCTURE SHARE A COMMON ENTRY OR DRIVEWAY,
25 NUMBERS SHALL DESIGNATE THE ADDRESSES IN SEQUENCE.

26 (78) *SECTION 10.14.4.*

27 ADD NEW *SECTION 10.14.4* AFTER *SECTION 10.14.3* AS
28 FOLLOWS:

29 A BUILDING OR STRUCTURE IS A FIRE HAZARD IF THE
30 BUILDING OR STRUCTURE OR ANY PORTION OF THE BUILDING
31 OR STRUCTURE IS VACANT AND UNSECURED.

1 (79) SECTION 10.14.5.
2 ADD NEW SECTION 10.14.5 AFTER SECTION 10.14.4 AS
3 FOLLOWS:
4 THE AHJ MAY REQUIRE ALL UTILITIES TO BE DISCONNECTED
5 IN A VACANT BUILDING OR STRUCTURE.

6 (80) SECTION 10.14.6.
7 ADD NEW SECTION 10.14.6 AFTER SECTION 10.14.5 AS
8 FOLLOWS:
9 THE AHJ MAY ADOPT ADDITIONAL REGULATIONS
10 GOVERNING VACANT STRUCTURES.

11 (81) SECTION 10.15.1.
12 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
13 EXCEPT NATURAL CUT CHRISTMAS TREES, COMBUSTIBLE
14 VEGETATION SHALL BE IN ACCORDANCE WITH THE
15 PROVISIONS OF THIS CODE.

16 (82) SUBSECTION 10.15.1.1.
17 ADD NEW SUBSECTION 10.15.1.1 AFTER SECTION 10.15.1 AS
18 FOLLOWS:
19 NATURAL CUT CHRISTMAS TREES SHALL BE USED IN
20 ACCORDANCE WITH THE GUIDELINES OF THE OFFICE OF THE
21 MARYLAND STATE FIRE MARSHAL OR THE AHJ.

22 (83) TABLE 10.15.1.
23 DELETE THIS TABLE.

24 (84) SECTION 10.15.2.
25 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
26 IN ANY OCCUPANCY, UPON THE DETERMINATION BY THE AHJ
27 THAT ADEQUATE SAFEGUARDS ARE PROVIDED BASED ON
28 THE QUANTITY AND NATURE OF THE COMBUSTIBLE
29 VEGETATION, A LIMITED QUANTITY OF COMBUS TIBLE
30 VEGETATION SHALL BE PERMITTED.

31 (85) SUBSECTION 10.15.10.1.

1 ADD THE FOLLOWING AT THE END OF THIS SUBSECTION:
2 IN ACCORDANCE WITH SECTION 17.106 OF THE HOWARD
3 COUNTY CODE.

4 (86) *SECTION 10.17.1.*

5 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
6 OUTSIDE STORAGE OF COMBUSTIBLE OR FLAMMABLE
7 MATERIAL SHALL NOT BE LOCATED WITHIN 15 FEET OF A
8 PROPERTY LINE, BUILDING, OR STRUCTURE. THE VOLUME OF
9 MATERIAL SHALL NOT EXCEED 2,500 CUBIC FEET.

10 (87) *SUBSECTION 10.17.1.1.*

11 ADD NEW *SUBSECTION 10.17.1.1* AFTER *SECTION 10.17.1* AS
12 FOLLOWS:
13 THE AREA OF OUTSIDE STORAGE SHALL BE ENCLOSED BY A
14 SECURITY FENCE AT LEAST 6 FEET IN HEIGHT.

15 (88) *SUBSECTION 10.17.1.2.*

16 ADD NEW *SUBSECTION 10.17.1.2* AFTER *SUBSECTION 10.17.1.1* AS
17 FOLLOWS:
18 OUTSIDE STORAGE OF FLAMMABLE MATERIAL WHICH
19 EXCEEDS 2,500 CUBIC FEET IN VOLUME SHALL MEET THE
20 REQUIREMENTS IN THIS CODE FOR THE STORAGE OF THE
21 SPECIFIC MATERIAL.

22 (89) *SUBSECTION 10.17.1.3.*

23 ADD NEW *SUBSECTION 10.17.1.3* AFTER *SUBSECTION 10.17.1.2* AS
24 FOLLOWS:
25 RUBBER TIRES. THE DISTANCE SEPARATING A TIRE STORAGE
26 AREA FROM A PROPERTY LINE, BUILDING, STRUCTURE, OR
27 OTHER EXPOSURE SHALL BE AS SPECIFIED IN THE
28 FOLLOWING TABLE:

29

Maximum No. of Tires Stored	Minimum Separation Distance
500	25 ft.

1000	50 ft.
1500	75 ft.

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(90) *SUBSECTION 10.17.1.4.*

ADD NEW *SUBSECTION 10.17.1.4* AFTER *SUBSECTION 10.17.1.3* AS FOLLOWS:

RUBBER TIRE STORAGE SHALL ALSO MEET THE FOLLOWING REQUIREMENTS:

- (1) TIRES SHALL NOT BE STORED IN VERTICAL STACKS;
- (2) A STORAGE PILE SHALL NOT EXCEED 10 FEET IN HEIGHT;
- (3) STORAGE EXCEEDING 1,500 TIRES SHALL MEET THE REQUIREMENTS OF NFPA 230, ANNEX F.; AND
- (4) FOR VOLUME CALCULATIONS, IT IS ASSUMED THAT EACH TIRE HAS A VOLUME OF 2.5 CUBIC FEET.

(91) *SECTION 10.17.2.*

DELETE THIS SECTION.

(92) *SUBSECTION 11.1.2.1.*

ADD NEW *SUBSECTION 11.1.2.1* AFTER *SECTION 11.1.2* AS FOLLOWS:

AN ELECTRICAL APPLIANCE, FIXTURE, ~~AND~~ OR CONSUMER PRODUCT SHALL NOT BE SOLD OR USED UNLESS IT IS CLEARLY LABELED, ~~MARKED~~ MARKED, OR STAMPED WITH THE SYMBOL OF AN ELECTRICAL TESTING LABORATORY WHICH IS CERTIFIED BY THE MARYLAND OFFICE OF THE STATE FIRE MARSHAL.

(93) *SUBSECTION 11.1.2.2.*

ADD NEW *SUBSECTION 11.1.2.2* AFTER *SUBSECTION 11.1.2.1* AS FOLLOWS:

A MINIMUM CLEAR SPACE OF 36 INCHES SHALL BE MAINTAINED IN FRONT OF ALL ELECTRICAL SERVICE EQUIPMENT. THE CLEAR SPACE SHALL BE MAINTAINED ON

1 ALL SIDES OF THE EQUIPMENT IF ACCESS TO THESE AREAS IS
2 REQUIRED.

3 (94) *SUBSECTION 11.5.2.4.*

4 ADD NEW *SUBSECTION 11.5.2.4* AFTER *SUBSECTION 11.5.2.3* AS
5 FOLLOWS:

6 KEROSENE HEATERS ARE PROHIBITED IN THE FOLLOWING
7 OCCUPANCIES: EDUCATIONAL, DAYCARE, HOTELS AND
8 MOTELS, PLACES OF ASSEMBLY, HEALTH CARE, BOARD AND
9 CARE, ROOMING AND LODGING, MULTI-FAMILY RESIDENTIAL,
10 AND OTHER OCCUPANCIES OR SITUATIONS WHERE THE USE
11 OR OPERATION OF KEROSENE HEATERS COULD CREATE AN
12 EMERGENCY OR IMMINENT DANGER.

13 (95) *SECTION 13.1.2.*

14 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
15 THE PROPERTY OWNER SHALL BE RESPONSIBLE FOR THE
16 PROPER INSTALLATION, TESTING, AND MAINTENANCE OF THE
17 EQUIPMENT AND SYSTEM.

18 (96) *SUBSECTION 13.1.3.1.*

19 ADD NEW *SUBSECTION 13.1.3.1* AFTER *SECTION 13.1.3* AS
20 FOLLOWS:

21 UNLESS OTHERWISE APPROVED BY THE AHJ, A FIRE
22 DEPARTMENT CONNECTION FOR FIRE PROTECTION SYSTEMS
23 SHALL BE:

- 24 (I) LOCATED ON THE SIDE OF THE STRUCTURE
25 DISPLAYING THE ADDRESS;
- 26 (II) MARKED IN THE MANNER REQUIRED BY THE AHJ; AND
- 27 (III) LOCATED WITHIN 100 FEET OF A FIRE HYDRANT.

28 (97) *SECTION 13.1.4.*

29 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
30 A MINIMUM CLEAR SPACE OF 15 FEET SHALL BE MAINTAINED
31 TO PERMIT ACCESS TO AND OPERATION OF FIRE PROTECTION

1 EQUIPMENT, A FIRE DEPARTMENT INLET CONNECTION, OR A
2 FIRE PROTECTION SYSTEM CONTROL VALVE. AN
3 OBSTRUCTION OR CONDITION WHICH DETERS OR HINDERS
4 ACCESS BY THE CODE OFFICIAL IS PROHIBITED.

5 (98) *SECTION 13.1.12.*

6 ADD NEW *SECTION 13.1.12* AFTER *SECTION 13.1.11* AS
7 FOLLOWS:

8 EXCEPT FOR A PERSON PERFORMING INSTALLATION,
9 MAINTENANCE, AND REPAIR, A PERSON SHALL NOT TAMPER
10 WITH OR RENDER INOPERABLE ANY FIRE PROTECTION OR
11 LIFE SAFETY SYSTEM

12 (99) *SECTION 13.1.13.*

13 ADD NEW *SECTION 13.1.13* AFTER *SECTION 13.1.12* AS
14 FOLLOWS:

15 A VIOLATION OF EITHER SECTION 13.1.7 OR 13.1.12 IS A
16 MISDEMEANOR AND, UPON CONVICTION, IS SUBJECT TO A
17 FINE, NOT EXCEEDING \$1,000, OR IMPRISONMENT, NOT
18 EXCEEDING 30 DAYS, OR BOTH. ALTERNATIVELY, OR IN
19 ADDITION TO CONCURRENT WITH ALL REMEDIES PROVIDED
20 BY LAW OR EQUITY, THE FIRE OFFICIAL MAY ENFORCE THIS
21 SECTION WITH CIVIL PENALTIES PURSUANT TO TITLE 24 OF
22 THE ~~HOWARD COUNTY CODE. A VIOLATION OF THESE~~
23 ~~SECTION IS A CLASS A OFFENSE.~~ HOWARD COUNTY CODE. A
24 VIOLATION OF EITHER SECTION IS A CLASS A OFFENSE.

25 (100) *SUBSECTION 13.2.2.1.*

26 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
27 WHERE REQUIRED BY THIS CODE, THE HOWARD COUNTY
28 BUILDING CODE, OR THE REFERENCED CODES AND
29 STANDARDS LISTED IN CHAPTER 2, STANDPIPE SYSTEMS
30 SHALL BE INSTALLED IN ACCORDANCE WITH 13.2.1.

31 (101) *SUBSECTION 13.2.2.2.*

1 ADD THE FOLLOWING AT THE END OF THIS SUBSECTION:

2 (I) IN AN AUTOMOBILE PARKING GARAGE WHERE THE AHJ
3 DETERMINES THERE IS INADEQUATE FIRE SERVICE
4 ACCESS.

5 (102) *SUBSECTION 13.3.2.2.*

6 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

7 IN A NEW NONRESIDENTIAL BUILDING, A BASEMENT
8 EXCEEDING 2,500 SQUARE FEET SHALL BE PROTECTED
9 THROUGHOUT BY AN APPROVED AUTOMATIC SPRINKLER
10 SYSTEM. IN AN EXISTING NONRESIDENTIAL BUILDING, A
11 BASEMENT EXCEEDING 2,500 SQUARE FEET SHALL CONTAIN
12 AN AUTOMATIC SPRINKLER SYSTEM WHEN A LIFE SAFETY
13 EVALUATION IS COMPLETED AND THE AHJ DETERMINES,
14 BASED ON THE LIFE SAFETY EVALUATION, THAT AN
15 IMMINENT DANGER EXISTS.

16 (103) *SUBSECTION 13.3.2.4.1.*

17 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

18 A BUILDING CONTAINING AN ASSEMBLY OCCUPANCY WITH
19 AN OCCUPANT LOAD OF MORE THAN 100 PERSONS SHALL BE
20 PROTECTED BY AN APPROVED, SUPERVISED AUTOMATIC
21 SPRINKLER SYSTEM AS FOLLOWS:

22 (I) THROUGHOUT THE STORY CONTAINING THE ASSEMBLY
23 OCCUPANCY;

24 (II) THROUGHOUT ALL STORIES BELOW THE STORY
25 CONTAINING THE ASSEMBLY OCCUPANCY; AND

26 (III) IN THE CASE OF AN ASSEMBLY OCCUPANCY LOCATED
27 BELOW THE LEVEL OF EXIT DISCHARGE, THROUGHOUT
28 ALL STORIES INTERVENING BETWEEN THE STORY
29 WHICH CONTAINS THE ASSEMBLY OCCUPANCY AND
30 THE LEVEL OF EXIT DISCHARGE, INCLUDING THE
31 LEVEL OF EXIT DISCHARGE.

1 (104) *SUBSECTION 13.3.2.4.2.*

2 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
3 THE REQUIREMENTS OF 13.3.2.4.1 SHALL NOT APPLY TO THE
4 FOLLOWING:

5 (I) AN ASSEMBLY OCCUPANCY THAT IS LESS THAN 5,000
6 SQUARE FEET IN AREA AND WHICH HAS AN OCCUPANT
7 LOAD OF LESS THAN 100 PERSONS;

8 (II) A GYMNASIUM, SKATING RINK, OR SWIMMING POOL
9 THAT IS LESS THAN 5,000 SQUARE FEET IN AREA AND
10 THAT IS USED EXCLUSIVELY FOR PARTICIPANT SPORTS
11 WITH AUDIENCE FACILITIES FOR LESS THAN 100
12 PERSONS;

13 (III) IN AN UNENCLOSED STADIUM OR ARENA, A LOCATION
14 CONTAINING LESS THAN 5,000 SQUARE FEET IN AREA:

15 A. OVER THE FLOOR AREA USED FOR CONTEST,
16 PERFORMANCE, OR ENTERTAINMENT;

17 B. OVER A SEATING AREA; OR

18 C. OVER AN OPEN-AIR CONCOURSE WHERE AN
19 APPROVED ENGINEERING ANALYSIS
20 SUBSTANTIATES THE INEFFECTIVENESS OF THE
21 SPRINKLER PROTECTION DUE TO BUILDING
22 HEIGHT AND COMBUSTIBLE LOADING; OR

23 (IV) IN AN UNENCLOSED STADIUM OR ARENA:

24 A. IN PRESS BOXES ~~LESS~~ CONTAINING LESS THAN
25 1,000 SQUARE FEET IN AREA;

26 B. IN STORAGE FACILITIES CONTAINING LESS THAN
27 1,000 SQUARE FEET IN AREA IF THE AREA IS
28 ENCLOSED WITH MORE THAN 1-HOUR FIRE
29 RESISTANCE RATED CONSTRUCTION; OR

30 C. IN ENCLOSED AREAS UNDERNEATH
31 GRANDSTANDS.

1 (105) *SUBSECTIONS 13.3.2.4.4.2 AND 13.3.2.4.4.3.*

2 DELETE THESE SUBSECTIONS.

3 (106) *SUBSECTION 13.3.2.5.1.*

4 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

5 THE OWNER OF AN EXISTING PLACE OF ASSEMBLY WITH AN
6 OCCUPANT LOAD OF 100 OR MORE PERSONS THAT IS
7 CLASSIFIED AS A BAR, DANCE HALL, DISCOTHEQUE, NIGHT
8 CLUB, OR PLACE OF ASSEMBLY WITH FESTIVAL SEATING
9 SHALL SUBMIT A PLAN TO THE AHJ FOR PROTECTING THE
10 OCCUPANCY WITH AN APPROVED AUTOMATIC SPRINKLER
11 SYSTEM. THE AHJ MAY REQUIRE A PLAN FOR INSTALLING AN
12 AUTOMATIC SPRINKLER SYSTEM IN A PLACE OF ASSEMBLY
13 WITH AN OCCUPANT LOAD OF LESS THAN 100 PERSONS WHEN
14 A LIFE SAFETY EVALUATION IS COMPLETED AND THE AHJ
15 DETERMINES, BASED ON THE LIFE SAFETY EVALUATION,
16 THAT AN IMMINENT DANGER EXISTS. WHEN A PLAN FOR
17 INSTALLING AUTOMATIC SPRINKLER SYSTEMS IS REQUIRED,
18 THE PLAN SHALL BE SUBMITTED TO THE AHJ WITHIN 180
19 DAYS OF RECEIPT OF A NOTICE TO COMPLY. THE PLAN
20 SHALL INCLUDE A STATEMENT OF INTENT TO COMPLY AND A
21 PROPOSED COMPLETION DATE. THE COMPLETION DATE MAY
22 NOT EXCEED 12 YEARS FROM THE DATE OF APPROVAL OF
23 THE PLAN. THE AHJ SHALL TAKE ACTION ON THE PLAN
24 WITHIN 60 DAYS OF THE DATE OF SUBMISSION. THE AHJ MAY
25 APPROVE, APPROVE WITH MODIFICATIONS OR DISAPPROVE
26 THE PLAN. THE DECISION OF THE AHJ SHALL BE IN WRITING.
27 THE COMPLETION DATE SHALL BE WITHIN 12 YEARS OF THE
28 DATE OF PLAN APPROVAL UNLESS THE AHJ DETERMINES
29 THAT AN IMMINENT DANGER EXISTS BASED ON A LIFE
30 SAFETY EVALUATION.

31 (107) *SUBSECTIONS 13.3.2.5.4.2 THROUGH 13.3.2.5.4.3.*

1 DELETE THESE SUBSECTIONS.

2 (108) *SUBSECTION 13.3.2.6 THROUGH 13.3.2.15.*

3 DELETE THESE SUBSECTIONS AND SUBSTITUTE THE
4 FOLLOWING:

5 A NEW EDUCATIONAL OCCUPANCY, HEALTH CARE FACILITY,
6 DETENTION AND CORRECTION FACILITY, HOTEL AND
7 DORMITORY, OR APARTMENT BUILDING SHALL MEET THE
8 REQUIREMENTS OF THE HOWARD COUNTY BUILDING CODE.
9 THE AHJ MAY REQUIRE INSTALLATION OF AN APPROVED
10 AUTOMATIC SPRINKLER SYSTEM IN AN EXISTING
11 EDUCATIONAL OCCUPANCY, HEALTH CARE OCCUPANCY,
12 DETENTION AND CORRECTION FACILITY, HOTEL AND
13 DORMITORY, OR APARTMENT BUILDING WHEN A LIFE SAFETY
14 EVALUATION IS COMPLETED AND THE AHJ DETERMINES,
15 BASED ON THE LIFE SAFETY EVALUATION, THAT AN
16 ~~EMERGENCY~~ IMMINENT DANGER EXISTS OR WHEN REQUIRED
17 BY NFPA 101, LIFE SAFETY CODE.

18 (109) *SUBSECTION 13.3.2.16.1.*

19 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
20 EXCEPT AS PROVIDED IN SUBSECTION 13.3.2.16.2, A NEW
21 LODGING OR ROOMING HOUSE SERVING 6 OR MORE
22 OCCUPANTS SHALL BE PROTECTED THROUGHOUT BY AN
23 APPROVED AUTOMATIC SPRINKLER SYSTEM. AN AUTOMATIC
24 SPRINKLER SYSTEM MAY BE REQUIRED IN AN EXISTING
25 LODGING OR ROOMING HOUSE SERVING 6 OR MORE
26 RESIDENTS WHEN A LIFE SAFETY EVALUATION IS
27 COMPLETED AND THE AHJ DETERMINES, BASED ON THE LIFE
28 SAFETY EVALUATION, THAT AN IMMINENT DANGER EXISTS.

29 (110) *SUBSECTION 13.3.2.16.2.*

30 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

1 IN A BUILDING CONTAINING LESS THAN 5,000 SQUARE FEET IN
2 GROSS FLOOR AREA AND DESIGNED FOR FEWER THAN 6
3 RESIDENTS, AN AUTOMATIC SPRINKLER SYSTEM SHALL NOT
4 BE REQUIRED WHERE EVERY SLEEPING ROOM HAS A DOOR
5 OPENING DIRECTLY TO THE OUTSIDE OF THE BUILDING AT
6 STREET OR GROUND LEVEL, OR HAS A DOOR OPENING
7 DIRECTLY TO THE OUTSIDE LEADING TO AN EXTERIOR
8 STAIRWAY.

9 (111) *SUBSECTION 13.3.2.17.1.1.*

10 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
11 A BUILDING WITH AN OCCUPANT LOAD OF 6 OR MORE
12 RESIDENTS SHALL BE PROTECTED THROUGHOUT BY AN
13 APPROVED AUTOMATIC SPRINKLER SYSTEM.

14 (112) *SUBSECTION 13.3.2.17.2.2.*

15 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
16 IN A CONVERSION, AN AUTOMATIC SPRINKLER SYSTEM
17 SHALL NOT BE REQUIRED IN A BOARD AND CARE HOME,
18 SERVING 5 OR FEWER RESIDENTS, WHEN ALL OCCUPANTS
19 HAVE THE ABILITY AS A GROUP TO MOVE RELIABLY TO A
20 POINT OF SAFETY WITHIN 3 MINUTES.

21 (113) *SUBSECTION 13.3.2.18.1.1.*

22 ADD NEW PARAGRAPH (D) FOLLOWING AFTER PARAGRAPH
23 (C) AS FOLLOWS:

24 AN AUTOMATIC SPRINKLER SYSTEM MAY BE REQUIRED IN
25 AN EXISTING FACILITY WHEN A LIFE SAFETY EVALUATION IS
26 COMPLETED AND THE AHJ DETERMINES, BASED ON THE LIFE
27 SAFETY EVALUATION, THAT AN IMMINENT DANGER EXISTS
28 WITHOUT THE INSTALLATION OF AN AUTOMATIC SPRINKLER
29 SYSTEM.

30 (114) *SUBSECTION 13.3.2.19.1(2).*

31 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

1 THROUGHOUT A NEW MERCANTILE OCCUPANCY EXCEEDING
2 5,000 SQUARE FEET IN GROSS AREA;

3 (115) *SUBSECTION 13.3.2.20.1.*

4 ADD NEW PARAGRAPH (5) AS FOLLOWS:

5 AN AUTOMATIC SPRINKLER SYSTEM MAY BE REQUIRED IN
6 AN EXISTING MERCANTILE OCCUPANCY WHEN A LIFE
7 SAFETY EVALUATION IS COMPLETED AND THE AHJ
8 DETERMINES, BASED ON THE LIFE SAFETY EVALUATION,
9 THAT AN IMMINENT DANGER EXISTS WITHOUT THE
10 INSTALLATION OF AN AUTOMATIC SPRINKLER SYSTEM.

11 (116) *SUBSECTION 13.3.2.21.*

12 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

13 UNDERGROUND AND WINDOWLESS STRUCTURES. AN
14 UNDERGROUND OR LIMITED ACCESS STRUCTURE THAT HAS
15 LESS THAN 5,000 SQUARE FEET OF GROSS FLOOR ~~AREA~~, AREA
16 AND ALL AREAS AND FLOOR LEVELS TRAVERSED IN
17 TRAVELING TO THE EXIT DISCHARGE, SHALL BE PROTECTED
18 BY AN APPROVED, SUPERVISED AUTOMATIC SPRINKLER
19 SYSTEM IN ACCORDANCE WITH SECTION 13.3, UNLESS THE
20 UNDERGROUND OR LIMITED ACCESS STRUCTURE MEETS ONE
21 OF THE FOLLOWING CRITERIA:

22 (I) IT HAS AN OCCUPANT LOAD OF LESS THAN 50 PERSONS
23 IN NEW UNDERGROUND OR LIMITED ACCESS PORTIONS
24 OF THE STRUCTURE;

25 (II) IT HAS AN OCCUPANT LOAD OF LESS THAN 100
26 PERSONS IN EXISTING UNDERGROUND OR LIMITED
27 ACCESS PORTIONS OF THE STRUCTURE; OR

28 (III) IT IS A SINGLE-STORY UNDERGROUND OR LIMITED
29 ACCESS STRUCTURE THAT IS PERMITTED TO HAVE A
30 SINGLE EXIT PER CHAPTER 12 THROUGH CHAPTER 42

1 NFPA 101, WITH A COMMON PATH OF TRAVEL NOT
2 GREATER THAN 50 FT.

3 (117) *SUBSECTION 13.3.2.21.1.*

4 ADD NEW *SUBSECTION 13.3.2.21.1* AFTER *SUBSECTION 13.3.2.21*
5 AS FOLLOWS:

6 AN AUTOMATIC SPRINKLER SYSTEM MAY BE REQUIRED IN
7 AN EXISTING UNDERGROUND OR WINDOWLESS STRUCTURE
8 WHEN A LIFE SAFETY EVALUATION IS COMPLETED AND THE
9 AHJ DETERMINES, BASED ON THE LIFE SAFETY EVALUATION,
10 THAT AN IMMINENT DANGER EXISTS.

11 (118) *SUBSECTION 13.3.2.22.2.3.*

12 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
13 THE AHJ SHALL DETERMINE A COMPLETION DATE FOR THE
14 INSTALLATION OF AN APPROVED AUTOMATIC SPRINKLER
15 SYSTEM THAT DOES NOT EXCEED 12 YEARS FROM THE DATE
16 OF THE APPROVAL OF THE INTENT TO COMPLY.

17 (119) *SUBSECTION 13.3.2.23.*

18 DELETE THE TITLE AND SUBSTITUTE "NEW AND EXISTING
19 STORAGE OCCUPANCIES."

20 (120) *SUBSECTION 13.3.2.23.2.*

21 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
22 GENERAL STORAGE. AN AUTOMATIC SPRINKLER SYSTEM
23 SHALL BE INSTALLED THROUGHOUT ALL NEW OCCUPANCIES
24 CONTAINING AREAS GREATER THAN 5,000 SQUARE FEET FOR
25 THE STORAGE OF COMBUSTIBLES.

26 (121) *SUBSECTION 13.3.2.23.4.*

27 ADD NEW *SUBSECTION 13.3.2.23.4* AFTER *SUBSECTION 13.3.2.23.3*
28 AS FOLLOWS:

29 AN AUTOMATIC SPRINKLER SYSTEM MAY BE REQUIRED IN
30 AN EXISTING STORAGE OCCUPANCY WHEN A LIFE SAFETY
31 EVALUATION IS COMPLETED AND THE AHJ DETERMINES,

1 BASED ON THE LIFE SAFETY EVALUATION, THAT AN
2 IMMINENT DANGER EXISTS.

3 (122) *SUBSECTION 13.3.2.24.1.*

4 ADD NEW *SUBSECTION 13.3.2.24.1* AFTER *SUBSECTION 13.3.2.24*
5 AS FOLLOWS:

6 A NEW OR EXISTING DAY CARE HOME WITH 12 OR FEWER
7 CLIENTS IS NOT REQUIRED TO BE PROTECTED BY AUTOMATIC
8 SPRINKLER SYSTEMS.

9 (123) *SUBSECTION 13.3.2.24.2.*

10 ADD NEW *SUBSECTION 13.3.2.24.2* AFTER *SUBSECTION 13.3.2.24.1*
11 AS FOLLOWS:

12 A NEW DAY CARE OCCUPANCY WITH MORE THAN 12 CLIENTS
13 SHALL BE PROTECTED THROUGHOUT BY AN APPROVED
14 AUTOMATIC SPRINKLER SYSTEM.

15 (124) *SUBSECTION 13.3.2.24.3.*

16 ADD NEW *SUBSECTION 13.3.2.24.3* AFTER *SUBSECTION 13.3.2.24.2*
17 AS FOLLOWS:

18 AN AUTOMATIC SPRINKLER SYSTEM MAY BE REQUIRED IN
19 AN EXISTING DAY CARE OCCUPANCY SERVING MORE THAN
20 12 CLIENTS WHEN A LIFE SAFETY EVALUATION IS
21 COMPLETED AND THE AHJ DETERMINES, BASED ON THE LIFE
22 SAFETY EVALUATION, THAT AN IMMINENT DANGER EXISTS.

23 (125) *SUBSECTION 13.6.1.1.*

24 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
25 UNLESS THE AHJ SHALL APPROVE AN ALTERNATIVE FEATURE
26 OR REQUIREMENT THAT PROVIDES THE SAME LEVEL OF
27 PROTECTION OF FIRE SAFETY AS THIS CODE, THE
28 INSTALLATION, MAINTENANCE, SELECTION, AND
29 DISTRIBUTION OF A PORTABLE FIRE EXTINGUISHER SHALL BE
30 IN ACCORDANCE WITH NFPA 10, *STANDARD FOR PORTABLE*

1 *FIRE EXTINGUISHERS*, SECTION 13.6 AND THE PUBLIC SAFETY
2 ARTICLE OF THE ANNOTATED CODE OF MARYLAND.

3 (126) *SUBSECTION 13.7.1.4.8.6.1.*

4 ADD NEW *SUBSECTION 13.7.1.4.8.6.1* AFTER *SUBSECTION*
5 *13.7.1.4.8.6.1* AS FOLLOWS:

6 THE AHJ SHALL APPROVE A DEVICE TO PREVENT FALSE
7 ALARMS THAT IS ADDED TO A MANUAL FIRE ALARM BOX OR
8 PULL STATION.

9 (127) *SUBSECTION 13.7.1.4.9.6.*

10 ADD NEW *SUBSECTION 13.7.1.4.9.6* AFTER *SUBSECTION*
11 *13.7.1.4.9.5* AS FOLLOWS:

12 A SINGLE STATION OR MULTIPLE STATION SMOKE ALARM
13 SHALL MEET THE REQUIREMENTS SET FORTH IN THE PUBLIC
14 SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND
15 AND THE HOWARD COUNTY BUILDING CODE.

16 (128) *SUBSECTION 13.7.4.7.7.*

17 ADD NEW *SUBSECTION 13.7.4.7.7* AFTER *SUBSECTION 13.7.4.7.6*
18 AS FOLLOWS:

19 A RESIDENTIAL UNIT, INCLUDING ONE- AND TWO-FAMILY
20 DWELLINGS, SHALL BE EQUIPPED WITH A MINIMUM OF 1
21 SMOKE DETECTOR INSTALLED IN EACH SLEEPING AREA.

22 (129) *SUBSECTION 13.7.4.7.7.1.*

23 ADD NEW *SUBSECTION 13.7.4.7.7.1* AFTER *SUBSECTION 13.7.4.7.7*
24 AS FOLLOWS:

25 IN A ONE-FAMILY OR TWO-FAMILY DWELLING BUILT BEFORE
26 JULY 1, 1982, SMOKE DETECTORS SHALL BE BATTERY
27 OPERATED OR HARD-WIRED DIRECTLY TO THE BUILDING'S
28 POWER SUPPLY.

29 (130) *SUBSECTION 13.7.4.7.7.2.*

30 ADD NEW *SUBSECTION 13.7.4.7.7.2* AFTER *SUBSECTION*
31 *13.7.4.7.7.1* AS FOLLOWS:

1 IN A ONE-FAMILY OR TWO-FAMILY DWELLING BUILT
2 BETWEEN JULY 1, 1982 AND JANUARY 1, 1989, SMOKE
3 DETECTORS SHALL BE HARD-WIRED DIRECTLY TO THE
4 BUILDING'S POWER SUPPLY.

5 (131) *SUBSECTION 13.7.4.7.7.3.*

6 ADD NEW *SUBSECTION 13.7.4.7.7.3* AFTER *SUBSECTION*
7 *13.7.4.7.7.2* AS FOLLOWS:

8 IN A ONE-FAMILY OR TWO-FAMILY DWELLING BUILT
9 BETWEEN JANUARY 1, 1989 AND JULY 1, 1990, SMOKE
10 DETECTORS SHALL BE HARD-WIRED DIRECTLY TO THE
11 BUILDING'S POWER SUPPLY. EXCEPT THE ATTIC, SMOKE
12 DETECTORS SHALL BE SHALL BE INSTALLED ON EACH LEVEL
13 INCLUDING A BASEMENT AND SLEEPING AREA. ALL SMOKE
14 DETECTORS SHALL BE INTERCONNECTED SO ALL WILL
15 SOUND IF ONE IS ACTIVATED.

16 (132) *SUBSECTION 13.7.4.7.7.4.*

17 ADD NEW *SUBSECTION 13.7.4.7.7.4* AFTER *SUBSECTION*
18 *13.7.4.7.7.3* AS FOLLOWS:

19 IN A ONE-FAMILY AND TWO-FAMILY DWELLING BUILT AFTER
20 JULY 1, 1990, SMOKE DETECTORS SHALL MEET THE
21 REQUIREMENTS OF SUBSECTION 13.7.4.7.7.3. SMOKE
22 DETECTORS SHALL HAVE AN INTEGRAL BATTERY BACKUP
23 POWER SUPPLY.

24 (133) *SUBSECTION 13.7.4.7.7.5.*

25 ADD NEW *SUBSECTION 13.7.4.7.7.5* AFTER *SUBSECTION*
26 *13.7.4.7.7.4* AS FOLLOWS:

27 A ONE-FAMILY AND TWO-FAMILY DWELLING BUILT AFTER
28 OCTOBER 10, 2001, SHALL MEET REQUIREMENTS OF SECTION
29 *13.7.4.7.7.4*. ONE SMOKE DETECTOR SHALL BE PLACED IN
30 EACH SLEEPING ROOM.

31 (134) *SUBSECTION 13.7.4.7.8.*

1 ADD NEW *SUBSECTION 13.7.4.7.8* AFTER *SUBSECTION 13.7.4.7.6*
2 AS FOLLOWS:
3 A DWELLING UNIT IN A MULTIFAMILY RESIDENTIAL
4 BUILDING BUILT BEFORE JANUARY 1, 1989, SHALL HAVE
5 SMOKE DETECTORS HARD-WIRED TO THE BUILDING'S POWER
6 SUPPLY.

7 (135) *SUBSECTION 13.7.4.7.8.1.*

8 ADD NEW *SUBSECTION 13.7.4.7.8.1* AFTER *SUBSECTION 13.7.4.7.8*
9 AS FOLLOWS:
10 A DWELLING UNIT IN MULTIFAMILY RESIDENTIAL BUILDING
11 BUILT BETWEEN JANUARY 1, 1989 AND JULY 1, 1990, SHALL
12 MEET THE REQUIREMENTS OF *SUBSECTION 13.7.4.7.8*. EXCEPT
13 IN AN ATTIC, SMOKE DETECTORS SHALL BE INSTALLED ON
14 EACH LEVEL OF A MULTILEVEL INDIVIDUAL DWELLING UNIT,
15 INCLUDING IN A BASEMENT. ALL SMOKE DETECTORS SHALL
16 BE INTERCONNECTED SO THAT IF ONE SMOKE DETECTOR
17 ACTIVATES, ALL WILL SOUND.

18 (136) *SUBSECTION 13.7.4.7.8.2.*

19 ADD NEW *SUBSECTION 13.7.4.7.8.2* AFTER *SUBSECTION*
20 *13.7.4.7.8.1* AS FOLLOWS:
21 A DWELLING UNIT IN A MULTI-FAMILY RESIDENTIAL
22 BUILDING BUILT AFTER JULY 1, 1990, SHALL MEET THE
23 REQUIREMENTS OF *13.7.4.7.8.1*. SMOKE DETECTORS SHALL
24 HAVE AN INTEGRAL BATTERY BACKUP POWER SUPPLY.

25 (137) *SUBSECTION 13.7.4.7.8.3.*

26 ADD NEW *SUBSECTION 13.7.4.7.8.3* AFTER *SUBSECTION*
27 *13.7.4.7.8.2* AS FOLLOWS:
28 A DWELLING UNIT IN A MULTIFAMILY RESIDENTIAL UNIT
29 BUILT AFTER OCTOBER 10, 2001, SHALL MEET THE
30 REQUIREMENTS OF *SECTION 13.7.4.7.8.2*. SMOKE DETECTORS
31 SHALL BE PLACED IN EACH SLEEPING AREA.

1 (138) *SUBSECTION 13.7.4.7.9.*

2 ADD NEW *SUBSECTION 13.7.4.7.9* AFTER *SUBSECTION 13.7.4.7.8.3*

3 AS FOLLOWS:

4 HOTELS, MOTELS, AND DORMITORIES. SINGLE-STATION
5 SMOKE DETECTORS SHALL BE INSTALLED IN EACH SLEEPING
6 AREA OF A HOTEL, ~~MOTEL~~ MOTEL, OR DORMITORY. SINGLE-
7 STATION SMOKE DETECTORS SHALL BE HARD-WIRED
8 DIRECTLY TO THE BUILDING'S POWER SUPPLY. SMOKE
9 DETECTORS SHALL BE INSTALLED IN EVERY ROOM THROUGH
10 WHICH A PERSON MUST PASS TO GET FROM THE SLEEPING
11 AREA TO THE DOOR LEADING FROM THE GUESTROOM OR
12 SUITE AND IN EACH LEVEL WITHIN THE GUESTROOM OR
13 SUITE. INDIVIDUAL GUESTROOM DETECTORS SHALL NOT BE
14 CONNECTED TO THE BUILDING ALARM SYSTEM.

15 (139) *SUBSECTION 13.7.4.7.9.1.*

16 ADD NEW *SUBSECTION 13.7.4.7.9.1* AFTER *SUBSECTION 13.7.4.7.9*

17 AS FOLLOWS:

18 EXCEPT IN A BUILDING PROTECTED BY AN AUTOMATIC
19 SPRINKLER SYSTEM, SMOKE DETECTORS ARE REQUIRED IN
20 AN INTERIOR CORRIDOR SERVING A GUESTROOM OF A
21 HOTEL, ~~MOTEL~~ MOTEL, OR DORMITORY. THESE DETECTORS
22 SHALL BE CONNECTED TO THE BUILDING FIRE ALARM.

23 (140) *SUBSECTION 13.7.4.7.9.2.*

24 ADD NEW *SUBSECTION 13.7.4.7.9.2* AFTER *SUBSECTION*

25 *13.7.4.7.9.1* AS FOLLOWS:

26 IN A HOTEL, MOTEL, OR DORMITORY BUILT AFTER JULY 1,
27 1990, SMOKE DETECTORS SHALL HAVE AN INTEGRAL
28 BATTERY BACKUP POWER SUPPLY OR AN APPROVED
29 EMERGENCY POWER SUPPLY.

30 (141) *SUBSECTION 13.7.4.7.9.3.*

1 ADD NEW *SUBSECTION 13.7.4.7.9.3* AFTER *SUBSECTION*
2 *13.7.4.7.9.2* AS FOLLOWS:
3 A HOTEL OR MOTEL SHALL HAVE AVAILABLE AT LEAST ONE
4 SMOKE DETECTOR FOR THE DEAF OR HEARING IMPAIRED FOR
5 EACH 50 UNITS (OR PORTION THEREOF). THE OWNER OR
6 OWNER'S AGENT OF THE HOTEL OR MOTEL MAY REQUIRE A
7 REFUNDABLE DEPOSIT, NOT TO EXCEED THE COST OF THE
8 SMOKE DETECTOR, FOR THE USE OF A DEAF OR HEARING
9 IMPAIRED SMOKE DETECTOR.

10 (142) *SUBSECTION 13.7.4.7.9.4.*

11 ADD NEW *SUBSECTION 13.7.4.7.9.4* AFTER *SUBSECTION*
12 *13.7.4.7.9.3* AS FOLLOWS:
13 THE OWNER OR OWNER'S AGENT OF A HOTEL OR MOTEL
14 SHALL POST, IN A CONSPICUOUS PLACE AT THE
15 REGISTRATION DESK OR COUNTER, A PERMANENT SIGN
16 STATING THE AVAILABILITY OF SMOKE DETECTORS FOR THE
17 HEARING IMPAIRED.

18 (143) *SUBSECTION 13.7.4.7.10.*

19 ADD NEW *SUBSECTION 13.7.4.7.10* AFTER *SUBSECTION*
20 *13.7.4.7.9.4* AS FOLLOWS:
21 A RESIDENTIAL FACILITY DESIGNED TO ACCOMMODATE 6 OR
22 MORE BOARDERS OR NON-RELATED RESIDENTS SHALL MEET
23 THE REQUIREMENTS OF SECTION *SUBSECTION 13.7.4.7.8.3* OF
24 THIS SECTION.

25 (144) *SUBSECTION 13.7.4.7.11.*

26 ADD NEW *SUBSECTION 13.7.4.7.11* AFTER *SUBSECTION 13.7.4.7.10*
27 AS FOLLOWS:
28 ELECTRICAL INSTALLATION: SMOKE DETECTORS SHALL BE
29 INSTALLED AND MAINTAINED IN ACCORDANCE WITH THE
30 HOWARD COUNTY ELECTRICAL CODE AND THE MOST
31 RECENTLY ADOPTED EDITION OF NFPA STANDARD 72.

1 (145) *SUBSECTION 13.7.4.7.11.1.*
2 ADD NEW *SUBSECTION 13.7.4.7.11.1* AFTER *SUBSECTION*
3 *13.7.4.7.11* AS FOLLOWS:
4 THE OWNER OR OWNER'S AGENT SHALL BE RESPONSIBLE FOR
5 THE INSTALLATION OF ALL SMOKE DETECTORS AND SHALL
6 ANNUALLY INSPECT AND MAINTAIN ALL SMOKE DETECTORS
7 IN ACCORDANCE WITH THE MANUFACTURER'S WARRANTY
8 AND SUGGESTED MAINTENANCE. THE OWNER OR OWNER'S
9 AGENT SHALL MAINTAIN A RECORD OF THE MAINTENANCE
10 SCHEDULE. UPON NOTIFICATION BY A TENANT THAT THE
11 SMOKE DETECTOR IS MISSING OR INOPERATIVE, THE OWNER
12 OR OWNER'S AGENT SHALL REPAIR OR REPLACE THE SMOKE
13 DETECTOR. NOTIFICATION SHALL BE GIVEN BY CERTIFIED
14 MAIL AND FIRST-CLASS MAIL. IF THE TENANT PERSONALLY
15 NOTIFIES THE OWNER OR THE OWNER'S AGENT OF
16 MECHANICAL FAILURE OF THE SMOKE DETECTOR, THE
17 OWNER OR OWNER'S AGENT SHALL PROVIDE A WRITTEN,
18 DATED RECEIPT ACKNOWLEDGING THE NOTIFICATION.

19 (146) *SUBSECTION 13.7.4.7.11.2.*
20 ADD NEW *SUBSECTION 13.7.4.7.11.2* AFTER *SUBSECTION*
21 *13.7.4.7.11.1* AS FOLLOWS:
22 A PERSON SHALL NOT REMOVE OR RENDER ANY SMOKE
23 DETECTOR INOPERATIVE.

24 (147) *SUBSECTION 13.7.4.7.11.3.*
25 ADD NEW *SUBSECTION 13.7.4.7.11.3* AFTER *SUBSECTION*
26 *13.7.4.7.11.2* AS FOLLOWS:
27 EXCEPT FOR SMOKE DETECTORS IN A HOTEL OR MOTEL, AN
28 OWNER OR OWNER'S AGENT MAY REQUIRE A TENANT TO PAY
29 A REFUNDABLE DEPOSIT FOR SMOKE DETECTORS, NOT TO
30 EXCEED THE VALUE OF THE SMOKE DETECTOR.

31 (148) *SUBSECTION 13.7.4.7.11.4.*

1 ADD NEW *SUBSECTION 13.7.4.7.11.4* AFTER *SUBSECTION*
2 *13.7.4.7.11.3* AS FOLLOWS:
3 DEAF OR HEARING IMPAIRED OCCUPANCIES. A DWELLING
4 UNIT OCCUPIED BY A PERSON WHO IS DEAF OR HEARING
5 IMPAIRED MAY BE EQUIPPED WITH A SMOKE DETECTOR
6 WHICH, WHEN ACTIVATED, SHALL PROVIDE A SIGNAL THAT
7 IS APPROVED BY A NATIONALLY RECOGNIZED TESTING
8 LABORATORY FOR ELECTRICAL APPLIANCES AND IS
9 SUFFICIENT TO WARN A DEAF OR HEARING-IMPAIRED
10 PERSON. AN OWNER OR THEIR AGENT SHALL PROVIDE THIS
11 TYPE OF SMOKE DETECTOR UPON THE WRITTEN REQUEST OF
12 THE DEAF OR HEARING-IMPAIRED TENANT.

13 (149) *SUBSECTION 13.7.4.7.11.5.*

14 ADD NEW *SUBSECTION 13.7.4.7.11.5* AFTER *SUBSECTION*
15 *13.7.4.7.11.4* AS FOLLOWS:
16 IT IS RECOMMENDED THAT SMOKE DETECTORS BE REPLACED
17 AFTER 10 YEARS OF SERVICE.

18 (150) *SUBSECTION 16.2.2.2.*

19 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
20 TRASH, DEBRIS, RUBBISH, AND BUILDING MATERIALS SHALL
21 NOT BE BURNED ON THE PREMISES.

22 (151) *SUBSECTION 18.2.2.2.*

23 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
24 ACCESS TO BUILDING. UNLESS OTHERWISE APPROVED BY
25 THE AHJ, A FIRE DEPARTMENT ACCESS ROAD SHALL EXTEND
26 TO WITHIN 150 FEET OF A SINGLE EXTERIOR DOOR PROVIDING
27 ACCESS TO THE INTERIOR OF THE BUILDING.

28 (152) *SUBSECTION 18.2.2.3.1.*

29 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
30 A FIRE ACCESS ROAD SHALL BE LOCATED LESS THAN 150
31 FEET FROM ANY PORTION OF A FACILITY, STRUCTURE, OR

1 BUILDING, OR FROM AN EXTERIOR WALL OF THE FIRST
2 STORY OF A FACILITY, STRUCTURE, OR BUILDING. THE
3 DISTANCE SHALL BE MEASURED BY AN APPROVED ROUTE
4 AROUND THE EXTERIOR OF THE FACILITY, STRUCTURE, OR
5 BUILDING. THE AHJ MAY APPROVE AN ACCESS ROAD
6 GREATER THAN 150 FEET FROM A FACILITY, STRUCTURE, OR
7 BUILDING OR FROM THE EXTERIOR WALL OF THE FIRST
8 FLOOR OF A FACILITY, BUILDING, OR STRUCTURE UPON A
9 FINDING THAT THE DISTANCE WOULD PROVIDE THE SAME
10 LEVEL OF FIRE SAFETY AS WOULD COMPLIANCE WITH THIS
11 SUBSECTION.

12 (153) *SUBSECTION 18.2.2.3.2.*

13 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
14 UNLESS OTHERWISE APPROVED BY THE AHJ, THE DISTANCE
15 MAY BE INCREASED TO 450 FEET WHEN A BUILDING,
16 FACILITY, OR STRUCTURE IS PROTECTED WITH AN APPROVED
17 AUTOMATIC FIRE SPRINKLER SYSTEM THAT IS INSTALLED IN
18 ACCORDANCE WITH NFPA 13, NFPA 13D, OR NFPA 13R.

19 (154) *SUBSECTION 18.2.2.4.1.*

20 ADD NEW *SUBSECTION 18.2.2.4.1* AFTER *SUBSECTION 18.2.2.4* AS
21 FOLLOWS:

22 MULTIPLE ACCESS ROADS MAY BE REQUIRED WHEN A
23 DEVELOPMENT CONTAINS MORE THAN 100 RESIDENTIAL
24 UNITS.

25 (155) *SUBSECTION 18.2.2.5.1.1.*

26 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
27 UNLESS OTHERWISE APPROVED BY THE AHJ, A FIRE
28 DEPARTMENT ACCESS ROAD SHALL HAVE AN
29 UNOBSTRUCTED WIDTH OF AT LEAST 14 FEET AND AN
30 UNOBSTRUCTED VERTICAL CLEARANCE OF AT LEAST 13
31 FEET, ~~6 INCHES~~ INCHES.

- 1 (156) *SUBSECTION 18.2.2.5.2.*
2 ADD THE FOLLOWING SENTENCE TO THE END OF THE
3 SUBSECTION:
4 THE ACCESS ROAD SURFACE SHALL BE APPROVED BY THE
5 AHJ.
- 6 (157) *SUBSECTION 18.2.2.5.6.*
7 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
8 GRADE. THE MAXIMUM ALLOWABLE GRADE SHALL BE 15%
9 WITH THE DURABLE AND SUSTAINED GRADE OF 8%. THE
10 TRANSITION FROM THE ROAD TO THE DRIVEWAY SHALL NOT
11 EXCEED 8%.
- 12 (158) *SUBSECTION 18.2.2.5.8.*
13 ADD NEW *SUBSECTION 18.2.2.5.8* AFTER *SUBSECTION 18.2.2.5.7*
14 AS FOLLOWS:
15 THE AHJ SHALL HAVE THE AUTHORITY TO DESIGNATE FIRE
16 LANES IN ACCORDANCE WITH SECTION 21.325 OF THE
17 HOWARD COUNTY CODE. THE PROPERTY OWNER SHALL
18 COMPLY WITH THE REGULATIONS SET FORTH BY THE AHJ. IT
19 IS THE OWNER'S RESPONSIBILITY TO MARK AND MAINTAIN
20 THE FIRELANE MARKINGS IN ACCORDANCE WITH
21 SPECIFICATIONS PROVIDED BY THE AHJ.
- 22 (159) *SUBSECTION 18.3.5.1.*
23 ADD NEW *SUBSECTION 18.3.5.1* AFTER *SECTION 18.3.5* AS
24 FOLLOWS:
25 PRIVATE FIRE HYDRANTS CONNECTED TO AND SUPPLIED BY
26 THE COUNTY WATER SYSTEM SHALL BE MAINTAINED AND
27 SERVICED ONCE EVERY 2 YEARS BY THE OWNER OR THE
28 OCCUPANT UTILIZING THE STANDARDS SET FORTH BY THE
29 HOWARD COUNTY BUREAU OF UTILITIES.
- 30 (160) *SUBSECTION 18.3.5.2.*

1 ADD NEW *SUBSECTION 18.3.5.2* AFTER *SUBSECTION 18.3.5.1* AS
2 FOLLOWS:
3 FIRE HYDRANTS CONNECTED TO A STATIC WATER SUPPLY
4 SHALL BE MAINTAINED AND SERVICED ONCE EVERY TWO
5 YEARS BY THE RESPONSIBLE PERSON. INSTALLATION OF
6 STATIC HYDRANTS SHALL BE APPROVED BY AND MEET THE
7 REQUIREMENTS SET FORTH BY THE AHJ. A MAINTENANCE
8 REPORT SHALL BE MADE AVAILABLE WHEN REQUESTED BY
9 THE AHJ.

10 (161) *SUBSECTION 18.3.5.3.*

11 ADD NEW *SUBSECTION 18.3.5.3* AFTER *SUBSECTION 18.3.5.2* AS
12 FOLLOWS:
13 PRIVATE FIRE HYDRANTS SHALL BE PAINTED YELLOW.

14 (162) *SUBSECTION 20.1.3.9.*

15 ADD NEW *SUBSECTION 20.1.3.9* AFTER *SUBSECTION 20.1.3.8* AS
16 FOLLOWS:
17 A TEMPORARY SPECIAL AMUSEMENT OCCUPANCY OR
18 ATTRACTION WHICH IS OCCUPIED FOR LESS THAN 60 DAYS,
19 INCLUDING, BUT NOT LIMITED TO, A HAUNTED HOUSE, ~~MAZE~~
20 MAZE, OR SPECIAL ~~AMUSEMENT~~, AMUSEMENT SHALL MEET
21 THE REQUIREMENTS SET FORTH BY THE AHJ.

22 (163) *SUBSECTION 20.1.4.1.4(3).*

23 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
24 OPEN FLAME DEVICES OR CANDLES SHALL MEET THE
25 REQUIREMENTS OF SUBSECTION 10.1.5.1.

26 (164) *SUBSECTION 20.1.4.4.4.12.*

27 ADD AT THE END OF THE FIRST SENTENCE "AND SHALL MEET
28 ANY ADDITIONAL REGULATIONS ADOPTED BY THE AHJ."

29 (165) *SUBSECTION 20.1.4.5.1.*

30 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:

1 IN AN ASSEMBLY OCCUPANCY HAVING AN OCCUPANT LOAD
2 GREATER THAN 250 PERSONS, A TRAINED CROWD MANAGER
3 OR CROWD MANAGER SUPERVISOR SHALL BE PROVIDED AT A
4 RATIO OF 1 CROWD MANAGER/SUPERVISOR FOR EVERY 250
5 OCCUPANTS, UNLESS OTHERWISE PERMITTED BY THE
6 FOLLOWING:

- 7 (1) THIS REQUIREMENT SHALL NOT APPLY TO AN
8 ASSEMBLY OCCUPANCY USED EXCLUSIVELY FOR
9 RELIGIOUS WORSHIP; OR
10 (2) WHEN APPROVED BY THE AHJ IN WRITING, THE RATIO
11 OF TRAINED CROWD MANAGERS TO OCCUPANTS MAY
12 BE REDUCED WHEN THE OCCUPANCY IS PROTECTED BY
13 A SUPERVISED AUTOMATIC SPRINKLER SYSTEM.

14 (166) *SUBSECTION 20.1.4.5.2.*

15 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
16 THE CROWD MANAGER SHALL RECEIVE TRAINING IN CROWD
17 MANAGEMENT TECHNIQUES THAT HAVE BEEN APPROVED BY
18 THE AHJ.

19 (167) *SUBSECTION 20.1.4.6.3.*

20 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
21 WHEN THE CODE OFFICIAL FINDS AN OVERCROWDED
22 CONDITION, OBSTRUCTION IN OR TO THE MEANS OF EGRESS,
23 A LOCKED EXIT DOOR, OR ANY OTHER HAZARD TO LIFE
24 SAFETY, THE EVENT SHALL BE STOPPED UNTIL THE
25 SITUATION IS CORRECTED. IT SHALL BE THE DUTY OF THE
26 PERSON IN CHARGE OF EACH ASSEMBLY OCCUPANCY TO:

- 27 (I) IMMEDIATELY PRIOR TO THE BEGINNING OF THE
28 EVENT POINT OUT TO ALL THOSE PRESENT THE
29 NUMBER AND LOCATION OF ~~EXITS~~ EXITS;
30 (II) STATE OR DISPLAY THE FOLLOWING: "NOTICE FOR
31 YOUR SAFETY LOOK FOR YOUR NEAREST EXIT. IN

- 1 CASE OF AN EMERGENCY—WALK, DO NOT RUN, TO
2 THAT EXIT." IN ONE OF THE FOLLOWING METHODS:
3 A. AN ORAL ANNOUNCEMENT AT THE BEGINNING
4 OF THE EVENT;
5 B. SHOWING THE NOTICE ON THE MOTION PICTURE
6 SCREEN;
7 C. PRINTING THE NOTICE IN BOLD LETTERS NOT
8 LESS THAN ONE QUARTER OF AN INCH IN HEIGHT
9 ON THE BACK OF THE EVENT PROGRAM.
10 (NOTHING BUT THE NOTICE SHALL BE PLACED
11 ON THE BACK OF THE PROGRAM); OR
12 D. HAVING A FIXED SIGN OR SIGNS DISPLAYING THE
13 NOTICE THAT CAN BE EASILY READ FROM EACH
14 POINT IN THE ASSEMBLY ROOM;
15 (III) MAKE AN ACTUAL INSPECTION BEFORE THE EVENT TO
16 VERIFY THAT THE DOORS ARE UNLOCKED AND THAT
17 THE MEANS OF EGRESS ARE FREE OF OBSTRUCTIONS;
18 (IV) CORRECT ANY DEFICIENCIES FOUND PRIOR TO THE
19 START OF THE EVENT; AND
20 (V) PREVENT OVERCROWDING BY BLOCKING ADMITTANCE
21 OF ANY PERSON BEYOND THE POSTED OCCUPANT
22 LOAD.

23 (168) *SUBSECTION 20.1.4.7.5.*
24 ADD NEW *SUBSECTION 20.1.4.7.5* AFTER *SUBSECTION 20.1.4.7.4*
25 AS FOLLOWS:

26 ALL SMOKING AREAS SHALL MEET THE REQUIREMENTS OF
27 TITLE 12, SUBTITLE 6 OF THE HOWARD COUNTY CODE.

28 (169) *SUBSECTION 20.1.4.8.2.4.*
29 ADD NEW *SUBSECTION 20.1.4.8.2.4* AFTER *SUBSECTION*
30 *20.1.4.8.2.3* AS FOLLOWS:

1 FESTIVAL SEATING SHALL BE PROHIBITED WITHIN A
2 BUILDING UNLESS IT CONFORMS TO THE FOLLOWING
3 STANDARDS:

4 (I) FESTIVAL SEATING SHALL BE PERMITTED IN AN
5 ASSEMBLY OCCUPANCY HAVING AN OCCUPANT LOAD
6 OF LESS THAN 250 PERSONS; AND

7 (II) FESTIVAL SEATING SHALL BE PERMITTED IN AN
8 ASSEMBLY OCCUPANCY WHERE THE OCCUPANT LOAD
9 IS GREATER THAN 250 PERSONS AND A LIFE SAFETY
10 EVALUATION HAS BEEN APPROVED BY THE AHJ.

11 (170) *SUBSECTION 20.1.4.8.3.1.*

12 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
13 EACH PLACE OR AREA OF ASSEMBLY SHALL BE POSTED WITH
14 AN APPROVED LEGIBLE SIGN IN CONTRASTING COLORS AND
15 CONSPICUOUSLY LOCATED NEAR THE MAIN EXIT FROM THE
16 ROOM OR SPACE STATING THE MAXIMUM NUMBER OF
17 OCCUPANTS PERMITTED WITHIN THE SPACE. THE POSTING
18 LOCATION SHALL BE DETERMINED BY THE AHJ. THE
19 MAXIMUM NUMBER OF OCCUPANTS SHALL BE DETERMINED
20 IN THE MANNER PRESCRIBED BY THE MOST RECENTLY
21 ADOPTED EDITION OF THE NFPA LIFE SAFETY CODE. AN
22 ASSEMBLY ROOM OR SPACE, WHICH HAS A MULTIPLE-USE
23 CAPACITY, SHALL BE POSTED FOR ALL USES. THE OWNER OR
24 MANAGER OF THE OCCUPANCY SHALL BE RESPONSIBLE FOR
25 INSTALLING AND MAINTAINING THE SIGNS. SIGNS WILL BE
26 SUPPLIED BY THE AHJ.

27 (171) *SUBSECTION 20.3.3.1.1.*

28 DELETE THIS SUBSECTION AND SUBSTITUTE THE FOLLOWING:
29 A FAMILY DAY-CARE HOME SHALL MEET THE FOLLOWING
30 REQUIREMENTS:

- 1 (I) THE FAMILY DAY-CARE HOME SHALL NOT SERVE MORE
- 2 THAN 8 CLIENTS;
- 3 (II) CHILDREN OF THE DAY-CARE HOME OWNER OR
- 4 OPERATOR, OR AN EMPLOYEE OF THE FAMILY DAY
- 5 CARE HOME, SHALL BE COUNTED AS A CLIENT SERVED;
- 6 (III) THERE SHALL NOT BE MORE THAN 4 CHILDREN UNDER
- 7 TWO YEARS IN AGE; AND
- 8 (IV) FOR CHILDREN UNDER THE AGE OF 2 YEARS, AN ADULT
- 9 TO CHILD RATIO OF AT LEAST 1 ADULT TO EVERY 2
- 10 CHILDREN SHALL BE MAINTAINED AT ALL TIMES.

11 (172) *SUBSECTION 20.3.3.1.1.1.*

12 ADD NEW *SUBSECTION 20.3.3.1.1.1* AFTER *SUBSECTION 20.3.3.1.1*

13 AS FOLLOWS:

14 A GROUP DAY-CARE HOME SHALL MEET THE FOLLOWING

15 REQUIREMENTS:

- 16 (I) THE HOME SHALL NOT SERVE MORE THAN 12 CLIENTS;
- 17 (II) THE CHILDREN OF THE OWNER OR OPERATOR, OR AN
- 18 EMPLOYEE OF THE GROUP DAY CARE HOME SHALL
- 19 COUNT AS A CLIENT SERVED;
- 20 (III) THERE SHALL NOT BE MORE THAN 4 CHILDREN UNDER
- 21 TWO YEARS IN AGE;
- 22 (IV) THE MINIMUM STAFF TO CLIENT RATIO SHALL NOT BE
- 23 LESS THAN 2 STAFF FOR UP TO 12 CLIENTS OR 1 ADULT
- 24 FOR EVERY 6 CHILDREN; AND
- 25 (V) FOR CHILDREN UNDER THE AGE OF TWO YEARS, AN
- 26 ADULT TO CHILD RATIO OF AT LEAST 1 ADULT TO
- 27 EVERY 2 CHILDREN SHALL BE MAINTAINED AT ALL
- 28 TIMES.

29 (173) *SUBSECTION 20.3.3.1.5.*

30 ADD NEW *SUBSECTION 20.3.3.1.5* AFTER *SUBSECTION 20.3.3.1.4*

31 AS FOLLOWS:

1 A DAY-CARE CENTER SHALL BE GOVERNED BY THE
2 REQUIREMENTS FOR AN EDUCATIONAL OCCUPANCY IF IT
3 PROVIDES DAY CARE FOR SCHOOL-AGE CHILDREN BEFORE
4 AND AFTER SCHOOL HOURS AND PROVIDES CARE IN A
5 BUILDING WHICH IS IN USE AS A PUBLIC OR PRIVATE SCHOOL.

6 (174) *SUBSECTION 20.3.3.2.2.3.*

7 ADD NEW *SUBSECTION 20.3.3.2.2.3* AFTER *SUBSECTION*
8 *20.3.3.2.2.2* AS FOLLOWS:

9 A BULKHEAD DOOR SHALL NOT SERVE AS A PRIMARY MEANS
10 OF ESCAPE.

11 (175) *SUBSECTION 20.3.3.2.2.4.*

12 ADD NEW *SUBSECTION 20.3.3.2.2.4* AFTER *SUBSECTION*
13 *20.3.3.2.2.3* AS FOLLOWS:

14 A SLIDING DOOR USED AS A REQUIRED MEANS OF EGRESS
15 SHALL MEET THE FOLLOWING REQUIREMENTS:

- 16 (I) THE SLIDING DOOR SHALL HAVE ONLY 1, EASILY
17 OPERATED LOCKING DEVICE THAT DOES NOT REQUIRE
18 SPECIAL KNOWLEDGE, EFFORT, OR TOOLS TO OPERATE;
- 19 (II) THERE SHALL NOT BE DRAPERIES, SCREENS, OR STORM
20 DOORS THAT COULD IMPEDE EGRESS;
- 21 (III) THE SILL OR TRACK HEIGHT MAY NOT EXCEED ½ INCH
22 ABOVE THE INTERIOR FINISH FLOOR;
- 23 (IV) THE SURFACE ONTO WHICH AN EXIT IS MADE SHALL BE
24 AN ALL-WEATHER SURFACE, SUCH AS A DECK, PATIO,
25 OR SIDEWALK;
- 26 (V) THE FLOOR LEVEL OUTSIDE THE DOOR MAY BE ONE
27 STEP LOWER THAN THE INSIDE, BUT NOT MORE THAN 8
28 INCHES LOWER;
- 29 (VI) THE SLIDING DOOR SHALL BE OPEN TO A CLEAR OPEN
30 WIDTH OF AT LEAST 28 INCHES;

1 (VII) EACH DAY BEFORE DAY-CARE USE THE SLIDING DOOR
2 SHALL BE UNLOCKED AND TESTED TO THE FULL
3 REQUIRED WIDTH; AND

4 (VIII) DURING PERIODS OF SNOW OR FREEZING RAIN, A DOOR
5 TRACK SHALL BE CLEARED OUT AND THE DOOR
6 OPENED PERIODICALLY THROUGHOUT THE DAY IN
7 ORDER TO ENSURE PROPER OPERATION.

8 (176) *SUBSECTION 20.3.3.2.2.5.*

9 ADD NEW *SUBSECTION 20.3.3.2.2.5* AFTER *SUBSECTION*
10 *20.3.3.2.2.4* AS FOLLOWS:

11 A DEADBOLT LOCK SHALL BE PROVIDED WITH AN APPROVED
12 INTERIOR LATCH, OR A DEADBOLT LOCK SHALL BE OF A
13 CAPTURED KEY DESIGN FROM WHICH THE KEY CANNOT BE
14 REMOVED FROM THE INTERIOR SIDE OF THE LOCK WHEN IN
15 THE ~~UNLOCKED~~ LOCKED POSITION. THE LOCK SHALL BE
16 UNLOCKED AT ALL TIMES WHEN THE HOME IS OCCUPIED FOR
17 THE FAMILY DAY-CARE USE, EXCEPT THAT A DOUBLE-
18 KEYED, DEADBOLT LOCK MAY BE USED ON THE SECONDARY
19 MEANS OF EGRESS IF THE KEY IS READILY ACCESSIBLE AND
20 THE LOCK IS UNLOCKED WHEN THE DAY-CARE IS IN
21 OPERATION.

22 (177) *SECTION 27.1.1.*

23 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
24 THE FIRE SAFETY REQUIREMENTS FOR THE INSTALLATION OF
25 A MANUFACTURED HOME AND A MANUFACTURED HOME
26 SITE, INCLUDING AN ACCESSORY BUILDING, STRUCTURE,
27 AND COMMUNITY, SHALL COMPLY WITH NFPA 501A,
28 *STANDARD FOR FIRE SAFETY CRITERIA FOR MANUFACTURED*
29 *HOME INSTALLATIONS, SITE, AND COMMUNITIES*, SECTION 27.1
30 OF THIS CODE, AND ~~SECTION 16.500~~ TITLE 16, SUBTITLE 5 OF
31 THE HOWARD COUNTY CODE.

- 1 (178) *SUBSECTION 31.3.6.2.2.*
2 ADD NEW PARAGRAPH 8 AFTER PARAGRAPH 7 AS FOLLOWS:
3 A PILE CONTAINING LEAVES AND OTHER EXTRANEIOUS OR
4 HOGGED MATERIAL, SUCH AS A WHOLE TREE CHIP PILE,
5 SHALL BE TURNED OR RECLAIMED EVERY 6 MONTHS.
- 6 (179) *SUBSECTION 31.3.6.3.1.*
7 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:
8 A PILE MAY NOT EXCEED 18 FEET IN HEIGHT, 50 FEET IN
9 WIDTH, AND 350 FEET IN LENGTH. TWO PILES SHALL BE
10 DIVIDED BY A FIRE LANE HAVING AT LEAST 25 FEET OF
11 CLEAR SPACE AT THE BASE OF THE PILE.
- 12 (180) *SUBSECTION 31.3.6.3.2.*
13 DELETE THIS SUBSECTION.
- 14 (181) *SUBSECTION 42.2.7.11.7.*
15 ADD NEW *SUBSECTION 42.2.7.11.7* AFTER *SUBSECTION 42.2.7.11.6*
16 AS FOLLOWS:
17 AN OWNER, MANAGER, OR EMPLOYEE SHALL CONDUCT A
18 DAILY SITE VISIT TO ENSURE THAT ALL EQUIPMENT IS
19 OPERATING PROPERLY.
- 20 (182) *SUBSECTION 42.2.7.11.8.*
21 ADD NEW *SUBSECTION 42.2.7.11.8* AFTER *SUBSECTION 42.2.7.11.7*
22 AS FOLLOWS:
23 AN OWNER, MANAGER, OR EMPLOYEE SHALL CONDUCT
24 INSPECTION AND MAINTENANCE OF EQUIPMENT AT REGULAR
25 INTERVALS.
- 26 (183) *SUBSECTION 42.2.7.11.9.*
27 ADD NEW *SUBSECTION 42.2.7.11.9* AFTER *SUBSECTION 42.2.7.11.8*
28 AS FOLLOWS:
29 THE TELEPHONE NUMBER OF THE OWNER OR OPERATOR OF
30 THE SERVICE STATION SHALL BE POSTED AT A PROMINENT
31 PLACE AT THE STATION.

1 (184) *SUBSECTION 42.2.7.11.10.*
2 ADD NEW *SUBSECTION 42.2.7.11.10* AFTER *SUBSECTION*
3 *42.2.7.11.9* AS FOLLOWS:
4 THE EXACT ADDRESS OF THE SERVICE STATION SHALL BE
5 LISTED ON THE EMERGENCY INSTRUCTION CARD. THE CARD
6 SHALL BE POSTED AT A TELEPHONE OR OTHER APPROVED,
7 CLEARLY IDENTIFIED METHOD TO NOTIFY THE FIRE
8 DEPARTMENT IN THE EVENT OF EMERGENCY PURSUANT TO
9 SECTION 9-5 OF NFPA 30A.

10 (185) *SUBSECTION 42.2.7.11.11.*
11 ADD NEW *SUBSECTION 42.2.7.11.11* AFTER *SUBSECTION*
12 *42.2.7.11.10* AS FOLLOWS:
13 FUEL DISPENSING EQUIPMENT SHALL COMPLY WITH ONE OF
14 THE FOLLOWING:
15 (I) THE AMOUNT OF FUEL BEING DISPENSED IS LIMITED IN
16 QUANTITY BY A PRE-PROGRAMMED CARD; OR
17 (II) THE DISPENSING DEVICE SHALL BE PROGRAMMED OR
18 SET TO LIMIT UNINTERRUPTED FUEL DELIVERY OF NOT
19 MORE THAN 25 GALLONS AND SHALL REQUIRE
20 MANUAL ACTION TO RESUME CONTINUED DELIVERY.

21 (186) *SECTION 50.1.5.*
22 ADD NEW *SECTION 50.1.5* AFTER *SECTION 50.1.4* AS FOLLOWS:
23 A COMMERCIAL OUTDOOR COOKING OPERATION, INCLUDING,
24 BUT NOT LIMITED TO, AN OPERATION TAKING PLACE UNDER
25 A CANOPY OR TENT-TYPE STRUCTURE AT A FAIR, FESTIVAL,
26 OR CARNIVAL, SHALL MEET THE REQUIREMENTS SET FORTH
27 BY THE AHJ.

28 (187) *SUBSECTION 60.1.1.1.*
29 ADD NEW *SUBSECTION 60.1.1.1* AFTER *SUBSECTION 60.1.1* AS
30 FOLLOWS:

1 EXCEPT AS NOTED IN CHAPTER 65.1.1.1 OF THIS CODE, IN
2 ADDITION TO THIS CODE THE REQUIREMENTS OF THE PUBLIC
3 SAFETY ARTICLE OF THE ANNOTATED CODE OF MARYLAND,
4 SHALL APPLY.

5 (188) *SUBSECTION 60.5.12.2.*

6 DELETE THIS SUBSECTION.

7 (189) *SECTION 65.1.1.*

8 DELETE THIS SECTION AND SUBSTITUTE THE FOLLOWING:

9 EXCEPT AS NOTED IN SUBSECTION 65.1.1.1 OF THIS CODE, THE
10 STORAGE, USE, AND HANDLING OF AN EXPLOSIVE, ~~FIREWORK~~
11 FIREWORK, OR MODEL ROCKET SHALL COMPLY WITH THE
12 REQUIREMENTS OF THIS CHAPTER, NFPA STANDARDS
13 REFERENCED WITHIN THIS CHAPTER, SECTION 60.1 AND
14 SECTION 60.2 OF THIS CODE , AND THE REQUIREMENTS SET
15 ~~FOR FORTH~~ IN THE PUBLIC SAFETY ARTICLE OF THE
16 ANNOTATED CODE OF MARYLAND.

17 (190) *SUBSECTION 65.1.1.1.*

18 ADD NEW *SUBSECTION 65.1.1.1* AFTER *SUBSECTION 65.1.1* AS
19 FOLLOWS:

20 A PERSON SHALL NOT POSSESS, STORE, OFFER FOR SALE,
21 EXPOSE FOR SALE, ~~SELL~~ SELL, USE, BURN, OR EXPLODE A
22 GROUND-BASED SPARKLING DEVICE, INCLUDING BUT NOT
23 LIMITED TO, NON-AERIAL, NON-EXPLOSIVE CONE ~~FOUNTAINS~~
24 FOUNTAINS, AND CYLINDRICAL FOUNTAINS, UNLESS THE
25 POSSESSION OR DISCHARGE OF THE DEVICE IS CONDUCTED
26 UNDER A PERMIT ISSUED BY THE STATE FIRE MARSHAL IN
27 ACCORDANCE WITH THE PERMIT'S TERMS AND SUBJECT TO
28 INSPECTION AND MONITORING BY THE HOWARD COUNTY
29 DEPARTMENT OF FIRE AND RESCUE.

30 (191) *SECTION 65.1.3.*

31 ADD NEW *SECTION 65.1.3* AFTER *SECTION 65.1.2* AS FOLLOWS:

1 HOWARD COUNTY POLICE OFFICERS ARE AUTHORIZED TO
2 ENFORCE SECTION 65.1.1.1 OF THIS CODE.

3 (192) *SUBSECTION 66.2.5.5.1.1.*

4 ADD NEW *SUBSECTION 66.2.5.5.1.1* AFTER *SUBSECTION 66.2.5.5.1*
5 AS FOLLOWS:

6 THE REMOVAL OF AN UNDERGROUND TANK SHALL BE
7 APPROVED BY THE MARYLAND DEPARTMENT OF THE
8 ENVIRONMENT AND THE DEPARTMENT OF INSPECTIONS,
9 LICENSING AND PERMITS. ONCE REMOVED FROM THE
10 GROUND, TANKS SHALL BE REMOVED FROM THE SITE WITHIN
11 24 HOURS.

12 (193) *SUBSECTION 69.1.1.1.1.*

13 ADD NEW *SUBSECTION 69.1.1.1.1* AFTER *SUBSECTION 69.1.1.1* AS
14 FOLLOWS:

15 UNLESS OTHERWISE APPROVED BY THE AHJ, A CONTAINER
16 AND FIRST-STAGE REGULATING EQUIPMENT SHALL BE
17 LOCATED OUTSIDE A BUILDING OR SHALL MEET ONE OF THE
18 FOLLOWING REQUIREMENTS:

- 19 (I) TEMPORARY USE FOR DEMONSTRATION WHERE THE
20 CONTAINER HAS A MAXIMUM WATER CAPACITY OF 12
21 POUNDS (NOMINAL 5 POUNDS LP-GAS CAPACITY); OR
22 (II) USED WITH A COMPLETELY SELF-CONTAINED GAS
23 HAND TORCH OR SIMILAR EQUIPMENT AND THE
24 CONTAINER HAS A MAXIMUM WATER CAPACITY OF 2 ½
25 POUNDS (NOMINAL 1 POUND LP-GAS CAPACITY.)

26 (194) *SUBSECTION 69.1.1.1.2.*

27 ADD NEW *SUBSECTION 69.1.1.1.2* AFTER *SUBSECTION 69.1.1.1.1*
28 AS FOLLOWS:

29 A CYLINDER SHALL NOT BE STORED ON A BALCONY OF A
30 MULTI-FAMILY RESIDENTIAL UNIT.

31 (195) *SUBSECTION 69.1.1.1.3.*

1 ADD NEW *SUBSECTION 69.1.1.1.3* AFTER *SUBSECTION 69.1.1.1.2*
2 AS FOLLOWS:
3 CYLINDERS CONNECTED TO A TEMPORARY HEATING DEVICE
4 IN A BUILDING UNDER CONSTRUCTION OR BEING
5 RENOVATED SHALL BE LOCATED OUTSIDE THE BUILDING
6 AND SECURED IN A MANNER APPROVED BY THE AHJ. AN
7 EXTRA CYLINDER STORED ON A CONSTRUCTION SITE SHALL
8 NOT BE WITHIN 15 FEET OF THE STRUCTURE AND SHALL BE
9 SECURED IN MANNER APPROVED BY THE AHJ.

10
11 *Section 6. Be It Further Enacted by the County Council of Howard County, Maryland,*
12 *that Section 17.105 “Right of Entry” of Subtitle 1 “Fire and Rescue Services” of Title 17*
13 *“Public Protection Services” of the Howard County Code is amended to read as follows:*

14
15 **TITLE 17. PUBLIC PROTECTION SERVICES**

16 **SUBTITLE 1. FIRE AND RESCUE SERVICES**

17 **Sec. 17.105. ~~[[Right of Entry]]~~ EMERGENCY POWERS AND UNSAFE**
18 **STRUCTURES.**

19 ~~[[a) Authorized Individuals:~~ The following is a list of ~~unauthorized~~ authorized fire
20 officials for the purposes of this section:

- 21 (1) The Director of the Howard County Department of Fire and Rescue
22 Services or the director’s designee; or
23 (2) The officers and the personnel of the Howard County Department of Fire
24 and Rescue services; or
25 (3) The operational officers and members of the volunteer fire
26 department/companies of Howard County.]]

27 (A) **DEFINITIONS:** FOR THE PURPOSE OF THIS SECTION, THE FOLLOWING
28 TERMS ARE DEFINED AS FOLLOWS:

- 29 (1) **EMERGENCY:** A FIRE, EXPLOSION, MEDICAL ~~CONDITION~~
30 CONDITION, OR OTHER HAZARD THAT POSES AN IMMEDIATE
31 THREAT TO LIFE OR PROPERTY.

1 (2) *FIRE OFFICIAL*: THE CHIEF OF THE DEPARTMENT OF FIRE AND
2 RESCUE SERVICES, OR THE CHIEF’S DESIGNEE, IS A FIRE
3 OFFICIAL FOR THE PURPOSE OF THIS SECTION.

4 (3) *IMMINENT DANGER*: A CONDITION OR PRACTICE IN AN
5 OCCUPANCY, ~~STRUCTURE~~ STRUCTURE, OR AREA THAT POSES
6 A DANGER THAT COULD REASONABLY BE EXPECTED TO
7 CAUSE DEATH, PHYSICAL INJURY, OR DAMAGE TO PROPERTY.

8 (B) *POWER TO ABATE*. WHERE THERE IS EVIDENCE THAT AN
9 EMERGENCY EXISTS, THE FIRE OFFICIAL IS AUTHORIZED TO
10 SUMMARILY ABATE THE EMERGENCY AND TO MAINTAIN ORDER AT
11 THE SCENE UNTIL THE EMERGENCY IS ABATED AND PERSONS AND
12 PROPERTY ARE SECURED.

13 ~~[(b)]~~(C) *No Liability for Trespass*: Without liability for trespass, WHEN THERE
14 IS EVIDENCE THAT AN EMERGENCY OR IMMINENT DANGER EXISTS
15 A AN authorized fire official ~~[[s]]~~ may enter any building, including private
16 dwellings, or any premises AT OR IN THE VICINITY OF THE SCENE OF THE
17 EMERGENCY OR IMMINENT DANGER FOR THE PURPOSE OF ABATING
18 THE EMERGENCY, INCLUDING A MEDICAL EMERGENCY, OR
19 IMMINENT DANGER.

20 ~~[(1)]~~ Where there is a reasonable cause to believe a fire is in progress and/or a
21 hazardous or emergency situation exists for the purpose of extinguishing
22 the fire or securing a hazardous or other emergency situation.

23 (2) Near the scene of the fire or other emergency, for the purposes of
24 protecting the buildings or premises or for the purpose of extinguishing a
25 fire or securing a hazardous situation or other emergency situation.]]

26 ~~(eD)~~ ~~[[c]]~~D *Evacuation*: ~~[[, Etc.]]~~ Authorized fire officials, when operating at ~~[[a fire]]~~
27 AN EMERGENCY or ~~[[other hazardous or emergency situation]]~~ IMMINENT
28 DANGER, may:

29 (1) Order any individual to ~~[[leave]]~~ EVACUATE any building, PREMISES
30 OR AREA, INCLUDING A PRIVATE DWELLING, ~~[[or place]]~~ AT OR
31 in the vicinity of ~~[[a fire or other hazardous or]]~~ AN emergency OR

- 1 IMMINENT DANGER[[situation]] for the purpose of protecting A
 2 PERSON AND THE PUBLIC [[the individual]] from injury.
- 3 [[2) Order the evacuation and the securing of areas in the vicinity of a fire or
 4 other hazardous or emergency situation for the purpose of protecting the
 5 public from possible injury.]]
- 6 ([[3])2)Order any convoy, caravan or train of vehicles, craft, or railway cars to be
 7 detached or uncoupled for the purpose of protecting PERSONS, THE
 8 PUBLIC, [[people]] and property.
- 9 [[4) Maintain order and control a fire, hazardous or other emergency situation
 10 until:
- 11 (i) the fire is extinguished and the fire scene is secured.
 12 (ii) The hazardous situation is secured.
 13 (iii) The emergency is secured and all individuals needing medical care
 14 are treated and transported from the incident.
 15 (iv) The incident is brought to conclusion or control is turned over to
 16 another state or local agency.
- 17 (d) *Inspections:*
- 18 (1) *Authorized inspectors:* The following individuals are authorized
 19 inspectors:
- 20 (i) The Howard County Director of Fire and Rescue Services;
 21 (ii) The Deputy Chief of the Howard County Department of Fire and
 22 Rescue Services, Bureau of Fire Prevention; or
 23 (iii) Inspectors authorized by the Director or the Deputy Chief, Bureau
 24 of Fire Prevention.
- 25 (2) Authorized to inspect:
- 26 (i) *Non-residential:* Authorized inspectors may inspect all
 27 nonresidential buildings, structures or other places in Howard
 28 County at any reasonable hour for the purpose of making a fire
 29 safety inspection.
 30 (ii) *Residential:* Authorized inspectors may not inspect the interior of
 31 private dwellings to make a fire safety inspection, except at the

1 request of the property owner. However, authorized inspectors may
2 make a fire safety inspection at any reasonable hour of:

- 3 a. The public areas of all multi-family residential buildings;
- 4 b. The living area of multi-resident (6 or more) dwellings,
5 including single-family dwellings occupied by more than 5
6 non-related residents, if there is evidence that there is a
7 hazard(s) to the residents' health and safety.]]

8 (E) ~~UNSAFE BUILDINGS:~~ UNSAFE BUILDINGS:

9 (1) A BUILDING OR STRUCTURE THAT CONSTITUTES AN
10 EMERGENCY OR IMMINENT DANGER SHALL BE POSTED BY
11 THE FIRE OFFICIAL AS AN UNSAFE BUILDING OR STRUCTURE
12 AND OCCUPANCY SHALL BE PROHIBITED UNTIL THE FIRE
13 OFFICIAL DETERMINES THAT THE EMERGENCY OR IMMINENT
14 DANGER IS ABATED. THE FIRE OFFICIAL MAY ADOPT
15 PROCEDURES TO IMPLEMENT THIS SECTION.

16 (2) A BUILDING OR STRUCTURE THAT IS UNSAFE BECAUSE OF
17 STRUCTURAL DAMAGE FROM ANY CAUSE SHALL BE POSTED
18 AS UNSAFE IN ACCORDANCE WITH THE PROCEDURES SET
19 FORTH IN THE HOWARD COUNTY BUILDING CODE OR
20 PURSUANT TO PROCEDURES ADOPTED BY THE FIRE OFFICIAL.

21 (3) THE OWNER OF A BUILDING OR STRUCTURE THAT HAS BEEN
22 POSTED AS UNSAFE IS RESPONSIBLE FOR SECURING THE
23 UNSAFE BUILDING OR STRUCTURE TO PREVENT OCCUPANCY.

24 (4) THE FIRE OFFICIAL MAY REQUIRE ALL UTILITIES TO BE
25 DISCONNECTED IN AN UNSAFE BUILDING OR STRUCTURE.

26 ([[e]]F) *Penalties:* An individual [[obstructing the right of entry]] FAILING TO OBEY
27 ANY ORDER GIVEN BY A FIRE OFFICIAL WHEN ACTING PURSUANT
28 TO THIS SECTION [[authorized by this section shall be]] IS guilty of a
29 misdemeanor and, upon conviction, [[shall be]] IS subject to a [[penalty]] FINE,
30 [[of no more than \$250 for each violation]] NOT EXCEEDING \$1,000, OR
31 IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR BOTH. Alternatively, or

1 in addition to and concurrent with all remedies AT LAW OR AT EQUITY, a fire
2 official may enforce [[the right of entry]] THE PROVISIONS OF THIS
3 SECTION with civil penalties pursuant to [[the provisions of]] [[t]]Title 24,
4 "Civil Penalties," of the Howard County Code. [[Obstruction of right of entry
5 shall be a class C offense]] A VIOLATION OF THIS SECTION IS A CLASS A
6 OFFENSE.

7
8 *Section 7. Be It Further Enacted by the County Council of Howard County, Maryland,*
9 *that Section 17.106 "Rubbish, debris, noxious weeds declared to be a nuisance" of*
10 *Subtitle 1 "Fire and Rescue Services" of Title 17 "Public Protection Services" of the*
11 *Howard County Code is amended to read as follows:*

12
13 **TITLE 17. PUBLIC PROTECTION SERVICES**

14 **SUBTITLE 1. FIRE AND RESCUE SERVICES**

15 **Sec. 17.106. Rubbish, debris, noxious weeds declared to be a nuisance.**

16 (a) *What Constitutes a Public Nuisance:* Except for weeds, brush and grass on land
17 actively devoted to agricultural or conservation uses, the following are declared a
18 public nuisance:

19 Rubbish, trash, dry brush, noxious weeds or grass exceeding 12 inches in height,
20 or debris or other material of a flammable nature which creates or tends to create
21 a fire hazard endangering life or property [[.]] OR WHICH MAY INTERFERE
22 WITH EMERGENCY OPERATIONS OR ENDANGER FIRE SERVICE
23 PERSONNEL.

24 (b) *Unlawful to Permit Public Nuisance:* It shall be unlawful for anyone to permit a
25 public nuisance listed in subsection (a) to remain on any lot or parcel of ground.

26 (c) *Removal; Notice:* The director of fire and rescue services shall send a notice by
27 registered or certified mail to the owner of any lot or parcel of ground where the
28 director determines that a public nuisance exists. The notice shall:

- 29 (1) Require the property owner to abate the nuisance within 10 days;
30 (2) State that if the nuisance is not abated within 10 days, the county may
31 abate the nuisance at the expense of the property owner.

1 (D) *EXTENSION*. IF THE PROPERTY OWNER IS UNABLE TO COMPLY WITH
2 A NOTICE WITHIN 10 DAYS AFTER ITS RECEIPT, THE PROPERTY
3 OWNER SHALL SUBMIT A REQUEST FOR AN EXTENSION OF TIME.
4 UPON RECEIPT OF THE REQUEST, THE FIRE OFFICIAL MAY GRANT
5 AN EXTENSION OF TIME, NOT TO EXCEED 90 DAYS. THE REQUEST
6 FOR AN EXTENSION SHALL:

7 (1) BE SUBMITTED TO THE FIRE OFFICIAL; AND

8 (2) STATE THE REASONS FOR THE REQUEST.

9 [(d) *Abatement by County*: If the property owner, after notification pursuant to
10 subsection (c) above, does not abate the nuisance within 10 days of notification,
11 the county may proceed to abate the nuisance, keeping an account of the expense
12 of the abatement.

13 (e) *Costs of abatement*: The county shall bill the owner of the property for the cost of
14 abating the nuisance, which bill shall be paid by the owner of the property within
15 60 days after it has been rendered.]]

16 (E) *PENALTIES*.

17 (1) A PERSON WHO FAILS TO COMPLY WITH A NOTICE ISSUED BY
18 THE FIRE OFFICIAL IS GUILTY OF A MISDEMEANOR AND,
19 UPON CONVICTION, IS SUBJECT TO A FINE, NOT EXCEEDING
20 \$1,000, OR IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR
21 BOTH. ALTERNATIVELY, OR IN ADDITION TO AND
22 CONCURRENT WITH ALL OTHER REMEDIES AT LAW OR AT
23 EQUITY, THE DEPARTMENT OF FIRE AND RESCUE SERVICES
24 MAY ENFORCE THE PROVISIONS OF THIS SECTION WITH CIVIL
25 PENALTIES PURSUANT TO TITLE 24, "CIVIL PENALTIES" OF
26 THE HOWARD COUNTY CODE. A VIOLATION OF THIS SECTION
27 IS A CLASS C OFFENSE.

28 (2) THE FIRE OFFICIAL MAY BRING ACTION IN COURT TO
29 ENFORCE COMPLIANCE WITH AN ORDER TO COMPLY WITH
30 THIS SUBTITLE OR TO CORRECT A NUISANCE.

1 (3) IF A PERSON REFUSES OR FAILS TO COMPLY WITH THE
2 PROVISIONS OF THIS SUBTITLE OR TO CORRECT A NUISANCE
3 WITHIN THE TIME SPECIFIED IN THE NOTICE OF VIOLATION,
4 THE FIRE OFFICIAL MAY PETITION THE COURT FOR AN ORDER
5 PERMITTING ENTRY UPON THE PROPERTY TO ABATE THE
6 VIOLATION OR CORRECT THE NUISANCE AT THE OWNER’S
7 EXPENSE.
8

9 **Section 8. *Be It Further Enacted*** by the County Council of Howard County, Maryland,
10 *that Section 17.107 “False Emergency Alarms”, is added to Subtitle 1 “Fire and Rescue*
11 *Services” of Title 17 “Public Protection Services” of the Howard County Code to read*
12 *as follows:*

13
14 **TITLE 17. PUBLIC PROTECTION SERVICES**
15 **SUBTITLE 1. FIRE AND RESCUE SERVICES**

16 **Sec. 17.107. FALSE EMERGENCY ALARMS.**

17 (A) *DEFINITIONS:* FOR PURPOSES OF THIS SECTION, THE FOLLOWING
18 DEFINITIONS SHALL APPLY:

- 19 (1) *ALARM SYSTEM:* AN AUTOMATIC FIRE ALARM SYSTEM.
- 20 (2) *ALARM SYSTEM CONTRACTOR:* A PERSON WHO INSTALLS,
21 MAINTAINS, MONITORS, ALTERS, OR SERVICES AN ALARM
22 SYSTEM. AN ALARM SYSTEM CONTRACTOR DOES NOT
23 INCLUDE A PERSON WHO ONLY MANUFACTURES OR SELLS
24 ALARM SYSTEMS.
- 25 (3) *ALARM USER:*
 - 26 (I) A PERSON IN CONTROL OF AN ALARM SYSTEM WITHIN,
27 ON, OR AROUND ANY BUILDING, STRUCTURE, FACILITY,
28 OR SITE; OR
 - 29 (II) THE OWNER OR LESSEE OF AN ALARM SYSTEM.
- 30 (4) *FALSE ALARM:* A REQUEST FOR IMMEDIATE ASSISTANCE
31 FROM THE DEPARTMENT OF FIRE AND RESCUE, REGARDLESS

1 OF THE CAUSE OF THE REQUEST, THAT IS NOT IN RESPONSE
2 TO AN ACTUAL EMERGENCY SITUATION.

3 (I) A FALSE ALARM SHALL INCLUDE:

4 A. A NEGLIGENTLY OR ACCIDENTALLY ACTIVATED
5 SIGNAL;

6 B. A SIGNAL THAT IS ACTIVATED AS THE RESULT OF
7 FAULTY, MALFUNCTIONING, OR IMPROPERLY
8 INSTALLED OR MAINTAINED EQUIPMENT; OR

9 C. A SIGNAL THAT IS PURPOSELY ACTIVATED IN A
10 NONEMERGENCY SITUATION.

11 (II) A FALSE ALARM SHALL NOT INCLUDE:

12 A. A SIGNAL ACTIVATED BY UNUSUALLY SEVERE
13 WEATHER CONDITIONS OR OTHER CAUSES
14 BEYOND THE CONTROL OF THE ALARM USER OR
15 ALARM SYSTEM CONTRACTOR; OR

16 B. A SIGNAL ACTIVATED WITHIN 30 DAYS AFTER A
17 NEW INSTALLATION OF AN ALARM SYSTEM.

18 (5) *SIGNAL*: THE ACTIVATION OF AN ALARM SYSTEM THAT
19 REQUESTS A RESPONSE BY THE DEPARTMENT OF FIRE AND
20 RESCUE SERVICES.

21 (B) *INTENTIONAL ACTIVATION*. A PERSON SHALL NOT INTENTIONALLY
22 ACTIVATE A SIGNAL FOR A NONEMERGENCY SITUATION. A PERSON
23 WHO VIOLATES THIS SUBSECTION IS GUILTY OF A MISDEMEANOR
24 AND, UPON CONVICTION, IS SUBJECT TO A FINE, NOT EXCEEDING
25 \$1,000, OR IMPRISONMENT, NOT EXCEEDING 30 DAYS, OR BOTH. IN
26 ADDITION TO AND CONCURRENT WITH ALL OTHER REMEDIES
27 PROVIDED BY LAW OR EQUITY, THE DEPARTMENT OF FIRE AND
28 RESCUE SERVICES MAY ENFORCE THIS SECTION BY CIVIL REMEDIES
29 PURSUANT TO TITLE 24, "CIVIL PENALTIES" OF THE HOWARD
30 COUNTY CODE. A VIOLATION OF THIS SECTION IS A CLASS A
31 OFFENSE.

1 (C) *NEGLIGENT OR ACCIDENTAL ACTIVATION*. THE DEPARTMENT OF FIRE
2 AND RESCUE SERVICES MAY ISSUE A CIVIL CITATION, PURSUANT
3 TO ARTICLE 24 “CIVIL PENALTIES” OF THE HOWARD COUNTY CODE,
4 TO A PERSON FOR THE NEGLIGENT OR ACCIDENTAL ACTIVATION OF
5 AN ALARM SYSTEM. A VIOLATION OF THIS SUBSECTION SHALL BE
6 A CLASS C OFFENSE. THE NEGLIGENT OR ACCIDENTAL ACTIVATION
7 OF AN ALARM SYSTEM SHALL BE A RESULT OF FAULTY,
8 MALFUNCTIONING, OR IMPROPERLY INSTALLED OR MAINTAINED
9 EQUIPMENT OR FOR A FALSE ALARM IF THE NUMBER OF
10 ACTIVATIONS OF FALSE ALARMS TO WHICH THE DEPARTMENT OF
11 FIRE AND RESCUE SERVICES RESPONDS EXCEEDS:
12 (1) THREE RESPONSES WITHIN A 30 DAY PERIOD; OR
13 (2) EIGHT RESPONSES WITHIN A 12 MONTH PERIOD.

14
15 *Section 9. Be It Further Enacted by the County Council of Howard County, Maryland,*
16 *that Section 17.108 “Installation of Automatic Sprinkler Systems”, is added to Subtitle 1*
17 *“Fire and Rescue Services” of Title 17 “Public Protection Services” of the Howard*
18 *County Code to read as follows:*

19
20 **TITLE 17. PUBLIC PROTECTION SERVICES**

21 **SUBTITLE 1. FIRE AND RESCUE SERVICES**

22 **Sec. 17.108. ~~INSTALLATION OF~~ OPTION TO INSTALL RESIDENTIAL**
23 **AUTOMATIC SPRINKLER SYSTEMS.**

24 (A) *OPTION TO BUYER*. A SELLER OF A NEW SINGLE FAMILY DWELLING
25 SHALL OFFER ~~A BUYER~~ THE INITIAL BUYER AN OPTION TO INSTALL
26 A RESIDENTIAL AUTOMATIC SPRINKLER ~~SYSTEM~~ SYSTEM. ~~AS PART~~
27 ~~OF THE~~ AT THE TIME OF SIGNATURE OF THE REAL ESTATE SALES
28 CONTRACT THE BUYER SHALL ACKNOWLEDGE RECEIPT OF THE
29 DISCLOSURE INFORMATION REQUIRED IN SUBSECTION (B) OF THIS
30 SECTION AND SHALL INDICATE WHETHER THE BUYER INTENDS TO
31 EXERCISE THE OPTION TO INSTALL A RESIDENTIAL AUTOMATIC

- 1 SPRINKLER SYSTEM TO IMPROVE THE LIFE SAFETY OF THE
2 OCCUPANT AND TO REDUCE PROPERTY DAMAGE FROM FIRE.
- 3 (B) *DISCLOSURE OF INFORMATION.* ~~PRIOR TO~~ AT THE TIME OF
4 SIGNATURE OF A REAL ESTATE SALES CONTRACT, A SELLER SHALL
5 GIVE ~~A BUYER~~ THE INITIAL BUYER INFORMATION REGARDING A
6 RESIDENTIAL AUTOMATIC SPRINKLER SYSTEM ON A FORM
7 PROVIDED BY THE DEPARTMENT OF FIRE AND RESCUE SERVICES. A
8 SELLER SHALL DISCLOSE THE ESTIMATED COST OF INSTALLING A
9 RESIDENTIAL AUTOMATIC SPRINKLER SYSTEM TO A BUYER.
- 10 (C) *NOTICE.* AFTER SIGNATURE OF A REAL ESTATE SALES CONTRACT
11 AND PRIOR TO THE ISSUANCE OF A PERMIT FOR THE
12 CONSTRUCTION OF A NEW SINGLE FAMILY DWELLING, A SELLER
13 SHALL NOTIFY THE DEPARTMENT OF INSPECTIONS, LICENSES AND
14 PERMITS, WITH A COPY TO THE DEPARTMENT OF FIRE AND RESCUE
15 SERVICES, THAT THE SELLER COMPLIED WITH THE REQUIREMENTS
16 OF SUBSECTIONS (A) AND (B) OF THIS SECTION. THE NOTIFICATION
17 SHALL BE ON A FORM PROVIDED BY THE DEPARTMENT OF FIRE AND
18 RESCUE SERVICES.
- 19 (D) *PENALTY FOR FAILURE TO PROVIDE OPTION AND NOTICE.* FAILURE TO
20 OFFER THE BUYER THE OPTION TO INSTALL AN AUTOMATIC
21 SPRINKLER SYSTEM, OR FAILURE TO PROVIDE THE REQUIRED
22 NOTIFICATION TO THE DEPARTMENT OF INSPECTIONS, LICENSES
23 AND PERMITS ~~AND TO THE DEPARTMENT OF FIRE AND RESCUE~~
24 ~~SERVICES~~ IS CAUSE TO WITHHOLD THE ISSUANCE OF THE BUILDING
25 PERMIT FOR THE PROPERTY DWELLING.
- 26 (E) APPLICABILITY. THIS SECTION SHALL NOT APPLY TO:
- 27 (1) NEW HOMES CONSTRUCTED ON LOTS WHERE THE WATER
28 AND SEWER CONSTRUCTION PLANS RECEIVED FINAL
29 APPROVAL PRIOR TO JANUARY 1, 2005, IF THE HOUSE
30 CONNECTION OR WATER PRESSURE WILL NOT SUPPORT A
31 RESIDENTIAL SPRINKLER SYSTEM; OR

- 1 (2) NEW HOMES FOR WHICH THE CONTRACT OF SALE WAS
2 SIGNED PRIOR TO JANUARY 1, 2005.
- 3 (F) SELLER ACKNOWLEDGEMENT. THE SELLER IS DEEMED TO BE THE
4 BUYER, MAY EXERCISE THE OPTION REQUIRED IN SUBSECTION (A),
5 AND SIGN THE DISCLOSURE FORM REQUIRED IN SUBSECTION (B)
6 ONLY IF:
- 7 (1) THERE IS NO SIGNED CONTRACT OF SALE AT THE TIME THE
8 SELLER IS ISSUED A PERMIT FOR THE CONSTRUCTION OF THE
9 SINGLE FAMILY DWELLING; OR
- 10 (2) THERE IS NO BUYER AT THE TIME THE SELLER IS ISSUED A
11 PERMIT FOR THE CONSTRUCTION OF THE SINGLE FAMILY
12 DWELLING.

13

14 ***Section 10. And Be It Further Enacted*** by the County Council of Howard County,
15 *Maryland, that this Act shall become effective 61 days after its enactment.*