

COUNCIL OF THE TOWN OF INDIAN HEAD

Ordinance No. 10-10-06

Introduced By: Mayor Dennis J. Scheessele
Date Introduced: October 2, 2006
Date Adopted: November 6, 2006
Date Effective: November 26, 2006

AN ORDINANCE concerning

INTERNATIONAL FIRE CODE 2003

FOR the purpose of adopting the International Fire Code 2003, with certain modifications, as the fire code for the Town of Indian Head; providing for the administration and enforcement of that code; specifying penalties for violations; providing that the provisions of this Ordinance are severable; and all matters generally related thereto.

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BY adding
Chapter 43 – Building Construction
Article X, Fire Code
Sections 43-20 and 43-21
Code of the Town of Indian Head
(1990 Edition as amended)

BY repealing and reenacting, with amendments
Chapter 1 – GENERAL PROVISIONS
Section 1-37.J
Code of the Town of Indian Head
(1990 Edition, as amended)

SECTION 1. BE IT ENACTED BY THE COUNCIL OF THE TOWN OF INDIAN HEAD, That Sections 43-20 through 43-21 be and they hereby are added to the Code of the Town of Indian Head (1990 Edition, as amended), Chapter 43, Building Construction, to be under new Article X, Fire Code, to read as follows:

CHAPTER 43 – BUILDING CONSTRUCTION

ARTICLE X. FIRE CODE

43-20 ADOPTION OF STANDARDS; COPIES ON FILE.

SUBJECT TO THE PROVISIONS OF § 43-21, THERE IS HEREBY ADOPTED BY THE TOWN OF INDIAN HEAD FOR THE PURPOSE OF ESTABLISHING MINIMUM STANDARDS GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING OR USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE TOWN, A CERTAIN DOCUMENT ENTITLED THE INTERNATIONAL FIRE CODE 2003, AS PUBLISHED BY INTERNATIONAL

CODE COUNCIL. NOT LESS THAN ONE (1) COPY OF THE INTERNATIONAL FIRE CODE 2003 SHALL BE KEPT ON FILE IN THE TOWN HALL.

43-21 MODIFICATIONS.

THE INTERNATIONAL FIRE CODE 2003, AS ADOPTED BY § 43-20, IS MODIFIED AS SET FORTH BELOW:

A. IN THE SECOND LINE OF SECTION 101.1 ON PAGE 1, IN THE SPACE LABELED "[NAME OF JURISDICTION]" INSERT "TOWN OF INDIAN HEAD."

B. SECTIONS 102.6 AND 102.4 ON PAGE 1 ARE REVISED TO READ AS FOLLOWS:

102.6 REFERENCED STANDARDS: THE STANDARDS REFERENCED IN THIS CODE AND LISTED IN CHAPTER 45 SHALL BE CONSIDERED PART OF THE REQUIREMENTS OF THIS CODE TO THE PRESCRIBED EXTENT OF EACH SUCH REFERENCE, EXCEPT TO THE EXTENT THAT ANY OF SUCH STANDARDS HAVE BEEN EXPRESSLY MODIFIED IN THE CODE OF THE TOWN OF INDIAN HEAD. IN ANY SITUATION WHERE A PROVISION OF THIS CODE CONFLICTS WITH THE PROVISION OF ANY SUCH STANDARD, OR WITH THE PROVISION OF ANY OTHER LAW, ORDINANCE, CODE OR REGULATION, THE PROVISION WHICH ESTABLISHES THE HIGHER STANDARD FOR THE PROMOTION AND PROTECTION OF THE PUBLIC HEALTH, SAFETY AND WELFARE SHALL PREVAIL, REGARDLESS WHICH MAY HAVE BEEN ENACTED FIRST, EXCEPT THAT IF A PROVISION OF THIS CODE CONFLICTS WITH THE MARYLAND ACCESSIBILITY CODE AS ADOPTED BY THE MARYLAND DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT, THE MARYLAND ACCESSIBILITY CODE SHALL PREVAIL.

102.4 APPLICATION OF BUILDING CODE: THE DESIGN AND CONSTRUCTION OF NEW STRUCTURES TO PROVIDE EGRESS FACILITIES, FIRE PROTECTION, AND BUILT-IN FIRE PROTECTION EQUIPMENT SHALL BE CONTROLLED BY THE "INTERNATIONAL BUILDING CODE 2003" AND THE "INTERNATIONAL RESIDENTIAL CODE FOR ONE-AND TWO-FAMILY DWELLINGS 2003" AS ADOPTED BY CHAPTER 43 OF THE CODE OF THE TOWN OF INDIAN HEAD. REPAIRS, ALTERATIONS AND ADDITIONS TO EXISTING STRUCTURES SHALL COMPLY WITH THE INTERNATIONAL EXISTING BUILDING CODE.

C. DELETE IN ITS ENTIRETY SECTION 103, DEPARTMENT OF FIRE PREVENTION, ON PAGE 2, AND SUBSTITUTE THE FOLLOWING:

**SECTION 103
CODE OFFICIAL**

103.1 GENERAL. THIS CODE SHALL BE ADMINISTERED AND ENFORCED BY THE CODE OFFICIAL. THE CODE OFFICIAL SHALL BE THE DIRECTOR OF PUBLIC WORKS OF THE TOWN, OR SUCH OTHER PERSONS AS THE TOWN'S TOWN MANAGER MAY DESIGNATE.

D. SECTION 105.1.1 ON PAGE 3 IS REVISED TO READ AS FOLLOWS:

105.1.1 PERMITS REQUIRED: PERMITS REQUIRED BY THIS CODE SHALL BE OBTAINED FROM THE TREASURER OF THE TOWN AFTER PAYMENT OF SUCH FEES AS MAY BE PRESCRIBED BY ORDINANCE ADOPTED BY THE TOWN COUNCIL FROM TIME TO TIME. ISSUED PERMITS SHALL BE KEPT ON THE PREMISES DESIGNATED THEREIN AT ALL TIMES AND SHALL BE READILY AVAILABLE FOR INSPECTION BY THE CODE OFFICIAL.

E. THE LAST SENTENCE OF SECTION 105.2.4 ON PAGE 4 IS REVISED TO READ AS FOLLOWS:

IF THE CODE OFFICIAL IS SATISFIED THAT THE PROPOSED WORK OR OPERATION CONFORMS TO THE REQUIREMENTS OF THIS CODE AND ALL LAWS AND ORDINANCES APPLICABLE THERETO, THE CODE OFFICIAL SHALL AUTHORIZE THE ISSUANCE OF A PERMIT FOR SUCH WORK

F. THE FIRST SENTENCE OF SECTION 105.3.4 ON PAGE 4 IS REVISED TO READ AS FOLLOWS:

WHERE PERMITS ARE REQUIRED AND UPON REQUEST OF A PERMIT APPLICANT, THE CODE OFFICIAL MAY AUTHORIZE THE ISSUANCE OF A CONDITIONAL PERMIT TO OCCUPY THE PREMISES OR PORTION THEREOF BEFORE THE ENTIRE WORK OR OPERATIONS ON THE PREMISES IS COMPLETED, PROVIDED THAT SUCH PORTION OR PORTIONS WILL BE OCCUPIED SAFELY PRIOR TO FULL COMPLETION OR INSTALLATION OF EQUIPMENT AND OPERATIONS WITHOUT ENDANGERING PERSON, PROPERTY OR PUBLIC WELFARE.

G. THE FIRST SENTENCE OF SECTION 105.3.7 ON PAGE 4 IS REVISED TO READ AS FOLLOWS:

ALL PERMITS REQUIRED BY THIS CODE SHALL BE ISSUED ON APPROVED FORMS FURNISHED FOR THAT PURPOSE.

H. SECTION 105.6 ON PAGE 5 IS REVISED TO READ AS FOLLOWS:

105.6 REQUIRED OPERATIONAL PERMITS. THE CODE OFFICIAL MAY AUTHORIZE THE ISSUANCE OF OPERATIONAL PERMITS FOR THE OPERATIONS SET FORTH IN SECTIONS 105.6.1 THROUGH 105.6.47.

I. SECTION 105.7 ON PAGE 9 IS REVISED TO READ AS FOLLOWS:

105.7 REQUIRED CONSTRUCTION PERMITS. THE CODE OFFICIAL MAY AUTHORIZE THE ISSUANCE OF CONSTRUCTION PERMITS FOR WORK AS SET FORTH IN SECTIONS 105.7.1 THROUGH 105.7.12.

J. SECTIONS 108.1 AND 108.3 ON PAGE 11 ARE DELETED AND NEW SECTION 108.1 IS SUBSTITUTED, TO READ AS FOLLOWS:

108.1 BOARD OF APPEALS. THE BOARD OF APPEALS PROVIDED FOR IN CHAPTER 6 OF THE CODE OF THE TOWN OF INDIAN HEAD MAY HEAR APPEALS OF ORDERS, DECISIONS OR DETERMINATIONS MADE BY THIS CODE. ALL APPEALS FILED PURSUANT TO THIS SECTION 108 SHALL BE GOVERNED BY THE PROVISIONS OF CHAPTER 6 OF SUCH CODE AND BY ANY RULES OF PROCEDURE ADOPTED BY THE BOARD OF APPEALS PURSUANT TO CHAPTER 6.

K. SECTION 109.2.3 ON PAGE 11 IS REVISED TO READ AS FOLLOWS:

109.2.3 FAILURE TO CORRECT VIOLATION: IF THE NOTICE OF VIOLATION IS NOT COMPLIED WITH WITHIN THE TIME SPECIFIED IN THE NOTICE, THE CODE OFFICIAL, WITH THE APPROVAL OF THE TOWN'S TOWN MANAGER, MAY REQUEST THE TOWN ATTORNEY TO INSTITUTE APPROPRIATE CIVIL PROCEEDINGS TO RESTRAIN, CORRECT OR ABATE SUCH VIOLATION, OR TO REQUIRE THE REMOVAL OR TERMINATION OF THE UNLAWFUL OCCUPANCY OF THE STRUCTURE IN VIOLATION OF THE PROVISIONS OF THIS CODE OR OF THE ORDER OR DIRECTION MADE PURSUANT THERETO.

L. SECTION 109.3 ON PAGE 12 IS REVISED TO READ AS FOLLOWS:

109.3 VIOLATIONS AND PENALTIES:

1. KNOWING AND INTENTIONAL VIOLATIONS OF THIS CODE, AND OF ANY ORDERS ISSUED PURSUANT TO THIS CODE, ARE DECLARED TO BE MISDEMEANORS. ANY PERSON WHO KNOWINGLY AND WILLFULLY VIOLATES ANY PROVISION OF THIS CODE SHALL, UPON CONVICTION, BE SUBJECT TO A PENALTY AS SET FORTH IN CHAPTER 1, ARTICLE IV, AND PARTICULARLY § 1-35, OF THE CODE OF THE TOWN OF INDIAN HEAD (1990.)

2. EXCEPT AS PROVIDED IN PARAGRAPH 1 ABOVE, VIOLATIONS OF THIS CODE, AND OF ANY ORDERS ISSUED PURSUANT TO THIS CODE, ARE DECLARED TO BE MUNICIPAL INFRACTIONS, AND SHALL BE SUBJECT TO THE PENALTIES AND PROCEDURES AS PROVIDED IN CHAPTER 1, ARTICLE IV, AND PARTICULARLY § 1-37, OF THE CODE OF THE TOWN OF INDIAN HEAD (1990, AS AMENDED).

M. THE DEFINITION OF "FIRE CODE OFFICIAL" AS CONTAINED IN SECTION 202 ON PAGE 15 IS REVISED TO READ AS FOLLOWS:

CODE OFFICIAL: THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS OF THE TOWN, OR SUCH OTHER PERSON AS THE TOWN'S TOWN MANAGER MAY DESIGNATE. THE FIRE CODE OFFICIAL ALSO IS REFERRED TO IN THIS CODE AS THE "CODE OFFICIAL."

N. ADD NEW SECTION 1028 ON PAGE 133 TO READ AS FOLLOWS:

**SECTION 1028
INFORMATION SIGNS**

1028.1 GENERAL: A SIGN SHALL BE PROVIDED AT EACH FLOOR LANDING IN ALL INTERIOR STAIRWAYS MORE THAN THREE STORIES ABOVE GRADE, DESIGNATING THE FLOOR LEVEL ABOVE THE FLOOR OF DISCHARGE. ALL ELEVATOR LOBBY CALL STATIONS ON ALL FLOOR LEVELS SHALL BE MARKED WITH APPROVED SIGNS IN ACCORDANCE WITH THE REQUIREMENTS FOR NEW BUILDINGS IN THE TOWN BUILDING CODE. IN ADDITION TO ANY SUCH REQUIREMENTS IN THE TOWN BUILDING CODE, ALL ELEVATOR LOBBY CALL STATIONS ON ALL FLOOR LEVELS SHALL BE MARKED WITH APPROVED SIGNS READING AS FOLLOWS: "USE STAIRWAYS IN CASE OF FIRE - DO NOT USE ELEVATORS." THIS LATTER REQUIREMENT SHALL APPLY TO ALL EXISTING AND NEWLY CONSTRUCTED BUILDINGS.

EXCEPTION: THE EMERGENCY SIGN SHALL NOT BE REQUIRED FOR ELEVATORS THAT ARE PART OF AN ACCESSIBLE MEANS OF EGRESS COMPLYING WITH THE TOWN BUILDING CODE.

O. CHAPTERS 27 THROUGH 44 ARE DELETED IN THEIR ENTIRETIES.

P. NEW CHAPTER 46, MISCELLANEOUS PROVISIONS, IS ADDED AFTER CHAPTER 45, TO READ AS FOLLOWS:

**CHAPTER 46
MISCELLANEOUS PROVISIONS**

SECTION 4600 GENERAL

4600.1 RESTRICTED LOCATIONS (STORAGE).

4600.1.1 CLASS I LIQUIDS: THE STORAGE OF CLASS I LIQUIDS IN ABOVEGROUND TANKS OUTSIDE OF BUILDINGS IS PROHIBITED WITHIN THE ENTIRE CORPORATE LIMITS OF THE TOWN OF INDIAN HEAD, EXCEPT THAT THIS PROHIBITION SHALL NOT APPLY TO CLASS I LIQUIDS IN ABOVEGROUND TANKS FOR THE SOLE PURPOSE OF PRIVATE STORAGE OF HEATING FUEL FOR PRIVATE RESIDENCES.

4600.1.2 BULK PLANTS: NO NEW BULK PLANTS SHALL BE CONSTRUCTED WITHIN THE ENTIRE CORPORATE LIMITS OF THE TOWN OF INDIAN HEAD, EXCEPT THAT THIS PROHIBITION SHALL NOT APPLY TO BULK PLANTS IN INDUSTRIAL ZONED DISTRICTS WHICH PERMIT SUCH BULK PLANTS.

4600.2 VEHICLE ROUTING: VEHICLES TRANSPORTING HAZARDOUS CHEMICALS SHALL BE ROUTED TO AVOID CONGESTED TRAFFIC AND DENSELY POPULATED AREAS. SUCH VEHICLES TRANSPORTING HAZARDOUS CHEMICALS SHALL USE INDIAN HEAD HIGHWAY OR SUCH OTHER ROUTES AS SHALL BE ESTABLISHED FROM TIME TO TIME BY THE CODE OFFICIAL.

4600.3 LOCATION OF CONTAINERS: BULK STORAGE OF LIQUEFIED PETROLEUM GAS IS HEREBY RESTRICTED WITHIN THE ENTIRE CORPORATE LIMITS OF THE TOWN OF INDIAN HEAD TO INDUSTRIAL ZONED DISTRICTS WHICH PERMIT SUCH BULK STORAGE. THIS PROVISION SHALL NOT APPLY TO EXISTING LAWFUL STORAGE.

4600.4 FIRE LANES.

4600.4.1 ESTABLISHMENT OF FIRE LANES: THE TOWN'S TOWN MANAGER SHALL ESTABLISH AND CAUSE TO BE MARKED FIRE LANES, FROM TIME TO TIME, AS HE DEEMS NECESSARY, UPON RECOMMENDATION BY THE CODE OFFICIAL AND THE CHIEF OF THE INDIAN HEAD VOLUNTEER FIRE DEPARTMENT.

4600.4.2 OBSTRUCTION OF FIRE LANES: ANY SNOW, DEBRIS, CONSTRUCTION MATERIAL OR OTHER MATTER WHICH IS PLACED IN SUCH A MANNER AS TO OBSTRUCT OR INTERFERE WITH THE CONNECTION OF A HOSE TO A FIRE HYDRANT SHALL BE DEEMED PLACED IN VIOLATION OF THIS SECTION. ANY VEHICLE, ON PRIVATE PROPERTY OR OTHERWISE, WHICH IS PARKED IN SUCH A MANNER AS TO OBSTRUCT OR INTERFERE WITH THE CONNECTION OF A HOSE TO A FIRE HYDRANT SHALL BE DEEMED PARKED IN VIOLATION OF THIS SECTION.

4600.4.3 NOTICE OF VIOLATION: WHENEVER ANY ENTRANCE OR EXIT, SIDEWALK OR FIRE HYDRANT IS OBSTRUCTED BY SNOW, DEBRIS, CONSTRUCTION MATERIAL, VEHICLES OR OTHER MATTER LIKELY TO INTERFERE WITH THE INGRESS OR THE OPERATION OF FIRE APPARATUS OR OTHER EMERGENCY VEHICLES IN CASE OF FIRE, THE CODE OFFICIAL MAY ORDER THE OBSTRUCTION REMOVED.

4600.4.4 FAILURE TO CORRECT VIOLATIONS: IF THE ORDER TO REMOVE THE OBSTRUCTION OF THE FIRE LANES IS NOT COMPLIED WITH PROMPTLY, THE CODE OFFICIAL, WITH THE APPROVAL OF THE TOWN'S TOWN MANAGER, MAY REQUEST THE LEGAL COUNSEL OF THE TOWN TO INSTITUTE THE APPROPRIATE PROCEEDING AT LAW OR IN EQUITY TO RESTRAIN, CORRECT OR ABATE SUCH VIOLATION. IF THE OBSTRUCTION IS A MOTOR VEHICLE, AND IF THE MOTOR VEHICLE PRESENTS AN ACTUAL IMPEDIMENT TO THE INGRESS, EGRESS, OR OTHER OPERATION OF FIRE APPARATUS OR OTHER EMERGENCY VEHICLES, THE CODE OFFICIAL MAY ORDER THE VEHICLE TOWED AWAY AND STORED AT THE OWNER'S EXPENSE.

4600.5 AUTHORITY AT FIRES AND OTHER EMERGENCIES: THE PERSON IN CHARGE AT THE SCENE OF A FIRE OR OTHER EMERGENCY INVOLVING THE PROTECTION OF LIFE AND/OR PROPERTY IS EMPOWERED TO DIRECT SUCH OPERATIONS AS MAY BE NECESSARY TO EXTINGUISH OR CONTROL ANY SUSPECTED OR REPORTED FIRES, GAS LEAKS OR OTHER HAZARDOUS CONDITIONS OR SITUATIONS OR TO TAKE ANY OTHER ACTION NECESSARY IN THE REASONABLE PERFORMANCE OF HIS DUTY. THE PERSON IN CHARGE AT THE SCENE MAY PROHIBIT ANY PERSON, VEHICLE OR OBJECT FROM APPROACHING THE SCENE AND MAY REMOVE OR CAUSE TO BE REMOVED FROM THE SCENE ANY PERSON, VEHICLE OR OBJECT WHICH MAY IMPEDE OR INTERFERE WITH THE FIRE SUPPRESSION OR OTHER EMERGENCY OPERATIONS. THE PERSON IN CHARGE AT THE SCENE MAY REMOVE OR CAUSE TO BE REMOVED ANY PERSON, VEHICLE OR OBJECT FROM HAZARDOUS AREAS. ALL PERSONS ORDERED TO LEAVE A HAZARDOUS AREA SHALL DO SO IMMEDIATELY AND SHALL NOT RE-ENTER THE AREA UNTIL AUTHORIZED TO DO SO.

4600.6 INTERFERENCE WITH EMERGENCY OPERATIONS: IT SHALL BE UNLAWFUL TO INTERFERE WITH, ATTEMPT TO INTERFERE WITH, CONSPIRE TO INTERFERE WITH, OBSTRUCT OR RESTRICT THE MOBILITY OF OR BLOCK THE PATH OF TRAVEL OF ANY FIRE APPARATUS OR OTHER EMERGENCY VEHICLE IN ANY WAY OR TO INTERFERE WITH, ATTEMPT TO INTERFERE WITH, CONSPIRE TO INTERFERE WITH, OBSTRUCT OR HAMPER ANY FIRE SUPPRESSION OR OTHER EMERGENCY OPERATION.

4600.7 COMPLIANCE WITH ORDERS: A PERSON SHALL NOT WILLFULLY FAIL OR REFUSE TO COMPLY WITH ANY LAWFUL ORDER OR DIRECTION OF FIRE OR LAW ENFORCEMENT OFFICIALS AT THE SCENE OF A FIRE OR OTHER EMERGENCY OPERATION OR INTERFERE WITH THE COMPLIANCE ATTEMPTS OF ANOTHER INDIVIDUAL.

4600.8 UNLAWFUL BOARDING OR TAMPERING WITH FIRE EMERGENCY EQUIPMENT: A PERSON SHALL NOT, WITHOUT PROPER AUTHORIZATION FROM THE PERSON IN CHARGE OF FIRE EMERGENCY EQUIPMENT, CLING TO, ATTACH HIMSELF TO, CLIMB UPON OR INTO, BOARD OR SWING UPON ANY SUCH FIRE EMERGENCY VEHICLE, WHETHER THE SAME IS IN MOTION OR AT REST, OR SOUND THE SIREN, HORN, BELL OR OTHER SOUND PRODUCING DEVICE THEREON, OR MANIPULATE OR TAMPER WITH OR ATTEMPT TO MANIPULATE OR TAMPER WITH ANY LEVERS, VALVES, SWITCHES, STARTING DEVICES, BRAKES, PUMPS OR ANY EQUIPMENT OR PROTECTIVE CLOTHING ON OR A PART OF ANY FIRE EMERGENCY VEHICLE.

4600.9 DAMAGE OR INJURY TO FIRE EQUIPMENT PERSONNEL: IT SHALL BE UNLAWFUL FOR ANY PERSON TO DAMAGE OR DEFACE OR ATTEMPT TO CONSPIRE TO DAMAGE OR DEFACE ANY FIRE EMERGENCY VEHICLE AT ANY TIME OR TO INJURE OR ATTEMPT TO INJURE OR CONSPIRE TO INJURE FIRE PERSONNEL WHILE PERFORMING OFFICIAL DUTIES.

4600.10 SALE OF DEFECTIVE FIRE EXTINGUISHERS: A PERSON SHALL NOT SELL, TRADE, LOAN OR GIVE AWAY ANY FORM, TYPE OF KIND OF FIRE EXTINGUISHER WHICH IS NOT APPROVED BY THE STATE FIRE MARSHAL OR WHICH IS NOT IN PROPER WORKING ORDER OR THE CONTENTS OF WHICH DO NOT MEET THE REQUIREMENTS OF THE STATE FIRE MARSHAL. THE REQUIREMENTS OF THIS SECTION SHALL NOT APPLY TO THE SALE, TRADE OR EXCHANGE OF OBSOLETE OR DAMAGED EQUIPMENT FOR JUNK WHEN SAID UNITS ARE PERMANENTLY MARKED WITH PERMANENT SIGN IDENTIFYING THE UNIT AS JUNK.

4600.11 HYDRANT USE APPROVAL: A PERSON SHALL NOT USE OR OPERATE ANY FIRE HYDRANT INTENDED FOR USE FOR FIRE SUPPRESSION PURPOSES UNLESS SUCH PERSON FIRST SECURES A PERMIT FOR SUCH USE FROM THE CODE OFFICIAL. THIS SECTION SHALL NOT APPLY TO THE USE OF SUCH HYDRANTS BY A PERSON EMPLOYED BY, AND AUTHORIZED TO MAKE SUCH USE BY THE TOWN.

4600.12 MAINTENANCE OF FIRE SUPPRESSION EQUIPMENT: A PERSON SHALL NOT OBSTRUCT, REMOVE, TAMPER WITH OR OTHERWISE DISTURB ANY FIRE HYDRANT OR FIRE APPLIANCE REQUIRED TO BE INSTALLED OR MAINTAINED UNDER ANY PROVISION OF THIS CODE EXCEPT FOR THE PURPOSE OF EXTINGUISHING A FIRE, TRAINING OR TESTING PURPOSES, RECHARGING OR MAKING NECESSARY REPAIRS OR WHEN PERMITTED BY THE CODE OFFICIAL. WHENEVER A FIRE APPLIANCE IS REMOVED AS HEREIN PERMITTED, IT SHALL BE REPLACED OR RE-INSTALLED AS SOON AS THE PURPOSE FOR WHICH IT WAS REMOVED HAS BEEN ACCOMPLISHED. DEFECTIVE AND NON-APPROVED FIRE APPLIANCES OR EQUIPMENT SHALL BE REPLACED OR REPAIRED AS DIRECTED BY THE CODE OFFICIAL.

4600.13 STREET OBSTRUCTIONS: A PERSON OR PERSONS SHALL NOT ERECT, CONSTRUCT, PLACE, OR MAINTAIN ANY BUMPS, FENCES, GATES, CHAINS, BARS, PIPES, WOOD OR METAL HORSES OR ANY OTHER TYPE OF OBSTRUCTION IN OR ON ANY STREET WITHIN THE BOUNDARIES OF THE TOWN, EXCEPT AS AUTHORIZED BY TOWN COUNCIL. THE WORD STREET AS USED IN THIS SECTION MEANS ANY ROADWAY ACCESSIBLE TO THE PUBLIC FOR VEHICULAR TRAFFIC, INCLUDING, BUT NOT LIMITED TO, PRIVATE STREETS OR ACCESS LANES, AS WELL AS ALL PUBLIC STREETS AND HIGHWAYS WITHIN THE BOUNDARIES OF THE TOWN.

SECTION 2. AND BE IT FURTHER ENACTED, That Section 1-37.J of the Code of the Town of Indian Head (1990 Edition, as amended) be and it hereby is repealed and reenacted, with amendments, to read as follows:

ARTICLE IV, General Penalty

1-37. Municipal Infractions.

J. Enumeration of Code provisions to which this section is applicable:

* * *

(12) CHAPTER 43, BUILDING CONSTRUCTION, ARTICLE X, FIRE CODE.

SECTION 3. AND BE IT FURTHER ENACTED, That if any provision of this Ordinance, or the application thereof to any person or circumstance is held invalid for any reason, such invalidity shall not affect the other provisions or any other application of this Ordinance which can be given effect without the invalid provisions or application, and to this end, all the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. AND BE IT FURTHER ENACTED, that this Ordinance shall become effective at the expiration of twenty (20) calendar days after its approval by the Council.

INDIAN HEAD TOWN COUNCIL

Dennis J. Scheesele
Dennis J. Scheesele, Mayor

Margie A. Posey
Margie A. Posey, Vice Mayor

Mary E. Thompson
Mary E. Thompson, Councilwoman

ATTEST:

Heather Shreve
Clerk of Council

12-4-06
Date

EXPLANATION:
CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.
((Double Parenthesis)) indicate matter deleted from existing law.
Underlining indicates amendments to bill.
~~Strike-Out~~ indicates matter stricken from bill by amendment or deleted from the law by amendment.