

**NOTICE TO THE RESIDENTS
OF THE
CHARTER TOWNSHIP OF NORTHVILLE**

**PROPOSED AMENDMENT TO
ORDINANCE Chapter 79**

PLEASE TAKE NOTICE that the Charter Township of Northville Board of Trustees will be considering adoption of the proposed amendment to Ordinance Chapter 79 (Fire Prevention) at their Regular Meeting on March 18, 2021 at 7:00 P.M. at the Northville Township Hall located at 44405 Six Mile Road, Northville, Michigan 48168. This amendment was introduced at the Board of Trustee meeting of February 18, 2021.

Chapter 79 Fire Prevention - Proposed Amendments

79.1 STATUTORY AUTHORITY - ACTION: None

79.2 ADOPTION OF STANDARDS BY REFERENCE - ACTION: AMEND AS FOLLOWS:

A certain document, one copy of which is on file in the office of the Clerk of the Charter Township of Northville, being marked and designated as the "~~2015~~ 2021 Edition of the International Fire Code and the Appendix chapters" as published by the International Code Council, be and is hereby adopted as the Fire Code of the Charter Township of Northville in the State of Michigan for the control of buildings, structures and premises as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code hereby referred to, adopted and made a part hereof as if fully set out in this chapter, with the additions, insertions, deletions and changes, if any, prescribed in § 79-5 of this chapter.

79.3 TITLE - ACTION: AMEND AS FOLLOWS:

This chapter shall be known as the "Fire ~~Prevention~~ Code of the Charter Township of Northville."

79.4 AVAILABILITY OF COPIES OF CODE - ACTION: None

79.5 AMENDMENTS TO CODE - ACTION: AMEND AS NOTED BELOW:

The following sections and subsections of the Fire Code identified in § 79-2 are hereby amended or deleted as set forth and additional sections and subsections are added as indicated hereafter. Subsequent section numbers used in this section shall refer to like numbered sections of the International Fire Code.

A. Section 101.1 is amended to read as follows:

a. 101.1 Title. These regulations shall be known as the Fire Code of the Charter Township of Northville and are hereafter referred to as the "code."

B. Section 112.4 is amended to read as follows (note section 109.4 has been moved to 112.4):

a. 112.4 Violation penalties. ~~Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a [SPECIFY OFFENSE], punishable by a fine of not more than [AMOUNT] dollars or by imprisonment not exceeding [NUMBER OF DAYS], or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.~~

~~Section 109.4 is amended to read as follows:~~

~~109.4 Penalties. Any person who shall violate any of the provisions of this chapter shall be responsible for a municipal civil infraction, subject to the following penalties:~~

1. The following civil fines shall apply in the event of a determination of responsibility for a municipal civil infraction, unless a different fine is specified in connection with a particular section:

(a) First offense. The civil infraction for a first offense violation shall be in the amount determined by the Charter Township of Northville's fee schedule, established by the Board of Trustees, plus costs and other sanctions for each offense.

(b) Repeat offense. The civil fine for any offense which is a repeat offense shall be in the amount determined by the Charter Township of Northville's fee schedule, established by the Board of Trustees, plus costs and other sanctions for each offense.

2. In addition to ordering the defendant determined to be responsible for a municipal civil infraction to pay a civil fine, costs, damages and expenses, the Judge or Magistrate shall be authorized to issue any judgment, writ or order necessary to enforce, or enjoin violation of, the chapter.

3. Continuing offense. Each act of violation, and on each day upon which any such violation shall occur, shall constitute a separate offense.

4. Remedies not exclusive. In addition to any remedies provided for by the Code of the Charter Township of Northville, any equitable or other remedies available may be sought.

5. The Judge or Magistrate shall be authorized to impose costs, damages and expenses as provided by the law.

6. A municipal civil infraction shall not be a lesser included offense of a criminal offense or of an ordinance violation which is not a civil infraction.

C. Section 307.1 is amended to read as follows:

a. 307.1 General. Open burning and outdoor fires shall be conducted in compliance with the written Outdoor Fire Guidelines of the Northville Township Fire Department as established by the Fire Code Official. ~~Printed copies of the Outdoor Fire Guidelines are available to the public at the Fire Department during regular business hours. This document can be accessed via the Township website or upon request to the Northville Township Fire Department.~~

b. Remove IFC Sections 307.4, 307.4.1, 307.4.2 and 307.4.3.

D. Section 1103.5.3 is amended to read as follows:

a. 1103.5.3 Group I-2, Condition 2. In addition to the requirements of Section 1103.5.2, existing buildings of Group I-2, Condition 2 occupancy shall be equipped throughout with an approved automatic sprinkler system in accordance with Section 903.3.1.1. The automatic sprinkler system shall be installed as established by the adopting ordinance **and the Michigan Building Code.**

E. Section 5704.2.9.6.1 is amended to read as follows:

a. 5704.2.9.6.1 Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground tanks outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. **Storage is limited in all zoning districts except Office, Research & Technology (ORT) & Industrial and subject to special land use approval.**

F. Section 5706.2.4.4 is amended to read as follows:

a. 5706.2.4.4 Locations where above-ground tanks are prohibited. The storage of Class I and II liquids in above-ground tanks is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. **Storage is limited in all zoning districts except Office, Research & Technology (ORT) & Industrial and subject to special land use approval.**

G. Section 5806.2 is amended to read as follows:

a. 5806.2 Limitations. Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is prohibited. Storage capacity is limited in all zoning districts except Office, Research & Technology (ORT) & Industrial and subject to special land use approval.

H. Section 6104.2 is amended to read as follows:

a. 6104.2 Maximum capacity within established limits. Within the limits established by law restricting the storage of liquefied petroleum gas for the protection of heavily populated or congested areas, the aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7570 L). **Storage capacity is limited in all zoning districts except Office, Research & Technology (ORT) & Industrial and subject to special land use approval.**

i. Exception: In particular installations, this capacity limit shall be determined by the fire code official, after consideration of special features such as topographical conditions, nature of occupancy, and proximity to buildings, capacity of proposed LP-gas containers, degree of fire protection to be provided and capabilities of the local fire department.

79.6 AFFECT ON EXISTING ACTIONS - ACTION: None

79.7 AFFECT ON EXISTING VIOLATIONS - ACTION: None

A copy of the full Ordinance and amendment can be viewed by appointment during normal business hours of 8 a.m. to 4:30 p.m. at the Office of the Township Clerk, Northville Township Hall, 44405 Six Mile Road, Northville Michigan 48168.

Roger Lundberg
Clerk