

CRESTED BUTTE FIRE PROTECTION DISTRICT

Resolution 1

Series 2005

A RESOLUTION ADOPTING AND AMENDING THE 2003 INTERNATIONAL FIRE CODE, PRESCRIBING REGULATIONS GOVERNING CONDITIONS HAZARDOUS TO LIFE AND PROPERTY FROM FIRE, HAZARDOUS USES OR EXPLOSION, ESTABLISHING A DEPARTMENT OF FIRE PREVENTION AND PROVIDING OFFICERS THEREFOR AND DEFINING THEIR POWERS AND DUTIES.

WHEREAS, the Board of Directors (herein "Board") of the Crested Butte Fire Protection District (herein "District") deems it necessary to adopt the following code for the purpose of establishing rules of conduct and standards for the protection of life, health, property, security and welfare of the inhabitants of the District; and

WHEREAS, the Board has considered the effect of fire code enforcement within the boundaries of the District and has determined that enforcement of the proposed code would not cause undue hardship or suppression of economic growth within the District; and

WHEREAS, the Board has studied the necessity for realistic and reasonable level of fire protection to be provided by a rural fire protection district which also includes National Forest, BLM, Colorado State land, unincorporated Gunnison County land, municipalities, large expanses of agricultural land, remote outlying single family residences, some areas of medium to high density residential development, mineral and natural resources extraction, aviation facilities and including some industrial and commercial activities;

NOW, THEREFORE, BE IT RESOLVED THAT:

Section 1. That a certain document, three (3) copies of which are on file in the office of the District Manager of the District, being marked and designated as the *International Fire Code*, 2003 edition, including Appendix Chapters B, C, D, E, F & G, as published by the International Code Council, be and is hereby adopted as the Fire Code of the District, in the State of Colorado regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of the District are hereby referred to, adopted, and made a part hereof, as if fully set out in this resolution, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this resolution. State and EPA regulations shall take precedence if there is a conflict with any International Fire Code regulations pertaining to the use, storage, handling of, manufacture of, or dispensing of flammable and combustible liquids, cryogenic materials, aerosols, compressed gases, corrosive materials, explosives and fire works, flammable gases and solids, highly toxic and toxic materials, liquefied petroleum gases, organic peroxides, oxidizers, pyrophoric materials, pyroxylin (cellulose nitrate) plastic, unstable (reactive) materials, water reactive solids and liquids, or any other material which may be characterized or become known as a Hazardous Material.

Section 2. That the followings sections are hereby revised:

SECTION 101 GENERAL

101.1 Title. Insert, [Crested Butte Fire Protection District]

SECTION 102 APPLICABILITY

102.6 Referenced Codes and Standards and 102.7 Subjects not regulated by this code. Add, "The most current NFPA edition shall be utilized."

SECTION 106 INSPECTIONS

Add, "**106.4 Requests for inspections.** Requests for inspections shall be submitted at least five (5) working days prior to the date of the requested inspections."

SECTION 108 BOARD OF APPEALS

108.1 Add, "The Board of Directors of the District shall be considered as the Board of Appeals."

SECTION 109 VIOLATIONS

109.3 Violation penalties. Insert, "...shall be guilty of a [misdemeanor], punishable by a fine of not less than [50.00] dollars nor more than [1,000.00] dollars or by imprisonment not exceeding [1 year], or both such fine and imprisonment."

SECTION 111 STOP WORK ORDER

111.4 Failure to Comply. Insert, "...shall be liable to a fine of not less than [50.00] dollars or more than [1,000.00] Dollars."

SECTION 508 FIRE PROTECTION WATER SUPPLIES

Add, "**508.1.1 Inadequate Water Supply.** Where required fire flows cannot be provided, an approved fire suppression system complying with Section 9 of this code and the Guidelines & Standards of the District shall be installed throughout every occupancy and structure within the boundaries of the District."

508.5.4 Obstruction. Add, "Snow and/or snow removal operations shall not prevent fire hydrants from being immediately discernible or hinder gaining immediate access."

SECTION 603 FUEL-FIRED APPLIANCES

603.9 Gas Meters. Add, "Locations of gas meters, regulators and piping shall comply with this section and the Guidelines & Standards of the District."

SECTION 903 AUTOMATIC SPRINKLER SYSTEMS

903.2.1.2 Group A-2. Amend sentence, "...occupant load of 100 or more."

903.4 Sprinkler system monitoring and alarms. Add to existing sentence, "Automatic sprinkler systems protecting one, two or multiple family dwellings that are not required to be centrally monitored shall comply with the Guidelines & Standards of the District for Early Warning & Alerting Devices."

Exceptions: Delete #1.

SECTION 907 FIRE ALARM AND DETECTION SYSTEMS

907.2.1 Group A. Replace existing sentence with, "A manual and automatic fire alarm system shall be installed in accordance with NFPA 72 in group A occupancies having an occupant load of 100 or more. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm as required for the Group E occupancy."

Exceptions: Delete.

907.2.2 Group B. Replace existing sentence with, "A manual fire alarm system shall be installed in Group B occupancies having an occupant load of 100 or more persons or more than 50 persons above or below the lowest level of exit discharge."

Exceptions: Delete.

907.2.7 Group M. Exceptions: Delete.

907.2.8.1 Manual fire alarm system. Exceptions: Delete.

907.2.8.2 Automatic fire alarm system. Replace existing sentence with, "An automatic fire alarm system shall be installed throughout all interior corridors serving guestrooms, all common areas, laundry rooms, and mechanical rooms."

907.4.1 Location. Exceptions: Delete.

SECTION 1026 MEANS OF EGRESS FOR EXISTING BUILDINGS

1026.5 Illumination emergency power. 2. Replace existing sentence with, "Group B buildings three or more stories in height or buildings with 100 or more total occupants."

SECTION 3301 GENERAL

3301.2.4 Financial responsibility. Replace the word "jurisdiction" with "District".

SECTION 3803 INSTALLATION OF EQUIPMENT

3803.3 Location of equipment and piping. Add 2nd sentence to read, “Locations of gas meters, regulators and piping shall comply with this section and the Guidelines & Standards of the District.”

CHAPTER 45 REFERENCED STANDARDS

Add to 1st paragraph, “The most current NFPA edition shall be utilized.” Add a bold subsection titled, “**CBFPD**-The most current edition of the *Guidelines, Standards And Fees For The Review Of Fire Protection In Proposed Inclusions To The Crested Butte Fire Protection District, And New Subdivisions, P.U.D.s Or Any Other Buildable Parcel Of Land Within The Crested Butte Fire Protection District.* (Herein ‘Guidelines & Standards of the District’)”

APPENDIX B, FIRE-FLOW REQUIREMENTS FOR BUILDINGS

B103 MODIFICATIONS

Add, “**B103.1.1 Inadequate Water Supply.** Where required fire flows cannot be provided, an approved fire suppression system complying with Section 9 of this code and the Guidelines & Standards of the District shall be installed throughout every occupancy and structure within the boundaries of the District.”

APPENDIX D, FIRE APPARATUS ACCESS ROADS

D101 GENERAL

D101.1 Scope. Change to read, “Fire apparatus access roads shall be in accordance with this appendix, the Guidelines & Standards of the District and all other applicable requirements of the *International Fire Code.*”

D103 MINIMUM SPECIFICATIONS

D103.1 Delete and change to read, “Minimum specifications for fire apparatus access roads shall comply with the Guidelines & Standards of the District.”

D103.2 Delete

D103.3 Delete

D103.4 Delete

D103.5 Delete

D103.6 Signs. Change to **D103.2.**

Section 3. That the geographic limits referred to in certain sections of the 2003 *International Fire Code* are hereby established as follows:

SECTION 3204 STORAGE

3204.3.1.1 Location. Replace second paragraph with, “Storage of flammable cryogenic fluids in stationary containers is prohibited within the boundaries of the District upon parcels with a population density of one living unit or greater per acre. In the event of a conflict with Colorado State or Federal EPA regulations the more stringent regulations shall apply.”

Exception: Tanks legally in existence at the time of the adoption of this resolution, providing they do not pose undo fire or safety hazards.”

SECTION 3404 STORAGE

3404.2.9.5.1 Locations where aboveground tanks are prohibited. Replace existing sentence with, “Storage of Class I and Class II liquids in aboveground tanks outside of buildings is prohibited within the boundaries of the District upon parcels with a population density of one living unit or greater per acre. In the event of a conflict with Colorado State or Federal EPA regulations the more stringent regulations shall apply.

Exception: Tanks legally in existence at the time of the adoption of this resolution, providing they do not pose undo fire or safety hazards.”

SECTION 3406 SPECIAL OPERATIONS

3406.2.4.4 Locations where aboveground tanks are prohibited Replace existing sentence with, “Storage of Class I and Class II liquids in aboveground tanks is prohibited within the boundaries of the District upon parcels with a population density of one living unit or greater per

acre. In the event of a conflict with Colorado State or Federal EPA regulations the more stringent regulations shall apply.

Exception: Tanks legally in existence at the time of the adoption of this resolution, providing they do not pose undo fire or safety hazards.”

SECTION 3804 LOCATION OF CONTAINERS

3804.2 Maximum capacity within established limits. Replace existing sentence with: “Within the boundaries of the District, 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.”

Section 4. That Resolution No.1, Series 1995 of the District adopting the 1991 Uniform Fire Code, Resolution No.1, Series 2004 of the District adopting the 1997 Uniform Fire Code, and all other resolutions or parts of resolutions in conflict herewith are hereby repealed.

Section 5. That if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional; such decision shall not affect the validity of the remaining portions of this resolution. The District hereby declares that it would have passed this resolution, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 6. That nothing in this resolution or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or resolution hereby repealed as cited in Sections 2 & 4 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this resolution.

Section 7. That the District Manager is hereby ordered and directed to cause this resolution to be published.

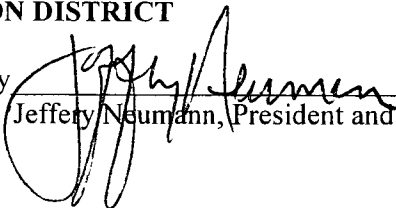
Section 8. That this resolution and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and by in full force and effect on the date when the governing bodies of Gunnison County and/or the municipalities of Crested Butte and Mt Crested Butte pass this resolution from and after the date of its final passage and adoption.

Section 9: DATE OF EFFECT.

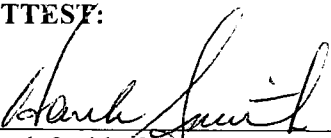
This resolution shall take effect and be enforced within incorporated municipalities and unincorporated portions of Gunnison County from and after its approval as set forth in section 32-1-1002(1)(d), C.R.S.

Adopted this 9th day of August, 2005

CRESTED BUTTE FIRE PROTECTION DISTRICT

By 
Jeffery Neumann, President and Chairperson

ATTEST:


Hank Smith, Secretary