

**ADOPTION OF A FIRE CODE
FOR TELLER COUNTY, COLORADO**

ORDINANCE #16

**AN ORDINANCE PROVIDING FOR THE ADOPTION OF A FIRE CODE FOR
UNINCORPORATED TELLER COUNTY, COLORADO.**

WHEREAS, the Teller County Board of County Commissioners is granted the authority by CRS §30-15-401.5 (1) to adopt ordinances to provide for minimum fire safety standards, and;

WHEREAS, the Teller County Board of County Commissioners established the Teller County Fire Code Adoption and Revision Commission to make recommendations to the Teller County Board of County Commissioners for the minimum fire safety standards to be adopted in Teller County, and;

WHEREAS, the Teller County Fire Code Adoption and Revision Commission has made their recommendation modeled on the provisions contained in the 2003 International Fire Code promulgated by the International Code Council; and also considered the National Fire Code published by the National Fire Protection Association, in the interest of the public health, safety, and welfare and;

WHEREAS, the Teller County Board of Review has recommended approval of the adoption of the 2003 International Fire Code with amendments herein and;

WHEREAS, this ordinance will apply to all unincorporated areas of Teller County and all incorporated towns or cities which elect by ordinance or by resolution to have the provisions hereof apply;

WHEREAS, the Board of County Commissioners finds that the publication and notice of this Ordinance was or will be performed in accordance with C.R.S. 30-15-405 and 30/15/406; and

WHEREAS, THE Board of County Commissioners hereby find, determines and declares that adoption of this Ordinance is necessary for the preservation and protection of the public health, safety and welfare of the inhabitants of Teller County, Colorado.

**BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF
TELLER COUNTY:**

**NOW, THEREFORE, ORDINANCE 16 RESCINDS AND REPLACES
ORDINANCE NO. 10 IN ITS ENTIRETY:**

1. ADOPTION:

There is hereby adopted as the Teller County Fire Code, by reference as if set out at length the International Fire Code 2003 edition, including the table of contents, indices and appendix chapters A, B, and C, as published by the International Code Council, Inc., 4051 West Flossmoor Road, Country Club Hills, IL 60478-5795, further referenced as the "IFC".

This Ordinance will apply to all unincorporated areas of Teller County and is subject to adoption by any incorporated town or city as outlined in C.R.S. § 30-15-401.5.

2) AMENDMENTS

- a) The Teller County Fire Code shall not apply to farms and ranches. The definitions of farms and ranches for use in this ordinance are as defined in C.R.S. § 39-1-102, except for the monetary profit primary purpose requirement and further the definitions are based solely on the **predominant use** of the property, not on the size of the lot or parcel.
- b) Any fire district providing fire protection services may propose Fire Code provisions for its district that are more restrictive than those contained in this Ordinance #16, which provisions will become effective within the petitioning fire district only upon approval of the Board of County Commissioners as an amendment to this Ordinance #16.
- c) Any fire district desirous of contracting with the County for the County to perform inspections related to various aspects of the Teller County Fire Code may request to do so with the following minimum standards:
 - 1. Coordination with the Teller County Community Development Services Division for the inspection of commercial buildings.
 - 2. Coordination with the Teller County Transportation Division for the inspection of road and driveway plans and construction.
 - 3. Utilization of the County Board of Review to resolve conflicts over the interpretation of the Teller County Fire Code.
 - 4. Such district must establish time lines for responses by the fire district to the Teller County Fire Code review issues, to allow for completion by the County of the statutory requirements.
 - 5. The County may allow fire districts the ability to assess the property owner for structural fire fighting when giving mutual aid to the County.
- d) Modifications to the International Fire Code:

CHAPTER 1 ADMINISTRATION

1. Section 101 General

101.1 Title

Add sentence:

The phrase "Teller County, Colorado" shall be inserted in place of the phrase "[NAME OF JURISDICTION]".

2. Section 103 Department of Fire Prevention

103.2 Appointment

Add sentence:

Whenever the words "Fire Code Official" are used throughout the body of text, they shall be held to mean the Fire Chief or the Chief's authorized representative of the respective fire jurisdiction.

3. Section 105 Permits

Add New Section:

105.4.7 Corrected Construction Documents

Prior to the issuance of a Teller County Certificate of Occupancy, corrected construction documents, commonly referred to as "as-built" drawings, for all fire protection systems shall be submitted to the Fire Code Official for review and approval.

4. Section 109 Violations

Add New Section:

109.3.2 Penalties

Violations of this ordinance shall constitute a class 2 petty offense and may be prosecuted in accordance with C.R.S. 30-15-402 and 30-15-410.

The minimum fine for each violation of this Ordinance shall be \$50.00 and there shall be no maximum fine unless such limitation is imposed by state law. It is the intent of this Ordinance that the fine for repeated or multiple violations of this Ordinance, by any one person, shall be significantly increased. All fines may be payable in the form of a mail-in ticket.

When a person is issued a summons and complaint for a violation of this ordinance, the issuing officer may give the person a penalty assessment notice pursuant to Section 16-2-201C.R.S. The notice shall be a summons and complaint, shall identify the alleged offender, shall specify the offense and applicable fine, and shall require that the alleged offender pay the fine or appear to answer the charge at a specified time and place. A duplicate copy shall be sent to the clerk of the county court. If the person given a penalty assessment notice chooses to acknowledge guilt, he may pay the specified fine in person or by mail at the place and within the time specified in the notice. If he chooses not to acknowledge his guilt, he shall appear as required in the notice. Upon trial, if the alleged offender is found guilty, the fine imposed shall be that specified in the notice for the offense of which he was found guilty, but customary court costs may be assessed against him in addition to the fine.

Upon conviction, or admission of guilt pursuant to this **Section 4**, each violation of any provision hereof is punishable as follows:

First Violation	A fine of \$ 50.00
Second Violation	A fine of \$250.00
Third and subsequent violations:	A fine of \$500.00 for each Subsequent violation.

5. Section 111 Stop Work Order

Amend Section 111.4 to Read:

Section 111.4 Failure To Comply

Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be subject to Section 109.3.2 Penalties.

CHAPTER 2
DEFINITIONS

6. Section 202 General Definitions

Fire Code Official

Add sentence:

Whenever the words "Fire Code Official" are used throughout the body of text, they shall be held to mean the Fire Chief or the Chief's authorized representative of the respective fire jurisdiction.

CHAPTER 5
FIRE SERVICE FEATURES

7. Section 506 Key Boxes

Add To Section 506.1 Where required.

All commercial buildings within Teller County, Colorado shall be required to install and maintain a key box in a location as approved by the Fire Code Official. Key boxes shall be installed within 18 months after the adoption of the IFC unless otherwise specified by the Fire Code Official. Key boxes shall contain at least one key to the main entrance door to allow rapid entry of emergency services personnel and the fire alarm system key code, if applicable, for purposes of silencing or resetting the fire alarm system.

Exception: Commercial occupancies that are staffed 24 hours each day, without exception, with employees that are able to allow fire department access to all areas of the building, shall not be required to have key boxes installed.

8. Section 506 Key Boxes

Add New Section:

506.1.2 Key Boxes For Single or Multi Family Dwellings

Businesses operated in residential single or multi-family dwellings may be required to have a key box as described in Section 506.1. The requirement shall be determined by either the Teller County Building Official or the Fire Code Official.

CHAPTER 9 FIRE PROTECTION SYSTEMS

9. Section 901 General

Add To Section 901.6.1 Standards

Inspection, testing and maintenance of automatic sprinkler systems shall be performed by a technician in accordance with NFPA 25 *Standard for the Testing, Inspection and Maintenance of Water-based Fire Protection Systems*.

10. Section 901.9 Fire Department Connection

Add new section:

All fire department connections for fire protection systems and standpipes shall be capped with a locking device of the fire department's specification within 18 months of the adoption of this code. Failure to comply with this section may require the complete flushing of the fire sprinkler system at the discretion of the Fire Code Official.

11. Section 903.3.1.3 NFPA 13 D sprinkler systems.

Add sentence:

Combination fire sprinkler systems may be allowed in NFPA 13D applications provided they are approved by the Fire Code Official.

12. Section 903 Automatic Sprinkler Systems

Add new Section:

903.7 Sprinklers in Elevator Hoistways/Shfts and Equipment Rooms

When elevator hoistways/shfts and equipment rooms are constructed of non-combustible materials and combustible hydraulic liquids are not used and construction meets the requirements of ASME A17.1, sprinklers shall be omitted at the top of the hoistway/shft and the equipment room. In addition to this requirement, only detection shall be provided in conjunction with the fire alarm system and heat detection designed for use with an electrical shunt trip shall be omitted.

13. Section 907 Fire Alarm and Detection Systems

Addition To Section 907.1.1 Construction Documents

All fire alarm system construction documents submitted for consideration and approval shall be accompanied by Checklist 907.1.1 if adopted administratively by individual fire districts or departments. The Fire Code Official will reject construction documents submitted without any such required checklist.

14. Section 907.1.3 Fire Alarm System Graphic Annunciator

Add new Section:

All fire alarm systems shall have at least one graphic annunciator panel with LED indicators within 20 linear feet of the main building entrance. An "AS BUILT" floor plan shall be used to accurately represent all floors of the building and LED indicator lights shall be used to indicate the initiation device/s which have activated the alarm system. A compass rose or similar notation shall be used to orient the graphic to true north. The size of the panel will vary depending on the size of the building, however, the minimum size shall be no less than 250 square inches. The background of the graphic shall be black. The graphic representing the floor plan of the building shall be drawn using white with a stroke of no less than 1/16 inch. Labeling indicating the floor level or other pertinent information shall be of block lettering measuring no less than 1/2 inch in height with a white stroke of no less than 5/64 inch. LED indicator lights shall be no less than 1/8 inch in diameter.

15. Section 907.1.4 Elevator Requirements

Add new Section:

When elevator hoistways/shafts and related equipment rooms meet requirements of ASME A17.1, sprinkler heads shall be eliminated in the hoistway/shaft and the related equipment room. Therefore shunt trips shall not be used to disconnect power to the elevator. Smoke detection shall be required in hoistways/shafts and related equipment rooms and will flash a red light in the elevator car indicating smoke detection in these areas during firefighter operation of the elevator car.

16. Section 907.1.5 Cabinet For Permanent Fire Alarm Records

Add new Section:

A cabinet for permanent fire alarm records shall be required to be installed in every new building with a fire alarm system and in existing buildings when a new fire alarm system is installed. The cabinet for permanent fire alarm records is to be located adjacent to the fire alarm control panel, or as approved by the Fire Code Official.

17. Section 907.2.1.1 System Initiation In Group A Occupancies With An Occupant Load Of 1,000 Or More

Add to Section:

Where required by this code or NFPA 72, all prerecorded and live evacuation messages shall be conducted in the American English and Spanish languages spoken in an intelligible dialect.

18. Section 907.6. WiringSection 907.6.1 Wiring Of Fire Alarm System Components

Add new Section:

All wiring of alarm system components, with the exception of AC components, shall only be performed by installers certified at level I by the National Institute for Certification in Engineering Technologies (NICET), or equivalent. The job superintendent or equivalent shall be certified at least level II NICET or equivalent. Only a state licensed electrician shall wire AC fire alarm system components, which wiring shall be in accordance with the National Electrical Code. Appropriate credentials shall be presented to the Fire Code Official prior to the issuance of a fire protection systems building permit.

CHAPTER 32 CRYOGENIC FLUIDS

19. Section 3204 Storage

Add To Section 3204.3.1.1 Location

The storage of flammable cryogenic fluids in stationary containers is prohibited except as allowed within geographic limits determined by the Fire Code Official.

CHAPTER 34 FLAMMABLE AND COMBUSTIBLE LIQUIDS

20. Section 3404.2.9.5.1 Location

Add to Section:

The storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited except as allowed within geographic limits determined by the Fire Code Official.

21. SECTION 3406.2.4.4 Locations where above-ground tanks are prohibited.

Add to Section:

The storage of Class I and Class II liquids in above-ground tanks is prohibited except within geographic limits determined by the Fire Code Official.

CHAPTER 38 LIQUEFIED PETROLEUM GASES

22. Section 3804. Location of Containers

Add To Section 3804.2 Maximum Capacity within Established limits

The bulk storage of liquefied petroleum gas shall be restricted to geographical limits determined by the Fire Code Official for the protection of heavily populated or congested areas.

In commercial areas the maximum quantity of LPG may be increased to 1,000 gallons water capacity if allowed by the Fire Code Official. Tanks used for the storage of LPG in excess of 500 gallons water capacity shall be installed in accordance with section 3803 and protected from vehicular impact in accordance with section 312.

3) CONFLICTS

In the event of any conflict or inconsistency between the provisions of this Ordinance and the provisions of the incorporated International Fire Code, the provisions of this Ordinance shall control. In the event of any conflict or inconsistency between the provisions of this Ordinance, including the incorporated International Fire Code, and the provisions of any other County Ordinance, regulation, resolution or requirement, the provisions of this Ordinance, including the incorporated International Fire Code, shall control. In the event of any conflict or inconsistency between the provisions of this Ordinance, including the incorporated International Fire Code, and any provision of any state or federal statute, regulation, common law or, requirement:

- a) To the extent that such state or federal matter preempts Teller County's authority, the provisions of the state or federal matter shall control.
- b) Unless the state or federal matter preempts Teller County's authority, the provisions of this Ordinance, including the incorporated International Fire Code, shall control.

4) COMPLIANCE

Compliance with the Teller County Fire Code and the incorporated International Fire Code shall be a condition for the issuance of any permit or approval under the County's Building Code, Land Use Regulations, or Subdivision Regulations, as they may be amended from time to time.

5) SEVERABILITY

This Ordinance is intended to comply with all applicable laws, ordinances rules and regulations. If any provision of this Ordinance or the application thereby to any person or circumstances shall for any reason, or to any extent, be held invalid or unenforceable, the remainder of this Ordinance and the application of such provision to other persons or circumstances shall not be affected thereby, but shall be enforced to the greatest extent permitted by law.

CERTIFICATION: THE FOREGOING ORDINANCE WAS INTRODUCED AND READ ON April 23, 2009, BY THE BOARD OF COUNTY COMMISSIONERS OF TELLER COUNTY, COLORADO, AND APPROVED FOR PUBLICATION.

DATE OF PUBLICATION: May 13, 2009

THE FOREGOING ORDINANCE WAS CONSIDERED ON June 18, 2009 AND
ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS

EFFECTIVE: August 3, 2009

DATE OF SECOND PUBLICATION: July 1, 2009



Patricia Crowson
Teller County Clerk and Recorder

BY: THE TELLER COUNTY BOARD OF COUNTY COMMISSIONERS



Jim Ignatius
Chairman, Board of County Commissioners
Teller County, Colorado

Attest:

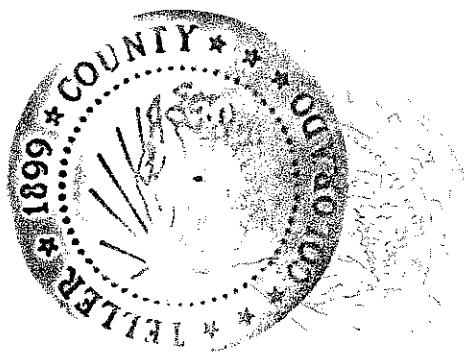


Patricia Crowson
Teller County Clerk and Recorder

Attest:



Krystal Brown
Teller County Deputy Clerk and Recorder



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