

CITY OF BELLEVUE, WASHINGTON

ORDINANCE NO. 279

AN ORDINANCE adopting a Fire Prevention Code prescribing regulations governing conditions hazardous to life and property from fire or explosion, and providing for the enforcement thereof.

THE CITY COUNCIL OF THE CITY OF BELLEVUE DO ORDAIN AS FOLLOWS:

Section 1. Adoption of Fire Prevention Code.

There is hereby adopted by the City of Bellevue for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the National Board of Fire Underwriters, being particularly the 1956 edition thereof and the whole thereof, including Appendices A, B and C, of which code not less than three (3) copies have been and now are filed in the office of the Clerk of the City of Bellevue and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the City of Bellevue.

Section 2. Duties of Bureau of Fire Prevention:

a. The Fire Prevention Code shall be enforced by the Bureau of Fire Prevention of the Fire Department which shall be operated under the supervision of the Fire Marshal.

b. The Fire Marshal may detail inspectors as shall from time to time be necessary.

c. A report of the Bureau of Fire Prevention shall be made annually and transmitted to the City Manager; it shall contain all proceedings under this code, with such statistics as the Fire Marshal may wish to include therein; he shall also recommend any amendments to the code which, in his judgment, shall be desirable.

Section 3. Definitions.

a. Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the City of Bellevue.

b. Wherever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the Attorney for the City of Bellevue.

c. Wherever the words "Chief of the Bureau of Fire Prevention" or "Fire Marshal" are used in the Fire Prevention Code or this ordinance, they shall be held to mean the Fire Marshal of King County Fire District No. 14.

d. Wherever the words "Chief of the Fire Department" or "Fire Chief" are used in the Fire Prevention Code or this ordinance, they shall be held to mean the Chief of King County Fire District No. 14.

e. Wherever the words "Fire Department" are used in the Fire Prevention Code or this ordinance, they shall be held to mean King County Fire District No. 14.

Section 4. Establishment of Limits of Districts in which Storage of Flammable Liquids in Outside Aboveground Tanks is to be Prohibited.

a. The limits referred to in section 15.201 of the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited, are hereby established as follows: Fire Zones 1 and 3.

b. The limits referred to in section 15.401 of the Fire Prevention Code, in which new bulk plants for flammable liquids are prohibited, are hereby established as follows: Fire Zones 1 and 3.

Section 5. Establishment of Limits in which Bulk Storage of Liquefied Petroleum Gases is to be Restricted.

The limits referred to in Section 19.06a of the Fire Prevention Code, in which bulk storage of liquefied petroleum gas is restricted, are hereby established as follows: Fire Zones 1 and 3.

Section 6. Modifications.

The Fire Marshal shall have power to modify any of the provisions of the Fire Prevention Code upon application in writing by the owner or lessee, or his duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed and the decision of the Fire Marshal thereon shall be entered upon the records of the department and a signed copy shall be furnished the applicant.

Section 7. Appeals.

Whenever the Fire Marshal shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Fire Marshal to the Commissioners of the Fire Department within 30 days from the date of the decision of the appeal.

Section 8. New Materials, Processes or Occupancies which may Require Permits.

The Chairman of the Commissioners of the Fire Department, the Fire Chief and the Fire Marshal shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in said code. The Fire Marshal shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons.

Section 9. Penalties.

a. Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Commissioners of the Fire Department or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of a misdemeanor, punishable by a fine of not more than \$250.00 or by imprisonment for not more than 90 days or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

b. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

Section 10. Conflicting Provisions.

In the event any of these provisions of this ordinance conflict with any other provisions of this ordinance, with any other ordinances of this city, or with the standards embodied in state and federal laws and rules and regulations, the provisions containing the highest standards shall be observed.

Section 11. Validity.

The City Council of the City of Bellevue hereby declares that should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, it is the intent of the City Council of the City of Bellevue that it would have passed all other portions of this ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 12. Date of Effect.

This ordinance shall take effect and be in force five (5) days after its passage, approval and legal publication.

PASSED by the City Council on this 13th day of January, 1959, and signed in authentication of its passage this 13th day of January, 1959.

Kenneth Abale
Mayor

Approved as to Form:

City Attorney

(SEAL)

Attest:

Jean S. Scholtes
City Clerk

Published

January 15, 1959

FILED
CITY OF BELLEVUE
DATE Jan 14, 1959
CITY CLERK Jean S. Scholtes