

# ORDINANCES OF THE CITY OF HELENA, MONTANA

## ORDINANCE NO. 3192

### AN ORDINANCE AMENDING CHAPTER 9 (FIRE PREVENTION CODE) OF TITLE 3 OF THE HELENA CITY CODE

BE IT ORDAINED BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, AS FOLLOWS:

That Chapter 9 of Title 3 of the Helena City Code is hereby  
amended as follows:

#### CHAPTER 9

#### FIRE PREVENTION CODE

#### SECTION:

- 3-9-1: Adoption
- 3-9-2: Enforcement
- 3-9-3: Definitions
- 3-9-4: Storage Of Explosives And Blasting Agents Prohibited
- 3-9-5: Parade Floats
- 3-9-6: Hazardous Fire Areas
- 3-9-7: Alarms
- 3-9-8: Amendments
- 3-9-9: Penalties
- 3-9-10: Repeal Of Conflicting Ordinances
- 3-9-11: Validity

#### 3-9-1: **ADOPTION:**

- A. There is hereby adopted by the city commission, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion, that certain code known as the ~~2009~~ 2012 edition of the international fire code, and the whole thereof, except such portions as are hereinafter deleted, modified, or amended by this chapter. Appendices to said fire code adopted hereby are B, C, ~~E~~, F, and I, ~~and J~~. No less than one copy has been and is now filed in the office of the clerk of the commission, and the same is hereby adopted and incorporated as fully as if

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set out at length herein, and from the date on which this chapter shall take effect, the provisions thereof shall be controlling within the limits of the city. (Ord. 3126, 7-26-2010; amd. Ord. \_\_\_\_\_, \_\_-\_\_-2014)

B. No change.

3-9-2: **ENFORCEMENT:** No change.

3-9-3: **DEFINITIONS:**

BUILDING CODE: The current version of the building code adopted by the City of Helena. A copy of the building code is filed in the office of the Clerk of the Commission.

CHIEF, FIRE CHIEF: The chief of the Helena Fire Department.

DEPARTMENT: The Helena Fire Department.

FIRE CODE: The ~~2009~~ 2012 edition of the international fire code as adopted with modifications by the City.

JURISDICTION: Wherever the word "jurisdiction" is used in the fire code it shall be held to mean the legal jurisdiction of the City of Helena. (Ord. 3126, 7-26-2010; amd. Ord. \_\_\_\_\_, \_\_-\_\_-2014)

3-9-4: **STORAGE OF EXPLOSIVES AND BLASTING AGENTS PROHIBITED:**  
No change.

3-9-5: **PARADE FLOATS:** No change.

3-9-6: **HAZARDOUS FIRE AREAS:** No change.

3-9-7: **ALARMS:** No change.

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3-9-8:       **AMENDMENTS:**

~~Section 108 of the fire code is deleted in its entirety and replaced as follows:~~

~~Whenever the fire chief disapproves the use of alternate materials and types of construction, and for appeals of the fire chief's interpretations of those provisions of this code which are based upon requirements of the international mechanical, electrical, plumbing, housing and building codes, the aggrieved party may appeal such decision or interpretation to the Board of Appeals as defined in Title 2, Chapter 6 of the Helena City Code. The fire chief shall abstain from voting on these appeals. There is no appeal from other interpretations and decisions of the fire chief other than as specified herein.~~

Section 509.1 of the fire code is deleted in its entirety and replaced with the following:

Any area containing fire protection, fire detection, utilities, or other equipment used during emergency operations shall be clearly identified. Signage shall be of a durable material, permanently installed, and have a red background with white 1½" lettering. Under certain conditions, exceptions may be granted subject to approval by the authority having jurisdiction.

Section 906.1 of the fire code is deleted in its entirety and replaced as follows:

906.1       Where Required. Portable fire extinguishers shall be installed in the following locations:

a. . . .

d.   On each floor of structures under construction, except group R-3 occupancies, in accordance with section ~~1415.1~~ 3315.1.

e. . . . .

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Chapter ~~33~~ 56, Explosives And Fireworks, of the fire code is adopted with the following amendments and additions:

Section ~~3301.1.3~~ 5601.1.3 Fireworks of the fire code is deleted and the following placed in lieu thereof:

Except as hereinafter provided, it is unlawful for any person to store, handle, display for sale, sell at retail, use, or explode any fireworks.

Exceptions:

- a. For public display by permit as set forth in Chapter ~~3308~~ 5608.
- b. No change.

Insurance:

- a. No change.
- b. Proof of insurance must be provided with the application for the permit referenced in §50-37-1078, MCA, prior to approval of any public display of fireworks. The general liability insurance policy must be valid at the time of the public display.
- c. No change.
- d. No change.

Section ~~3301.2.4.1~~ 5601.2.4.1 Blasting:

Insurance: No change.

Personnel Qualifications: No change.

Section ~~3306~~ 5606 Small Arms Ammunition and Small Arms Ammunition Components. The maximum quantities, storage conditions, and fire protection requirements for gun powder and ammunition stored in a building are as follows:

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- a. No change.
- b. No change.
- c. No change. (Ord. 3126, 7-26-2010; amd. Ord. \_\_\_\_\_, \_\_-\_\_-2014)

3-9-9: **PENALTIES:** No change.

3-9-10: **REPEAL OF CONFLICTING ORDINANCES:** No change.

3-9-11: **VALIDITY:** No change.

FIRST PASSED BY THE COMMISSION OF THE CITY OF HELENA, MONTANA,  
THIS 19<sup>TH</sup> DAY OF MAY, 2014.

ATTEST: XXXXXXXXXX  
MAYOR

XXXXXXXXXX  
CLERK OF THE COMMISSION

FINALLY PASSED BY THE COMMISSION OF THE CITY OF HELENA,  
MONTANA, THIS 23<sup>RD</sup> DAY OF JUNE, 2014.

ATTEST: /S/ James E. Smith  
MAYOR

/S/ Debbie Havens  
CLERK OF THE COMMISSION