

ORDINANCE NO. 2019-664

AN ORDINANCE OF THE CITY OF CEDAR HILL, TEXAS, AMENDING CHAPTER 6, ARTICLE II, SECTION 6-30, OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR HILL, TEXAS; ADOPTING FIRE PREVENTION PERMIT AND INSPECTION FEES; PROVIDING FOR PENALTIES; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING FOR INCORPORATION INTO THE CEDAR HILL CODE OF ORDINANCES; PROVIDING FOR IMMEDIATE EFFECT; AND PROVIDING FOR PUBLICATION.

WHEREAS, the City Council of the City of Cedar Hill deems it necessary for the purpose of promoting the health, safety and general welfare of the City to enforce fire safety standards and regulations in the City; and

WHEREAS, on August 29, 2017, the City Council approved and adopted Ordinance No. 2017-624, thereby adopting the 2015 International Fire Code with certain amendments and deletions thereto; and

WHEREAS, the City Council finds it necessary to amend Section 113 of the 2015 International Fire Code to provide for fire prevention permit and inspection fees.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILL, TEXAS:

SECTION 1. AMENDMENT OF CHAPTER 6, ARTICLE II, SECTION 6-30 OF THE CODE OF ORDINANCES OF THE CITY OF CEDAR HILL, TEXAS

Chapter 6, Article II, Section 6-30 of the Code of Ordinances of the City of Cedar Hill, Texas, is hereby amended as follows:

Sec. 6-30. – 2015 International Fire Code amendments, deletions and additions.

*** * ***

(154) Section 113.2 is hereby amended as follows:

113.2 Schedule of fees. A fee for each permit or inspection shall be required as set forth in Section 113.2.1.

113.2.1 Permit and Inspection fees:

1. Fire Protection Equipment and Installation Permit: 1.5% of Cost of Equipment and Installation Costs
2. Special Locking Systems Permit: \$75.00
3. Trench Burning Permit (when allowed): \$300.00
4. Carnival Fire Protection Systems Permit: \$250.00
5. Hot Works/Cutting and Welding Permit: \$75.00
6. High Pile Storage Permit: 75.00
7. Fireworks Permit (does not include personnel or apparatus): \$400.00
8. Pyrotechnics (Other) Permit (does not include personnel or apparatus): \$200.00
9. Hazardous Materials Permit: \$200.00
10. Spray Booth Installation Permit: \$75.00
11. Tent Permit: \$50.00
12. Propane Tank Installation Permit (as per NFPA 58 guidelines): \$75.00
13. Open Flame Cooking Permit: \$50.00
14. Underground Storage Tank Installation/Removal Permit (per tank): \$100.00
15. Food Truck Inspection Permit: \$75.00
16. Fire Inspection Before/After Hours Testing (2 hour minimum) \$75.00 per hour
17. Standby personnel for fireworks and other pyrotechnics displays and special events if deemed necessary in the interest public safety: \$ 50.00 per hour (minimum two hours). The minimum number of personnel shall be set by the fire chief or fire marshal.
18. Standby equipment for fireworks and other pyrotechnics displays and special events: Based on the most current edition of FEMA's Schedule of Equipment Rates.

113.2.2. Plan review fees:

1. Plan review required by changes, additions or revisions to plans: \$ \$75.00 per hour (one-hour minimum).

Ordinance No. 2019-664

Page 2

2. For use of outside consultants for plan review: actual costs.
3. For use of outside consultants for plan review, inspections, or both: actual costs.

(155) Section 113.3 is hereby amended as follows:

113.3. Work, activity or operation in absence of required permit or inspection.

Any person, firm, partnership, corporation, association, or other entity who commences any work, activity or operation regulated by this code before obtaining the necessary permits and/or inspections, shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be fined in the sum of not more than \$2,000.00 Each day work, activity or operation continues shall constitute a separate, punishable offense. The fire chief or fire marshal will have the authority to impose a double fee permit on violators who perform installations or maintenance on fire protection equipment without required permits in addition to or lieu of the above stated \$2,000.00 fine.

SECTION 2. SAVINGS CLAUSE

In the event that any other Ordinance of the City of Cedar Hill, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 3. SEVERANCE CLAUSE

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. INCORPORATION INTO CODE OF ORDINANCES

The provisions of this ordinance shall be included and incorporated in the Code of Ordinances, City of Cedar Hill, Texas, as an addition, amendment thereto, and shall be appropriately renumbered to conform to the uniform numbering system of the Code.

SECTION 5. EFFECTIVE DATE

Because of the nature of interest and safeguard sought to be protected by this Ordinance and in the interest of health, safety and welfare of the citizens of the City of Cedar Hill, Texas, this Ordinance shall take effect immediately after passage, approval and publication, as required by law.


SECTION 6. PUBLICATION

Ordinance No. 2019-664

Page 3

The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

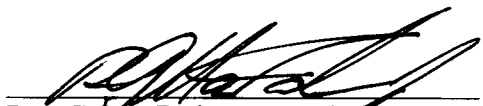
PASSED, ADOPTED and APPROVED by the City Council of the City of Cedar Hill, Texas on, this the 12 day of February, 2019.


Rob Franke, Mayor

ATTEST:


Belinda Berg, City Secretary

APPROVED AS TO FORM:


Ron G. MacFarlane, Jr., City Attorney