

Ordinance Number 3518

An ordinance amending Section 15.04.016 Missoula Municipal Code entitled “International Fire Code Adopted” to provide for local adoption of Appendix D of the International Fire Code (IFC) edition adopted by the Fire Prevention and Investigation Bureau of the Montana Department of Justice.

Be it ordained that Section 15.04.016 Missoula Municipal Code is hereby amended as follows:

Section 1

15.04.016 International Fire Code Adopted

A. There is hereby adopted by the city for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, hazardous materials or explosion and providing for the issuance of permits and collection of fees; that certain Code and Standards known as the International Fire Code adopted by the Fire Prevention and Investigation Bureau of the Montana Department of Justice (or its successor), as set out in the Administrative Rules of Montana, and as amended from time to time by the Bureau, are adopted by reference and incorporated in this chapter as if set forth in full, with the additions, amendments, and deletions enumerated within the Administrative Rules, except as may be noted in this chapter, by future Administrative Order, or by any regulations not applicable to local government jurisdictions.

B. Exceptions: Appendix D of the International Fire Code edition adopted by the Fire Prevention and Investigation Bureau of the Montana Department of Justice is adopted.

C. One copy of the Code and Standard have been and, currently are, on file in the City Fire Marshal's Office, and from the date on which this ordinance shall take effect the provision thereof shall be controlling within the limits of the city.

D. Any amendments adopted by the Fire Prevention and Investigation Bureau (or its successor) which apply to local government jurisdictions, including the adoption of the latest editions of the International Fire Code or applicable Administrative Rules of Montana, shall become effective upon execution of an Administrative Order of the Mayor unless a different effective date is specified in the Administrative Order.

E. A copy of the amendment notification and the corresponding new edition will be kept on file in the City Fire Marshal's Office.

F. The fire code and Administrative Rules of Montana as adopted above are applicable within the corporate limits of the City of Missoula and are enforced by the Missoula Fire Department.

Section 2

Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance is for any reason held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The council hereby declares that it would have passed this ordinance and each section, subsection, sentence, clause, phrase, and words thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases or words have been declared invalid or unconstitutional, and if for any reason this ordinance should be declared invalid or unconstitutional, then the remaining ordinance provisions will be in full force and effect.

First reading and preliminary adoption on the 16th day of December, 2013, by a vote of 11 ayes, 0 nays, 0 abstentions and 1 absent

Second and final reading and adoption on the 6th day of January, 2014, by a vote of 11 ayes, 0 nays, 0 abstentions and 1 absent.

ATTEST:

APPROVED:

/s/ Martha L. Rehbein
Martha L. Rehbein, CMC
City Clerk

/s/ John Engen
John Engen
Mayor