ORDINANCE NO. G-1235

AN ORDINANCE AMENDING ARTICLE II AND ARTICLE III OF CHAPTER 210 OF THE CODE OF ORDNANCES OF THE CITY OF JUNCTION CITY, INCORPORATING BY REFERENCE THE “INTERNATIONAL CODE COUNCIL; INTERNATIONAL FIRE CODE; 2018 EDITION”. PERTAINING TO THE STANDARDS OF FIRE PREVENTION, AND MAKING CERTAIN CHANGES THERETO; MODIFYING THE REGULATIONS FOR OPEN BURNING; AND REPEALING ALL ORDINANCES IN CONFLICT HEREWITH.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF JUNCTION CITY, KANSAS:

SECTION 1: That Chapter 205; Section 205.010 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 205.010: - DEPARTMENT ORGANIZATION
The Fire Department of the City of Junction City, Kansas, shall consist of a Fire Chief and such other officers and Firefighter as the City Manager may, from time to time, deem necessary, all of whom shall be appointed, removed, suspended, or discharged as provided by law.
(CC 1965 §7-201; Ord. No. G-580 §1, 2-28-84)

SECTION 2: That Chapter 205; Section 205.050 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 205.050: - FIREFIGHTERS—ATTEND FIRES
All firefighter, under the direction and control of their proper officers, shall, upon alarm of fire, repair to the place of such fire with the engine and other apparatus under their care, and there work and manage the same under the direction of the Chief and his/her assistants, or of the officer having chief control, and shall not remove therefrom except by permission of such officer.
(R.O. 1956; CC 1965 §7-205)
SECTION 2: That Chapter 205; Section 205.060 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 205.060: - CHIEF IN COMMAND AT FIRES—OBSTRUCTING FIREFIGHTERS—PENALTY
The Chief or his representative shall have full power, control, and command over all persons at fires, and shall station the engine and apparatus, and see to it that all persons belonging to the Fire Department do the duties required of them by law and ordinance, and it shall be the duty of the Chief to direct at all fires all such measures as he/she shall deem most advisable for the extinguishment of said fire. In the absence of the Fire Chief the ranking officer present in such Department shall command and be in control at such fire; and any person who shall hinder, obstruct or resist the person so in charge of any fire in the performance of his/her duties, shall be deemed guilty of a misdemeanor and, upon conviction, punished as provided by Section 210.100, as amended.
(CC 1965 §7-206; Ord. No. G-580 §3, 2-28-84)

SECTION 3: That Chapter 205; Section 205.070 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 205.070: - DEPARTMENT GOVERNMENT AND DISCIPLINE
The members of the Department shall be governed by Policies, Procedures and Guidelines (PPG’s) made by the Chief, subject to the approval of the City Manager. In accordance with such PPG’s, the Chief, or the ranking officer present at the station or scene of any fire, shall be responsible for the discipline and discharge of all duties of the firefighter when on duty and the use of all equipment. The Chief shall be responsible for the training of all members of the Department which shall include the use and care of the equipment, the extinguishment and prevention of fire, and the making of fire inspections and the abatement of fire hazards.
(R.O. 1956; CC 1965 §7-207)
SECTION 4: That Chapter 205; Section 205.130 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 205.130: - FIREFIGHTER’S RELIEF ASSOCIATION

A. Organization. The Firefighter’s Relief Association of the City of Junction City, Kansas, shall be composed of regularly paid members of the Fire Department of the City. The Association shall be organized in all respects as a corporation for the purposes authorized by law and shall be governed in accordance with the constitution and by-laws adopted by the Association for carrying on and promoting the objects of said Association, not inconsistent with this Section and the laws of Kansas. The secretary shall keep a complete record of the transactions of the Association, which shall at all times be subject to inspection by the Commission of the City and the City Manager.

B. Funds—Treasurer. The acquisition, holding, investment and expenditure of funds for the Firefighter’s Relief Association shall be governed in accordance with the constitution and by-laws adopted by the Association for carrying on and promoting the objects of said Association, which shall not be inconsistent with the laws of the State of Kansas.

(CC 1965 §§7-401—7-402; Ord. No. G-385 §1, 2-18-75)

SECTION 5: That Chapter 210; Section 210.030 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.030: - ENFORCEMENT OF CHAPTER—DUTIES OF FIRE CHIEF

The Fire Chief of the City or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors shall enforce all ordinances pertaining to fire prevention and the removal of fire hazards and the rules and regulations of the State Fire Marshal imposed upon any such officer. He, or the duly authorized Fire Marshal and Fire & Life Safety Inspectors of the City, may establish regular schedules for inspecting all properties and premises in the City, public or private, to seek out or cause the removal of all fire hazards existing in violation of City ordinances or the Laws of Kansas.

(R.O. 1956; CC 1965 §7-312)
SECTION 6: That Chapter 210; Section 210.040 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.040: - FIRE CHIEF AT PUBLIC GATHERINGS
The Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors and at his/her discretion may place one (1) or two (2) members of the Fire Department within any theater, moving picture show, dance hall, public hall where scenery, drop curtains, footlights, and stage settings are used during any performance therein, and appoint one (1) or more firefighters to attend any public assemblage if the same be held in a place where the possible outbreak of or spreading of fire warrants the precaution. Any person designated for this duty shall be admitted to all such assemblage or places without charge and the orders and requests of any such duly authorized person tending to reduce the danger from fire and prevent its outbreak, shall be observed by all persons assembled together and by the persons in charge of any such place.
(R.O. 1956; CC 1965 §7-315)

SECTION 7: That Chapter 210; Section 210.050 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.050: - PUBLIC BUILDINGS AND SCHOOLS
The Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors shall from time to time visit and inspect all public buildings, including all public and private schools of the City, and seek out fire hazards and have the same removed in accordance with the ordinances of the laws of Kansas. The Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors may cooperate with the principal or any other person in charge of any school in the holding of any fire drill, the keeping of any doors and exits unlocked during school hours and at the time of any public use of said building, and may in addition aid any such school in the teaching of fire prevention and preservation of life from fire.
(R.O. 1956; CC 1965 §7-316)
SECTION 8: That Chapter 210, Article II; Section 210.060 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

ARTICLE II. - FIRE & LIFE SAFETY CODE
SECTION 210.060: - ADOPTION OF THE 2018 INTERNATIONAL FIRE CODE
There is hereby incorporated by reference for the purpose of prescribing regulations concerning conditions hazardous to life and property from fire, hazardous material or explosion within the corporate limits of the City of Junction City, Kansas, that the Fire & Life Safety Code also known as the International Code Council's; International Fire Code, 2018 edition including Appendices B, C, D, E, F, G, I and J as being recommended by the International Code Council, 500 New Jersey Avenue, NW 6th Floor, Washington, DC, 20001, save and except such portions as are hereinafter omitted, deleted, modified or changed. No less than one (1) copy of such publication shall be marked or stamped "Official Copy as adopted by Ordinance No. G-1235, and shall be attached to a copy of this ordinance and filed with the City Clerk and open for inspection and available to the public at all reasonable hours. All administrative departments of the City charged with enforcement of the code shall be supplied, at the cost of the City, such number of official copies, similarly marked, as may be deemed expedient.
(CC 1965 §7-317; Ord. No. G-580 §7, 2-28-84; Ord. No. G-767 §1, 4-2-91; Ord. No. G-881 §§1, 3, 12-15-98; Ord. No. 1092 §1, 12-21-10; Ord. No. G-1188 §1, 12-6-16; Ord. No. G-1206 §1, 1-3-17)

SECTION 9: That Chapter 210, Article II; Section 210.070 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.070: - AMENDMENTS
The International Fire Code, adopted by Section Chapter 210, Article II, is hereby changed, altered, modified and otherwise amended as follows:

1. Section 101.1 of the International Fire Code is hereby changed to read as follows:
   Section 101.1 Title. These regulations shall be known as the International Fire Code of the City of Junction City, Kansas, herein after known as "The Fire & Life Safety Code (FLSC)"

2. Section 109 of the International Fire Code is hereby deleted.
3. Section 110.04 of the International Fire Code is hereby changed to read as follows:

Section 109.3 Violation Penalties: Persons who shall violate a provision of the Fire & Life Safety Code (FLSC) or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the FLSC Code Official, or of a permit or certificate used under provisions of the FSCL Code, shall be guilty of a misdemeanor, punishable by a maximum fine or not more than $500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment as outlined in Section 100.090 of Article V. Chapter 100, Title I of the Code of Ordinances. Each day that a violation continues after notice has been serviced shall be deemed a separate offense.

A. Any owner or occupant failing to comply with such order of the FLSC Code Officer within a reasonable period after the Notice of Violation of the said order shall be liable to penalties as hereinafter provided:

1) 1st Fire & Life Safety Inspection 30 DAYS TO CORRECT VIOLATIONS NO PENALTY
2) 2nd Fire & Life Safety Inspection 30 DAYS TO CORRECT VIOLATIONS NO PENALTY
3) 3rd Fire & Life Safety Inspection THE FOLLOWING FEES WILL OCCUR:

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<th>OCCUPANCY SIZE IN SQUARE FEET</th>
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1) All Fire & Life Safety Inspections needed of an occupancy after the 4th Fire & Life Safety Inspection will accumulate an additional fee of $25.00 per day plus the Fee for the 4th Fire & Life Safety Inspection for the occupancy until the Fire & Life Safety Code Violations are
2) Refusal of the owner or occupant to make corrections after 30 days from the 4th FLSC Inspection will result in Violation Penalties: Persons who shall violate a provision of the Fire & Life Safety Code (FLSC) or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the FLSC Code Official, or of a permit or certificate used under provisions of the FSCL Code, shall be guilty of a misdemeanor, punishable by a maximum fine or not more than $500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment as outlined in Section 100.090 of Article V. Chapter 100, Title I of the Code of Ordinances. Each day that a violation continues after notice has been serviced shall be deemed a separate offense.

4. Section 112.4 of the International Fire Code is hereby changed to read as follows:
   Section 112.4 Failure to comply. Any person who shall continue any work after having been served with a stop order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be guilty of a misdemeanor, punishable by a maximum fine or not more than $500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment as outlined in Section 100.090 of Article V. Chapter 100, Title I of the Code of Ordinances. Each day that a violation continues after notice has been serviced shall be deemed a separate offense.

5. Section 307.4 Exception of the International Fire Code is hereby deleted.

6. Section 307.4.2 of the International Fire Code is hereby changed to read as follows:
   Section 307.4.2 Recreational Fires Recreational fires shall not be conducted within 50 feet (15240 mm) of a structure or combustible material. Conditions which could cause a fire to spread within 50 feet (15420 mm) of a structure shall be eliminated prior to ignition.

7. Section 307.4.3 of the International Fire Code is hereby changed to read as follows:
   307.4.3 Portable outdoor fireplaces. Portable outdoor fireplaces shall be used in accordance with the manufacturer's instructions and shall not be operated within 50 feet (15240 mm) of
a structure or combustible material.

8. Section 308.1.4 of the International Fire Code is hereby changed to read as follows:

308.1.4 Open-flame cooking devices. Charcoal burners and other open-flame cooking
devices shall not be operated on combustible balconies or within 10 feet (3048 mm) of
combustible construction.

Exceptions:
1. One- and two-family dwellings.
2. Where buildings, balconies and decks are protected by an automatic sprinkler
system.

9. Section 403.5 of the International Fire Code is hereby changed to read as follows:

Section 403.5 Group E Occupancies and R-2 college and university buildings. Group E
occupancies shall comply with the requirements of Sections 403.5 through 403.5.3,
Sections 401 through 403.3.4 and Kansas State Fire Marshal Regulation 22-18-2. Group
R-2 College and University buildings shall comply with the requirements of Sections
403.10.2.1 through 403.10.2.3 and Sections 401 through 403.3.4.

10. Section 507.2.1 of the International Fire Code is hereby changed to read as follows:

Section 507.2.1 Fire Service Mains. Fire Service mains and appurtenances shall be
installed in accordance with NFPA 24 and the City's Standard Construction
Specifications. All mains and fire hydrants shall be installed in a dedicated public utility
easement, on file with the county register of deeds, and become the property of the City
upon satisfactory installation. The City Public Works Department shall be notified of
construction activities to insure the opportunity for formal inspection by the City.

11. Section 903.3.1.2.1 of the International Fire Code is hereby changed to read as follows:

Section 903.3.1.2.1 Occupancy Groups R-1, 2, 3, 4: Balconies and Decks. Sprinkler
protection shall be provided for exterior balconies, breezeways of combustible
construction, decks and ground floor patios of dwelling units where the building is of
Type V construction, provided there is roof or deck above. Sidewall sprinklers that are
used to protect such areas shall be permitted to be located such that their deflectors are
within 1 inch (25 mm) to 6 inches (152 mm) below the structural members and a
maximum distance of 14 inches (356 mm) below the deck of the exterior balconies, breezeway and decks that are constructed of open wood joist construction.

12. Section 3104.12 of the International Fire Code is hereby changed to read as follows:
   Section 3104.12 Portable Fire Extinguishers. Minimum fire extinguisher coverage shall be provided in every tent and temporary membrane structure as required by Section 906 and as follows:
   a. 200 to 500 square feet of floor area: One 2A: 10B:C.
   b. 501 to 1,000 square feet of floor area: Two 2A:10B:C.
   c. Each additional 2,000 square feet of floor area or fraction thereof: One 2A:10B:C.

13. Section 5601.2.4 of the International Fire Code is hereby changed to read as follows:

   5601.2.4 SALE, STORAGE OR DISCHARGE OF FIREWORKS
   Fireworks: Except as hereinafter provided, it is unlawful for any person or entity to sell, store or discharge fireworks within the city limits of Junction City, Kansas. The term "fireworks" as used in the Code of Ordinances of the City of Junction City shall have the definition set forth in the regulations of the Fire Marshal of the State of Kansas.

   A. Sale and Storage. Fireworks may be sold and stored pursuant to rules and regulations established by the Chief of the Junction City Fire Department ("Fire Chief"), and subject to the obtaining the Special Event Permit from the Fire Chief as provided in Chapter 655 of the Code of Ordinances of the City of Junction City, Kansas.

   B. Discharge. Discharge of fireworks within the City of Junction City is prohibited at any time, except as follows:

   1. Fireworks that are legal to be sold within the City of Junction City, Kansas, may be discharged on private property from and including June twenty-seventh (27th) to and including July fifth (5th), during the following times:
      a. Sunday through Thursday, except July fourth (4th), discharge of permitted fireworks is permitted from 8:00 A.M. to 10:00 P.M. only.
      b. Friday, Saturday, and on July fourth (4th), discharge of permitted fireworks is permitted from 8:00 A.M. to Midnight only.

   EXCEPTIONS:
1. DOES NOT APPLY to, and fireworks may not be discharged, on public streets, parks, other public property, or where expressly prohibited by posted signs. Fireworks may not be discharged any place within three hundred (300) feet of Heritage Park in any direction during the entire period of time of any City of Junction City approved celebration, at which location and time no fireworks discharge is permitted.

2. Fireworks that are legal to be sold within the City of Junction City may be discharged on public or private property at public events pursuant to a permit approved by the Fire Chief and Chief of Police. The applicant must apply at least twenty (20) days prior to the event. No permit shall be issued unless the applicant furnishes a certificate of public liability insurance for the display in a minimum amount of one million dollars ($1,000,000). The application shall clearly state:
   a. The name of the applicant.
   b. The public event for which the display is planned.
   c. The location of the display including a diagram or sketch of the grounds on which the exhibition is to be held showing the point at which the fireworks are to be discharge, the location of all buildings, improvements and public streets within two hundred (200) yards of the lines behind which the public will be restrained.
   d. The date and time of the display, including any rain dates
   e. The nature and kind of fireworks to be used.
   f. The name of the person or entity that will make the actual discharge of the fireworks and a copy of their Alcohol, Tobacco, Firearms and Explosives permit for possession of Division 1.3G Fireworks as well as current copies of Public Display Operators licenses issued by the Kansas State Fire Marshall.
   g. The number, size and kinds of fireworks to be discharged, including their National Fire Protection Association (NFPA) designation.

The Fire Chief and/or Chief of Police may impose conditions, requirements or restrictions when public safety or the general welfare of the public is a matter of concern based on the venue, location, date/time or expected volume of spectators.
a. Aerial Luminaries Prohibited. It shall be unlawful to sell, ignite, or otherwise use an aerial luminary, commonly known as a sky lantern or a floating lantern, within the City of Junction City. As used in this section, "aerial luminary" refers to airborne paper objects containing a device for fuel that heats air from the inside causing it to rise into the air and remain airborne until extinguished, or any other unmanned free floating device which includes a flame or other heating device to heat air as a lifting mechanism.

b. Penalties. Any violation of this section shall constitute an unclassified misdemeanor and be punishable by a fine not to exceed five hundred dollars ($500.00), a jail sentence of up to thirty (30) days in the county jail or any combination of the two (2) as the court may deem appropriate.

Reference: (CC 1965 §7-601; Ord. No. G-118, 11-22-60; Ord. No. G-902 §1, 6-22-00; Ord. No. G-1086, §1, 12-7-10; Ord. No. G-1145, §1, 6-3-14)

14. Section 5601.2.4.2 of the International Fire Code is hereby changed to read as follows:

Section 5601.2.4.2 Fireworks display. The permit holder shall furnish a bond or certificate of insurance in an amount specified in Section 210.230 of the Code of Ordinances for the payment of all potential damages to a person or persons or to the property by reason of the permitted display, and arising from any acts of the permit holder, the agent, employees or subcontractors.

15. Section 5704.2.7.10 of the International Fire Code is hereby changed to read as follows:

Section 5704.2.7.10 Leak reporting. A consistent or accidental loss of liquid, or other indication of a leak from a tank system, shall be reported immediately to the Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors and other authorities having jurisdiction.

Leaking tanks shall be promptly emptied, repaired and returned to service or removed in accordance with Section 3404.2.13 or 3404.2.14.

16. Section 5704.2.13.1.3 of the International Fire Code is hereby changed to read as follows:

Section 5704.2.13.1.3 Out of service for one year. Underground tanks that have been out of service for a period of one year shall be removed from the ground in accordance with Section 3404.2.14 or tested by an approved method to show that the tank does not leak.
17. Section 5704.2.13.1.4 of the International Fire Code is hereby deleted.

18. Section D107.1 of the International Fire Code shall read as follows:

    D107.1 One- or two-family dwelling residential developments. Developments of one-
or two-family dwellings where the number of dwelling units exceeds 30 shall be
provided with separate and approved fire apparatus access roads and shall meet the
requirements of Section D104.3.

Exceptions:

1. Where there are more than 30 dwelling units existing, or proposed to exist, on a
   single public or private fire apparatus access road and the owners of all building lots,
beyond those building lots which are closest to the development entrance and where
30 dwelling units exist or are proposed to exist, have contractually bound said lots by
an agreement with the City that all dwelling units constructed, or to be constructed
thereon, will be equipped throughout with an approved automatic sprinkler system,
access from two directions shall not be required.

Ord. No. 1092, §2, 12-21-10; Ord. No. G-1188 §2, 12-6-16; Ord. No. G-1206 §2, 1-3-17)

SECTION 10: That Chapter 210, Article II; Section 210.080 of the Code of Ordinance, City of
Junction, Kansas, is hereby amended to read as follows:

SECTION 210.080: - PENALTY

Section 109.3 Violation Penalties: Persons who shall violate a provision of the Fire & Life Safety
Code (FLSC) or shall fail to comply with any of the requirements thereof or who shall erect,
install, alter, repair or do work in violation of the approved construction documents or directive of
the FLSC Code Official, or of a permit or certificate used under provisions of the FSCL Code,
shall be guilty of a misdemeanor, punishable by a maximum fine or not more than $500.00 or by
imprisonment not exceeding six months, or both such fine and imprisonment as outlined in
Section 100.090 of Article V. Chapter 100, Title I of the Code of Ordinances. Each day that a
violation continues after notice has been serviced shall be deemed a separate offense.

(CC 1965 §7-321; Ord. No. G-767 §5, 4-2-91)
SECTION 11: That Chapter 210, Article III; Section 210.130 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

ARTICLE III. – NFPA 101®, Life Safety Code®,
SECTION 210.130: - NFPA 101®, Life Safety Code®,
This Code shall be known as a supplement to the Fire & Life Safety Code also known as the International Code Council’s; International Fire Code, 2018 edition as part of the Fire & Life Safety Code of the City of Junction City, Kansas. This Code adopts NFPA 101®, Life Safety Code®, of the National Fire Protection Association, and its incorporated standards and codes as published in the National Fire Codes of the National Fire Protection Association, Batterymarch Park, Quincy, MA 02269, and listed in Annex A of the NFPA Fire Prevention Code and being particularly the current edition thereof, save and except those portions such as are hereinafter deleted, modified, or amended by this Article. The same are hereby adopted and incorporated as fully as if set out at length herein. Not less than one (1) copy of the adopted issue of NFPA 101, Fire Prevention Code, of the National Fire Protection Association, and the adopted standards and codes of the National Fire Codes shall be filed in the office of the Fire Chief and the provisions thereof shall be controlling within the limits of the City of Junction City, Kansas.
(CC 1965 §7-1001; Ord. No. G-768 §1, 4-2-91; Ord. No. 1092, §6, 12-21-10)

SECTION 12: That Chapter 210, Article III; Section 210.140 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.140: - ENFORCEMENT AND INSPECTION
The Fire Chief of the Junction City Fire Department shall be responsible for the enforcement of the Fire Prevention Code. The Fire Chief of the Junction City Fire Department may detail the Fire Marshal as a delegated responsibility and/or qualified members of the Fire Department as "Fire & Life Safety Inspectors" as shall from time to time be necessary.
(CC 1965 §7-1003; Ord. No. G-768 §3, 4-2-91)
SECTION 13: That Chapter 210, Article III; Section 210.150 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.150: - FIRE CHIEF OR HIS/HER DULY APPOINTED FIRE MARSHAL AND FIRE & LIFE SAFETY INSPECTORS
A. It shall be the duty of the Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors to enforce all laws and ordinances of the City of Junction City, Kansas, covering the following:
   1. The prevention of fires;
   2. The storage, sale and use of combustible, flammable, or explosive materials;
   3. The installation and maintenance of automatic and other fire alarm systems and fire extinguishing equipment;
   4. The maintenance and regulation of fire escapes;
   5. The means and adequacy of exit in case of fire, from factories, schools, hotels, lodging houses, asylums, hospitals, churches, halls, theaters, amphitheaters, and all other places in which numbers of persons work, live, or congregate, from time to time, for any purpose;
   6. The investigation of the cause, origin, and circumstances of fires;
   7. The maintenance of fire cause and loss records.
B. They shall have such other powers and perform such other duties as are set forth in other Sections of this Article and as may be conferred and imposed from time to time by law.
(CC 1965 §7-1004; Ord. No. G-768 §4, 4-2-91)

SECTION 14: That Chapter 210, Article III; Section 210.160 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.160: - INSPECTIONS
The Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors shall inspect or cause to be inspected all premises on a periodic basis, and shall make such others as may be necessary for the enforcement of the laws and ordinances governing the same and for safeguarding of life and property from fire.
(CC 1965 §7-1005; Ord. No. G-768 §5, 4-2-91)
SECTION 15: That Chapter 210, Article III; Section 210.170 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follows:

SECTION 210.170: - FAILURE TO COMPLY, NOTIFICATION

A. Whenever the Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors, as defined above, shall find in any building, or upon any premises or other places, combustible or explosive matter or dangerous accumulations of rubbish or unnecessary accumulation of waste paper, boxes, shavings, or any highly flammable materials especially liable to fire, and which is so situated as to endanger property; or shall find obstructions to or on fire escapes, stairs, passageways, doors or windows, liable to interfere with the operations of the Fire Department or egress of occupants in case of fire, the Fire Chief or his/her duly appointed Fire Marshal and Fire & Life Safety Inspectors, shall order the same to be removed or remedied, and such order shall forthwith be complied with by the owner or occupant of such premises or buildings, subject to the appeals procedure provided for in the Fire Prevention Code.

B. Any owner or occupant failing to comply with such order within a reasonable period after the service of the said order shall be liable to penalties as hereinafter provided:

1) 1st Fire & Life Safety Inspection 30 days to correct violations no penalty
2) 2nd Fire & Life Safety Inspection 30 days to correct violations no penalty
3) 3rd Fire & Life Safety Inspection THE FOLLOWING FEES WILL OCCUR:

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<td>Greater than 100,000 SQRFT</td>
<td>$400.00</td>
<td>$475.00</td>
</tr>
</tbody>
</table>
1) All Fire & Life Safety Inspections needed of an occupancy after the 4th Fire & Life Safety Inspection will accumulate an additional fee of $25.00 per day plus the Fee for the 4th Fire & Life Safety Inspection for the occupancy until the Fire & Life Safety Code Violations are corrected.

2) Refusal of the owner or occupant to make corrections after 30 days from the 4th Fire & Life Safety Inspection will result in an administrative order from the courts to close the occupancy. The owner or occupant responsible will be subject to SECTION 210.080: - PENALTY Persons who shall violate a provision of the Fire & Life Safety Code (FLSC) or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the FLSC Code Official, or of a permit or certificate used under provisions of the FSCL Code, shall be guilty of a misdemeanor, punishable by a maximum fine or not more than $500.00 or by imprisonment not exceeding six months, or both such fine and imprisonment as outlined in Section 100.090 of Article V. Chapter 100, Title I of the Code of Ordinances. Each day that a violation continues after notice has been serviced shall be deemed a separate offense.

3. The service of any such order may be made upon the occupant of the premises to whom it is directed, either by delivering a copy of same to such occupant by electronic delivery, personally, or leaving it with any person in charge of the premises, by affixing a copy thereof in a conspicuous place on the floor to the entrance of said premises. Whenever it may be necessary to serve such an order upon the owner of premises, such order may be served either by delivering to and leaving with the said person a copy of the said order, or, if such owner is absent from the jurisdiction of the officer making the order, by mailing such copy by certified mail to the owner's last known post office address. (CC 1965 §7-1006; Ord. No. 768 §6, 4-2-91)

SECTION 16: That Chapter 210, Article III; Section 210.190 of the Code of Ordinance, City of Junction, Kansas, is hereby amended to read as follow:
SECTION 210.190: - APPLICATION OF THE CODE
The provisions of the Fire Prevention Code shall apply equally to both public and private
commercial property, and it shall apply to all structures and their occupancies, except as otherwise
specified.
(CC 1965 §7-1008; Ord. No. G-768 §8, 4-2-91) s:

SECTION 17: That Chapter 210, Article III; Section 210.200 of the Code of Ordinance, City of
Junction, Kansas, is hereby amended to read as follow:

SECTION 210.200: - APPENDICES INCLUDED
The following Appendices of NFPA 101®, Life Safety Code®, as referenced in SECTION
210.130: - NFPA 101®, Life Safety Code®, of the National Fire Protection Association, are
hereby included as part of the Fire & Life Safety Code of the City of Junction City, Kansas, save
and except those portions that are deleted, modified, or amended by this Article. Appendices A,
B, C, D, E, F, G, H, I, J, and K are hereby adopted and incorporated as fully as if set out at length
herein.
(CC 1965 §7-1009; Ord. No. G-768 §9, 4-2-91)

SECTION 18. This ordinance shall take effect and be in force from and after the 18th day of
December, 2018, and its publication in the official City newspaper.

PASSED BY THE GOVERNING BODY THIS 18TH DAY OF DECEMBER, 2018

Mayor, Pat Landes

City Clerk, Tammy Melton

SEAL