

**ORDINANCE NO. 81-0-350**

**AN ORDINANCE ADOPTING THE UNIFORM FIRE CODE, FIRE SAFETY STANDARDS OF THE OREGON STATE FIRE MARSHAL, AND REPEALING PRIOR ORDINANCES INCONSISTENT THEREWITH. [Effective March 24, 1981]**

**WHEREAS, the policy of the city of Brookings is that fire safety standards and the standards of building construction and related activities in the city be at all times as high as the standards of fire safety and construction relating activities as prescribed by state law.**

**Sections:**

**Section 1. Adoption of Uniform Fire Code.**

**Section 2. State standards prevail.**

**Section 3. Repeal of prior inconsistent ordinances.**

**Section 4. Violations.**

**Section 5. Penalties.**

**Section 6. Filing of infractions.**

**Section 7. Emergency clause.**

**The city of Brookings ordains as follows:**

**Section 1. Adoption of Uniform Fire Code. The Uniform Fire Code, 1988 edition, as promulgated in the authorized edition of such by the International Conference of Building Officials and Western Fire Chiefs Association, shall be and is adopted, with the standards therein contained, to govern fire safety and building construction and related activities in the city of Brookings, where said provisions are not inconsistent with the Oregon State Fire Marshal's rules and regulations promulgated by said Fire Marshal under authority of ORS Chapter 476 or as so stated by said Fire Marshal in the Oregon Administrative Rules issued under ORS 476.030, as of the date thereof; and further, the foregoing is to be referred to as the "Uniform Fire Code", being a part of the ordinances of the city of Brookings for all matters concerning structures thereunder. [Section 1, Subsection A as amended by Ordinance No. 90-O-35.A]**

**Section 2. State standards prevail.** If any standard established or expressed in said Uniform Fire Code is in conflict with any other state building code adopted in other ordinances by the city of Brookings, or contains a lesser standard of fire safety than as prescribed by ORS Chapter 476 or by the State Fire Marshal in the Oregon Administrative Rules issued under ORS 476.030, then the state standard otherwise adopted by the city or as expressed by the State Fire Marshal shall prevail.

**Section 3. Repeal of prior inconsistent ordinances.** The following ordinances shall be and hereby are repealed in their entirety, to-wit: Ordinances No. 61-O-156, 75-O-262, and 77-O-274.

**Section 4. Violations.**

A. No person shall violate or aid in the violation of a final order concerning the application of a code provision herein adopted in any particular case made by the city administrative officer, appeals board, building official or inspector, or their designated representatives.

B. No person shall engage in or aid a person in the activity for which an authorization is required by a code provision herein adopted or other regulation established by this ordinance without first obtaining authorization.

**Section 5. Penalties.** A violation of Section 3 by any person is an infraction and punishable, as a civil penalty, by a fine not to exceed \$100.00 per violation. In the case of a continuing violation, every day's continuance of the violation is a separate violation.

**Section 6. Filing of infractions.** The fire chief for the city of Brookings, enforcement officials designated by said fire chief, and the city attorney may sign any infraction and file such in the municipal court of the city of Brookings.

**Section 7. [Emergency clause.]**

Effective March 24, 1981

