



## Legislation Text

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**File #:** Ord.0013-17, **Version:** A

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Alderman Coe

### Ordinance 0013-17 - Amending Chapter 50 - FIRE PREVENTION AND PROTECTION

The Common Council of the City of Racine do ordain as follows:

Part 1: To amend Sec. 50-1. - Applicability by repealing the word "Uniform" and replacing it with the word "Wisconsin".

Part 2: To amend Sec. 50-36. - Investigating suspicious fires by repealing both instances of the word "suspicious" in the title and body of the text, and replace it with the word "undetermined".

Part 3: To amend Sec. 50-86. - Codes and standards adopted by adding the words "latest version of the" after the words "Those portions of the"; adding the words "(NFPA) and adopted by the State" after the words "National Fire Protection Association"; and adding the words "and herein referenced as NFPA" after the words "as part of this article".

Part 4: To repeal and replace Sec. 50-87. - Statutory provision adopted with the following:

"Wisconsin Administrative Code, Department of Safety and Professional Services chapter 314 inclusive, are hereby adopted by reference as if fully set forth in this article. Any future amendments, revisions, or modifications of the provisions incorporated herein are intended to be a part of this chapter."

Part 5: To repeal and recreate subsection (a) of Sec. 50-125. - Fireworks permit requirements as follows:

"No person, retailer, wholesaler, jobbers or dealers shall sell, distribute or display fireworks or pyrotechnics without first obtaining the appropriate permit from the City of Racine Fire Department. No permit granted hereunder shall be transferable."

Part 6: To amend subsection (c) of Sec. 50-125. - Fireworks permit requirements by repealing the words "A permit to sell or distribute fireworks by a retailer or wholesaler is valid from January 1 through December 31 of each year and shall include the following:" and replace with the words "Application to sell or distribute fireworks by retailer or wholesaler. Application for such permit shall be made in writing at least 30 days in advance of the sale or offer to sell. Such permits shall be valid from January 1 through December 31 of each year. The application shall include the following:"

Part 7: To amend subsection (c)(5) of Sec. 50-125. - Fireworks permit requirements by adding the words "or his or her designee" after the words "fire chief".

Part 8: To amend subsection (d) of Sec. 50-125. - Fireworks permit requirements by repealing the words “A permit to display (use, fire, light, and etc.) fireworks or pyrotechnics shall be obtained prior to the use or execution of such materials and shall include the following:” and replace with the words “Application to display fireworks or pyrotechnics. Application for such permit shall be made in writing at least 30 days in advance of the date of the display. Such permits shall be lawful only for the permitted purposes stated in the application. The application shall include the following:”

Part 9: To amend subsection (d)(4) of Sec. 50-125. - Fireworks permit requirements by adding the following words after the word “coverages”: “with minimum limits of \$1,000,000 bodily injury and property damage, combined single limit, naming the city, its officers, employees and agents as additional insureds. Said insurance shall indemnify and defend the city, its officers, employees and agents against all claims, liability, loss damages or expenses, whether caused by or contributed to by the negligence of the city, its officers, employees or agents. Said insurance shall provide that the city receive written notice 30 days prior to any cancellation, nonrenewal or material change in the policy.”

Part 10: To amend subsection (d)(6) of Sec. 50-125. - Fireworks permit requirements by adding the words “or site plan” after the words “A diagram”.

Part 11: To amend subsection (d)(8) of Sec. 50-125. - Fireworks permit requirements by repealing the words “material safety data sheet (MSDS)” and replacing with the words “Safety Data Sheets (SDS)”.

Part 12: To amend subsection (d)(14) of Sec. 50-125. - Fireworks permit requirements by adding the words “or his or her designee” after the words “fire chief”.

Part 13: To renumber subsection (d) of Sec. 50-125. - Fireworks permit requirements that appears after (d)(14) to “(e)”.

Part 14: To amend Sec. 50-371. - Conflict of article with other standards by repealing the word “Uniform” and replacing with the word “Wisconsin”.

Part 15: To amend Sec. 50-407. - Definitions by repealing the word “Uniform” and replacing with the word “Wisconsin”.

Part 16: To amend Sec. 50-408. - Where required by repealing the word “Uniform” and replacing with the word “Wisconsin”.

Part 17: To amend subsection (b) of Sec. 50-409. - Application to existing buildings or facilities; appeals by repealing the words “building board of appeals” and replacing it with the words “board of building appeals”.

Part 18: To amend Sec. 50-410. - Type of system and approval of plans by repealing the word “Uniform” and replacing with the word “Wisconsin”.

Part 19: To amend Sec. 50-427. - Installation by repealing the words “the most recent Chapter” and replacing with the word “NFPA”.

Part 20: To amend Sec. 50-428. - Inspections; maintenance; testing by repealing the words “the most

currently revised Chapter” and replacing with the word “NFPA”.

Part 21: To amend Sec. 50-429. - Tags to be attached by repealing the words “the current version of” after the words “required by”.

Part 22: To amend Sec. 50-431. - Same--Permit application by repealing the words “the currently version of” after the words “standards and requirements of”.

Part 23: To amend Sec. 50-447. - Required installation, testing, and maintenance by repealing the word “Uniform” and replacing with the word “Wisconsin”.

Part 24: To amend subsection (b) of Sec. 50-471. - Establishment; prohibited parking by repealing the word “Uniform” and replacing it with the word “Wisconsin”.

Part 25: This ordinance shall take effect upon passage and the day after publication.

Fiscal Note: N/A