

ORDINANCE NO. 16-00

CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Roger Kraas ON THE 18<sup>th</sup> DAY  
OF September, 2000.

AN ORDINANCE REPEALING CHAPTER 1611, CENTERVILLE  
MUNICIPAL CODE, AND ADOPTING NEW CHAPTER 1611,  
THE UNIFIED FIRE CODE BY REFERENCE.

THE MUNICIPALITY OF CENTERVILLE HEREBY ORDAINS:

Section 1. That Chapter 1611, Centerville Municipal Code, is hereby repealed.

Section 2. Pursuant to Section 5.06 of the Centerville Charter, there is hereby adopted as new Chapter 11 and incorporated by reference as if set out at length herein for the purpose of prescribing regulations for the safeguarding, to a reasonable degree, of life and property from the hazards of fire and explosion arising from the storage, handling and use of hazardous substances, materials and devices and from conditions hazardous to life or property in the use or occupancy of buildings or premises, that certain Code known as the 1999 Edition of the Unified Fire Code consisting of the Boca National Fire Prevention Code (1993 Edition) as published by the Building Officials and Code Administrators International, Inc. and the amendments contained therein from the Southwest Fire Safety Council Standards (1994).

Section 3. This Fire Prevention Code shall not be construed to affect the responsibility of any party owning, operating, or installing any equipment for damage to persons or property caused by any defect therein, nor shall the City be held as assuming any such liability by reason of the inspection or reinspection authorized herein or the permit issued as herein provided or by reason of the approval or disapproval of any equipment authorized herein.


Section 4 . (A) Whoever violates any provision of this Fire Prevention Code including the Unified Fire Code adopted pursuant to Section 5.06 of the Centerville Charter or fails to comply therewith or violates or fails to comply with any order made thereunder, or builds in violation of any detailed statement of specifications or plans submitted and approved thereunder or any certificate or permit issued thereunder for which no penalty is otherwise provided and, for which no appeal has been taken, or fails to comply with such provision as affirmed or modified by the Code Official of the City or by a court of competent jurisdiction within the time fixed therein, is guilty of a misdemeanor of the first degree and shall be fined not more than \$1,000.00 or imprisoned not more than six (6) months, or both, for each offense.

(B) The imposition of any one penalty for any violation shall not excuse the violation or permit it to continue, and all persons who violate this Unified Fire Code shall be required to correct or remedy such violations or defects within a reasonable time period. When not otherwise specified, a separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

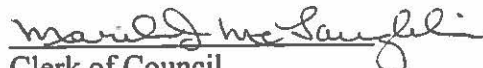
(C) The application of the penalty provided herein shall not be held to preclude other additional remedies as provided by law.

Section 5. This Ordinance shall become effective from and after the earliest date allowed by law.

PASSED THIS 18<sup>th</sup> day of <sup>September</sup> ~~August~~, 2000.

  
Mayor of the City of  
Centerville, Ohio

ATTEST:

  
Clerk of Council  
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Ordinance No. \_\_\_\_\_, passed by the Council of the City of Centerville, Ohio on the 18<sup>th</sup> day of August, 2000.  
~~August~~  
<sup>September</sup>

  
Clerk of Council

Approved as to form, consistency with existing ordinances, the charter & constitutional provisions,  
Department of Law  
Robert N. Farquhar  
Municipal Attorney