

## ORDINANCE NO. 19, 1961

An Ordinance Adopting a Fire Prevention Code Prescribing Regulations Governing Conditions Hazardous To Life and Property From Fire Or Explosion.

BE IT ORDAINED BY THE CITY OF BLOOMINGTON, INDIANA:

SECTION 11-1. Adoption of Fire Prevention Code.

There is hereby adopted by the City of Bloomington for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the Fire Prevention Code recommended by the National Board of Fire Underwriters, being particularly the 1960 edition thereof and the whole thereof, of which code not less than three (3) copies have been and now are filed in the office of the Clerk-Treasurer of the City of Bloomington, Indiana, and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this ordinance shall take effect, the provisions thereof shall be controlling within the limits of the City of Bloomington, Indiana.

SECTION 11-2. Establishment and Duties of Bureau of Fire Prevention.

a. The Fire Prevention Code shall be enforced by the Fire Department of the City of Bloomington which is hereby established and which shall be operated under the supervision of the Chief of the Fire Department.

b. The Chief of the Fire Department may detail such members of the Fire Department as inspectors as shall from time to time be necessary. The Chief of the Fire Department shall recommend to the Board of Public Works and Safety the employment of technical inspectors.

SECTION 11-3. Definitions.

a. Wherever the word "Municipality" is used in the Fire Prevention Code, it shall be held to mean the City of Bloomington.

b. Wherever the term "Corporation Counsel" is used in the Fire Prevention Code, it shall be held to mean the City Attorney of the City of Bloomington.

SECTION 11-4. Appeals.

Whenever the Chief of the Fire Department shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the Chief of the Fire Department to the Board of Public Works and Safety within 30 days from the date of the decision appealed.

SECTION 11-5. Penalties.

a. Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order within the time fixed herein, shall severally for each and every such violation and non-compliance respectively, be guilty of a misdemeanor, punishable by a fine of not less than Ten Dollars (\$10.00) nor more than Three Hundred Dollars (\$300.00) or by imprisonment for not exceeding six

(6) months or by both such fine and imprisonment. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

b. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.

SECTION 11-6. Repeal of Conflicting Ordinances.

All former ordinances or parts thereof conflicting or inconsistent with the provisions of this ordinance or of the code hereby adopted are hereby repealed.

SECTION 11-7. Validity.

Should any section, paragraph, sentence, or word of this ordinance or of the code hereby adopted be declared for any reason to be invalid, the same shall not affect the other sections, paragraphs or parts thereof.

SECTION 11-8. Date of Effect.

This ordinance shall take effect and be in force from and after its approval as required by law.

Passed and adopted by the Common Council of the City of Bloomington, Indiana, this 20th day of June, 1961.

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Thos. L. Lemon, Presiding Officer

ATTEST:

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Mary Alice Dunlap, Clerk-Treasurer

Presented by me to the Mayor of the City of Bloomington on the \_\_\_\_\_ day of \_\_\_\_\_, 1961, at the hour of 7:45 o'clock P.M.

\_\_\_\_\_  
Mary Alice Dunlap, Clerk-Treasurer

This ordinance approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 1961, at the hour of \_\_\_\_\_ o'clock P.M.

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Thos. L. Lemon, Mayor