

SOUTH HAVEN CHARTER TOWNSHIP ORDINANCE NO. 44

**ADOPTION OF BOCA NATIONAL FIRE
PREVENTION CODE, NINTH EDITION 1993**

ADOPTED: February 14, 1996

EFFECTIVE: THIRTY (30) DAYS FOLLOWING PUBLICATION

EFFECTIVE: March 22, 1996

An Ordinance to adopt by reference the BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993, including the Standards adopted therein by reference; to prescribe regulations for the safeguarding to a reasonable degree of life and property from the hazards of fire and explosion; to amend certain provisions of the said CODE relating to title and limits to which the CODE applies; to authorize the Township Board to adopt by Resolution certain fees for administration and enforcement of said CODE; to provide penalties for violation thereof; to provide for severability; to repeal existing Ordinances or parts of Ordinances in conflict herewith, and to provide for an effective date.

**THE CHARTER TOWNSHIP OF SOUTH HAVEN,
VAN BUREN COUNTY, MICHIGAN,**

ORDAINS:

SECTION I

TITLE

This Ordinance shall be known and cited as the Township Fire Prevention Code Ordinance.

SECTION II

PURPOSE

This Ordinance is adopted pursuant to the authority vested in Townships by Section 1 of 1945 PA 246, as amended, (MSA 5.45(1); MCLA 41.181) and Section 5 of 1951 PA 33, as amended (MSA 5.2640(5); MCLA 41.805), the purpose of which Ordinance is to adopt a Uniform Fire Code, and amendments thereto to prescribe

SECTION III

ADOPTION OF "BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993

The Township hereby adopts by reference, certain documents or booklets, which are marked and entitled as BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993, including the Standards thereunder, as published by the Building Officials and Code Administrators International, Inc., official copies of which are on file in the office of the Township Clerk, and which may be examined by the general public during regular business hours or by appointment; and same is hereby adopted by reference as if fully set forth herein; each and all of the regulations, provisions, penalties, conditions and terms thereof, except as they may hereafter be modified, shall be deemed adopted and made a part hereof by this reference as if fully set forth in this Ordinance.

SECTION IV

TITLE

Section F-101.1 of the said BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993, is hereby amended to read as follows:

F-101.1 Title. These regulations shall be known as the Fire Prevention Code of the Charter Township of South Haven, hereinafter referred to as "this code".

SECTION V

LIMITS

Section F-3003.2 of the BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993, is hereby amended to read as follows:

F-3003.2 Limits. The storage of all explosive materials is prohibited unless the requirements of the Institute of Manufacturers of Explosives (I.M.E.) and all applicable State and Federal regulations are complied with.

SECTION VI

FEES

The Township Board reserves the right and authority to

expense of such administration and activity. The Township Board shall further have the right to amend the aforementioned resolution from time to time within the foregoing limits of reasonableness.

SECTION VII

PENALTIES

Any violation of this Ordinance or any code or standard adopted hereunder or any part thereof shall be punishable by a fine not to exceed Five Hundred and No/100 (\$500.00) Dollars plus costs and/or confinement in the County Jail for a term not to exceed ninety (90) days. In addition, the Township specifically reserves the right and shall have the authority to proceed in any court of competent jurisdiction for the purpose of obtaining an injunction, restraining order, or other appropriate remedy to compel compliance with this Ordinance and said Code. Each day that a violation continues to exist shall constitute a separate offense.

SECTION VIII

SEVERABILITY

Should any portion of this Ordinance or the said BOCA NATIONAL FIRE PREVENTION CODE, NINTH EDITION, 1993, adopted herein be declared unconstitutional, illegal or of no force and effect by a court of competent jurisdiction, then and in that event such portion thereof shall not be deemed to affect the validity of any other part or portion thereof.

SECTION IX

CONFLICTING PROVISIONS AND EFFECTIVE DATE

All Ordinances or parts of Ordinances in conflict herewith, including any prior Township Fire Prevention Code Ordinance, are hereby repealed and shall be of no further force and effect on the effective date of this Ordinance. This Ordinance shall take effect thirty (30) days following publication, after adoption.