

ORDINANCE NO. 748

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA,  
AMENDING CHAPTER 8.28.030 FIRE CODE OF THE COLUMBIA FALLS MUNICIPAL CODE.

WHEREAS, the City Council desires to amend Chapter 8.28.030 of the Columbia Falls Municipal Code dealing with Fire Code to comply with the adoption of International Fire Code as adopted by the Montana Department of Justice Fire Prevention and Investigation Section; and

WHEREAS, the City Council desires to provide for the timely adoption of the International Fire Code as amended from time to time by the Fire Prevention and Investigation Section of the Montana Department of Justice; and

WHEREAS, the City Council has determined, upon conducting a hearing on January 20, 2015, that said amendments to the Columbia Falls Municipal Code are in the best interests of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF COLUMBIA FALLS, MONTANA AS FOLLOWS:

Section One. Section Amended: Chapter 8.28.030 of the Columbia Falls Municipal Code is hereby amended to read as shown on Exhibit "A" attached hereto.

Section Two. Inconsistent Provisions: All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section Three. Severability: The provisions of this Ordinance are severable. If any provision of this Ordinance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance which can be given effect without the invalid provision.

Section Four. Effective Date: This Ordinance shall become effective thirty (30) days after its final passage and approval by the City Council of the City of Columbia Falls, Montana.

PASSED AND APPROVED BY THE CITY COUNCIL OF COLUMBIA FALLS, MONTANA  
THIS 17th DAY OF FEBRUARY, 2015, THE COUNCIL VOTING AS FOLLOWS:

AYES: Shepard, Fisher, Karper, Lovering, Petersen and Barnhart

NOES: None

ABSENT: Plevel

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City Clerk

APPROVED BY THE MAYOR OF COLUMBIA FALLS, MONTANA, THIS 17<sup>th</sup> DAY OF FEBRUARY, 2015.

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Mayor

ATTEST:

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City Clerk

**EXHIBIT "A"**

**8.28.030 Fire Code.**

A. The city does hereby adopt by reference the current edition of the International Fire Code and any additions thereto adopted by the Fire Prevention and Investigation Section of the MT Department of Justice, or its successor. One (1) copy of each code shall be on file in the office of the City Clerk. Any codes or amendments adopted by the Fire Prevention and Investigation Section which apply to local governmental jurisdictions, including the adoption of the latest editions of the model technical codes or applicable Administrative Rules of Montana, shall become effective in the City upon order of the City Administrator within thirty (30) days after the date the State of MT notifies the City of said amendments.

B. Penalties. Any person, firm, entity or corporation violating any provision of the Fire Code as it is adopted in this section shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars and/or imprisonment for not less than five days nor more than one hundred eighty days. Each separate day or portion thereof during which any violation of the Fire Code occurs or continues shall be deemed to constitute a separate offense and, upon conviction thereof, shall be punishable as provided in this section.

C. Removal of Violation. The application of the penalty in subsection B of this section shall not be held to prevent the enforced removal of prohibited conditions or any other remedial or corrective action provided for under the Uniform Fire Code. (Ord. 663 § 1, 2004; Ord. 598 § 5, 1997; Ord. 535 § 1, 1990; Ord. 479 §§ 1--5, 1986)

**ADMINISTRATIVE ORDER**

The current edition of the fire code and all accompanying appendices, amendments and modifications adopted by the Fire Prevention and Investigation Section, Montana Department of Justice (or its successor), as amended from time to time by the Fire Prevention and Investigation Section, are hereby adopted by reference.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2015.

CITY OF COLUMBIA FALLS

By: \_\_\_\_\_  
Susan M. Nicosia, City Manager