

**ORDINANCE NO. 09-721**

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CHINO VALLEY, COUNTY OF YAVAPAI, ARIZONA, AMENDING THE INTERNATIONAL BUILDING CODE, 2006 EDITION AND AMENDMENTS THERETO, AS ADOPTED BY ORDINANCE NO. 07-686, AS AMENDED BY ORDINANCE NO. 07-689, AND AS CODIFIED IN SECTION 150.001 OF THE TOWN CODE OF THE TOWN OF CHINO VALLEY**

WHEREAS, on May 10, 2007, the Chino Valley Town Council ("Council") adopted the 2006 International Code Council Codes and the 2005 National Electrical Code by Ordinance No. 07-686 and amended the Town Code of the Town of Chino Valley Section 150.001; and

WHEREAS, on May 10, 2007, the Council amended said codes by Ordinance No. 07-689 to protect the health and safety of the Town; and

WHEREAS, the Council desires to further amend said codes in response to the Mayor's Ad Hoc Economic Development Committee's recommendation; and

WHEREAS, the Council desires that the sprinkler requirements in the 2006 International Building Code amendments as previously amended be more compatible with the Chino Valley Fire District's Code requirements;

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Common Council of the Town of Chino Valley, County of Yavapai, Arizona, as follows:

Section 1. That the International Building Code, 2006 Edition and amendments thereto, as adopted by Ordinance No. 07-686, as amended by Ordinance No. 07-689, and as codified in Section 150.001 of the Town Code of the Town of Chino Valley, is amended as follows:

Section 903 AUTOMATIC SPRINKLER SYSTEMS

Section 903.2.1.2 "Fire Protection Systems, Automatic Sprinkler Systems; Where required; Group A; Group A-2, Subsection 1 and 2"

1. The fire area exceeds ~~5,000~~ 7,500 square feet or the structure exceeds two stories in height.
2. The fire area has an occupant load of ~~50~~ 100 or more.

Section 903.2.1.3 “Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group A: Group A-3, Subsection 1 and 2”

1. The fire area exceeds ~~5,000~~ 7,500 square feet or the structure exceeds two stories in height.
2. The fire area has an occupant load of ~~50~~ 300 or more.

Section 903.2.1.4 “Fire Protection Systems, Automatic Sprinkler Systems: Where Required; Group A; Group A-4, Subsection 1 and 2”

1. The fire area exceeds ~~5,000~~ 7,500 square feet or the structure exceeds two stories in height.
2. The fire area has an occupant load of ~~50~~ 300 or more.

Section 903.2.3 “Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group F-1, Subsection 1, 2, and 3”

1. Where a Group F-1 fire area exceeds ~~5,000~~ 7,500 square feet.
2. Where a Group F-1 fire area is located more than two stories above grade; or
3. Where the combined area of all Group F-1 areas on all floors, including any mezzanines, exceeds ~~5,000~~ 7,500 square feet.

Section 903.2.6 “Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group M, Subsection 1, 2, and 3”

1. Where a Group M fire area exceeds ~~5,000~~ 7,500 square feet.
2. Where a Group M fire area is located more than two stories above grade; or
3. Where the combined area of all Group M areas on all floors, including any mezzanines, exceeds ~~5,000~~ 7,500 square feet.

Section 903.2.8 “Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group S-1, Subsections 1, 2, and 3”

1. Where a Group S-1 fire area exceeds ~~5,000~~ 7,500 square feet.
2. Where a Group S-1 fire area is located more than two stories above grade; or
3. Where the combined area of all Group S-1 areas on all floors, including any mezzanines, exceeds ~~5,000~~ 7,500 square feet.

Section 903.2.8.1 "Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group S-1; Repair garages, Subsections 1, and 2"

1. Buildings two or more stories in height, including basements, with a fire area containing a repair garage exceeding ~~5,000~~ 7,500 square feet.
2. One-story buildings with a fire area containing a repair garage exceeding ~~5,000~~ 7,500 square feet.

Section 903.2.9 "Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group S-2"

"An automatic sprinkler system shall be provided throughout buildings classified as enclosed parking garages in accordance with Section 406.4 for buildings two or more stories in height, including basements, with a fire area containing a repair garage exceeding ~~5,000~~ 7,500 square feet or where located beneath other Group S OCCUPANCIES.

Section 903.2.14 "Fire Protection Systems, Automatic Sprinkler Systems; Where Required; Group B"

An automatic monitored sprinkler system shall be provided throughout all Group B occupancies where any of the following exists:

1. Where the Group B fire area ~~exceeding 5,000~~ EXCEEDS 7,500 square feet, or
2. Where the Group B fire area is located more than two stories above grade."

Section 2. All other sections of the Town Code, other ordinances, and parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed on the effective date of this Ordinance.

Section 3. Any person found guilty of violating any provision of this Building Code shall be deemed guilty of a class 3 misdemeanor. Each day such violation is committed or permitted to continue shall constitute a separate offense and shall be punishable as such hereunder.

Section 4. The amendment of these sections of the Town code do not affect the rights and duties that have matured and/or the penalties that were incurred hereunder and /or any proceedings that were begun before the effective date of this Ordinance.

Section 5. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the Building Code adopted herein by reference, is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 6. The provisions of this Ordinance shall become operative and in force on September 1, 2009.

PASSED AND ADOPTED by the Mayor and Common Council of the Town of Chino Valley, Arizona, this 23<sup>rd</sup> day of July, 2009.

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Jim Bunker, Mayor

ATTEST:

APPROVED AS TO FORM:

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Jami C. Lewis, Town Clerk

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Musgrove Drutz & Kack, PC  
Town Attorney