

CITY OF TRENTON, MICHIGAN
REGULAR MEETING
January 7, 2008

After the Pledge of Allegiance to the Flag, a moment of silence was observed in memory of former Councilman Verne Begeman, and Traffic Safety Commissioner, Henry Earl Brewer, who passed away, the Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Brown, at 8:00 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Stack: Mayor Brown, Councilpersons: Baun-Crooks, Gillespie, LeFevre, McLeod, and Taylor.

There being a quorum present, the Council was declared in session.

Absent: Councilman Teifer.

Moved by Councilman Taylor, seconded by Councilman Gillespie, to excuse the absence of Councilman Teifer.

Carried unanimously.

Other Officers Present: John Dahlquist, City Assessor; Randy Schoen, City Treasurer; Robert Cady, City Administrator; Wallace Long, City Attorney; Paul Haley, Emergency Management Coordinator; William Hogan, City Engineer; Bruce Vick, Fire Chief; David Michalak, Fire Marshall; Scott Church, Human Resources; Patrick Hawkins, Parks and Recreation Director; William Lilienthal, Police Chief; and Alan Bober, DPS Director.

MINUTES

Moved by Councilman Gillespie, seconded by Councilwoman McLeod, to approve the minutes of the Public Hearings and the Regular Meeting of December 17, 2007.

Carried unanimously.

(Councilman Teifer arrived at 8:02 p.m.)

APPOINTMENTS:

Civic Commission and Downtown Development Authority

Moved by Councilwoman Baun-Crooks, seconded by Councilman Taylor, to approve the appointments of Leonard Hopkins to the Civic Commission and Mark Slagle to the Downtown Development Authority.

Roll Call: Brown, Abstain; Gillespie, Yes; LeFevre, Yes; McLeod, Yes; Taylor, Yes; Teifer, Yes; and Baun-Crooks, Yes.

Motion carried.

COMMUNICATIONS AGENDA

GENERAL

B-1. RESA: 2007 Taxes for Summer Tax Collection Request

DEPARTMENT HEADS, OFFICIALS, C.S.S. REFERRAL

- D-1. ATTORNEY: Ordinance 710, Adoption of the 2006 Edition of the International Fire Code (1st Rdg)
- D-2. FIRE: FEMA Grant Award/Request for Competitive Bids
- D-3. CONTROLLER: SEMCOG Membership Dues Renewal
- D-4. PARKS & RECREATION: Kennedy Recreation Center Lighting
- D-5. ATTORNEY: Ordinance 711, Adoption of the 2006 Edition of the Property maintenance Code (1st Rdg)
- D-6. MAYOR: Proposed Council Study Session for January 14, 2008

COMMUNICATIONS

(B-1)
RESA

2007 Taxes for Summer Tax Collection Request

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to deny the request from the Wayne County Regional Educational Service Agency to include the RESA property taxes in the summer tax collection.

Carried unanimously.

(D-1)
ATTORNEY

Ordinance 710, Adoption of the 2006 Edition of the International Fire Code (1st Rdg)

CITY OF TRENTON

ORDINANCE NO. 710

AN ORDINANCE OF THE CITY OF TRENTON ADOPTING THE 2006 EDITION OF THE INTERNATIONAL FIRE CODE, REGULATING AND GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE CITY OF TRENTON; PROVIDING FOR THE ISSUANCE OF PERMITS FOR HAZARDOUS USES OR OPERATIONS; REPEALING SECTION NO 42-181 OF THE CITY CODE AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

**THE CITY OF TRENTON, WAYNE COUNTY, MICHIGAN DOES ORDAIN
AS FOLLOWS:**

Section 1. Section 42-181 of Article III entitled "Fire Protection Code" is hereby repealed and the following shall be substituted in its stead:

Section 42-181 International Fire Code. That a certain document, three (3) copies of which are on file in the office of the City Clerk and Fire Chief of City of Trenton, being marked and designated as the *International Fire Code, 2006 Edition*, including Appendix Chapters A-G, as published by the International Code Council, be and is hereby adopted as the code of the City of Trenton for regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; each and all of the regulations, provisions, penalties, conditions, and terms of said fire code on file in the office of the City Clerk and Fire Chief are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance, with additions, assertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

Section 2. That the following sections are hereby revised:

Section 101.1 (Name of Jurisdiction) Insert: City of Trenton

Section 109.3 (Specify Offense) Insert: Misdemeanor
(Specify Amount) Insert: \$500
(Specify Number of Days) Insert: 93

Section 111.4 (Specify Amount) Insert: Not less than \$100 per day
(Specify Amount) Insert: Not more than \$500 per day

Section 3. The following Sections of the Code shall be added or amended to read as follows:

SECTION 102

102.6 Referenced codes and standards. The codes and standards referenced in this code shall be those that are listed in Chapter 45 and such codes and standards shall be considered part of the requirements of this code to the prescribed extent of each such reference. Where differences occur between the provisions of this code and the referenced standards the provisions which establish the higher standard for the promotion of the safety and welfare of the public and the protection of the public, or as otherwise determined by State of Michigan law, shall apply.

SECTION 103

103.1 General. The Trenton Fire Department shall be responsible for fire prevention inspection activities and code enforcement of buildings and occupancies as related to the risk of fire or explosion within the City of Trenton. The department of fire prevention is established within the jurisdiction under the direction of the code official. The function of the department shall be the implementation, administration and enforcement of the provisions of this code and codes and standards referenced in Chapter 45 of this code.

SECTION 104

104.11.4 Unlawful boarding or tampering with fire department emergency equipment. A person shall not, without proper authorization from the fire official in charge of said fire department emergency equipment, cling to, attach to, climb upon or into, board, or swing upon any fire department emergency vehicle, whether the same is in motion or at rest, operate any emergency warning equipment, or to manipulate or tamper with, or attempt to manipulate or tamper with any levers, valves, switches, starting devices, brakes, pumps, or any equipment or protective clothing on, or a part of, any fire department emergency vehicle.

104.11.5 Damage/injury to fire department equipment/personnel. It shall be unlawful for any person to damage or deface, or attempt or conspire to damage or deface, any fire department emergency vehicle or equipment at any time; or to injure, or attempt or conspire to injure, fire department personnel while performing departmental duties.

SECTION 105

105.1 General. Permits shall be in accordance with Section 105. Where reference is made to this section for permits elsewhere in this code and there are no provisions for issuing said permits by the department of fire prevention, the code official is authorized to waive the particular permit requirement.

105.6 Required operational permits. The code official is authorized to issue operational permits for the operations set forth in Sections 105.6.1 through 105.6.46. Where there are no provisions for issuing said permits by the department of fire prevention, the code official is authorized to waive the particular permit requirement.

105.6.13 Exhibits, crafts and trade shows. An operational permit is required to operate exhibits, crafts and trade shows.

105.6.13.1 Permit Fee. A minimum fee of \$30.00 shall be applied to each exhibit, craft or trade show, except those operated by the City.

105.6.15.1 Fireworks. An operational permit is required for the public display and retail display and sale of fireworks. Application for permits shall be made in writing at least 15 days in advance of the date of the public display, retail display or sale of fireworks. The sale, possession, and distribution of fire works for such display shall be lawful under the terms and conditions approved with the permit and for only that purpose. A permit granted hereunder shall not be transferable nor shall any such permit be extended beyond the time set forth therein unless approved by the fire official. The permit fee for public display and the retail display and sale of fireworks shall be \$100.00, except as to the City.

105.6.20 Hazardous materials. An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed in Table 105.6.21.

105.6.20.1 Required amounts for reporting. Reportable quantities shall be considered the maximum amount of hazardous material on site at any given time. This amount is required to be reported to the fire department as indicated in Table 105.6.21.

TABLE 105.6.20

PERMIT AMOUNTS FOR HAZARDOUS MATERIALS

(Quantities equal to or greater than listed)

MATERIAL	AMOUNT
AEROSOLS LEVEL 2 OR 3	500 LBS.
ANHYDROUS AMMONIA	ANY QUANTITY
AMMONIUM NITRATE	1,000 LBS.
CARCINOGENS	ANY QUANTITY
COMBINATION FLAMMABLE LIQUIDS	120 GAL.
COMBUSTIBLE LIQUIDS:	
CLASS II	120 GAL.
CLASS III-A	330 GAL.
CLASS III-B	13,200 GAL.
COMBUSTIBLE DUST	1 LB. PER 1,000 CU. FT.
COMBUSTIBLE FIBER (Loose)	100 CU. FT.
COMBUSTIBLE FIBER (Baled)	1,000 CU. FT.
CORROSIVE GAS	810 CU. FT.
CORROSIVE LIQUIDS	500 GAL.
CORROSIVE SOLIDS	500 LBS.
CRYOGENIC LIQUID (FLAMMABLE)	45 GAL.
CRYOGENIC LIQUID (NONFLAMMABLE)	500 GAL.
EXPLOSIVE & BLASTING AGENTS: (Not including Class "C" explosive)	ANY QUANTITY
FLAMMABLE GAS	750 CU. FT.
LIQUIFIED NATURAL GAS	30 GAL. Water Capacity
LIQUIFIED PETROLEUM GAS	30 GAL. Water Capacity
NON-FLAMMABLE GAS	100 GAL. Water Capacity
FLAMMABLE LIQUIDS:	
CLASS 1-A	30 GAL.
CLASS 1-B	60 GAL.
CLASS 1-C	90 GAL.
FLAMMABLE SOLID	125 LBS.
IRRITATING MATERIAL (Gas)	810 CU. FT.
IRRITATING MATERIAL (Liquid)	500 GAL.
IRRITATING MATERIAL (Solid)	500 LBS.
NITROMETHANE (Unstable Materials)	ANY QUANTITY
ORGANIC PEROXIDES:	
CLASS 1	5 LBS.
CLASS 2	50 LBS.
CLASS 3	125 LBS.
OTHER HEALTH HAZARDS	5,000 LBS. 500 GAL. 810 CU. FT.
OXIDIZING MATERIAL (Gas)	1,500 CU. FT.
OXIDIZING MATERIAL (Liquid)	15 GAL.
OXIDIZING MATERIAL:	
CLASS 1	1,000 LBS.
CLASS 2	250 LBS.
CLASS 3	10 LBS.
CLASS 4	ANY QUANTITY
POISON	500 LBS.
POISON "A"	ANY QUANTITY
POISON "B"	ANY QUANTITY

POISON GAS	ANY QUANTITY
POWDER SMOKELESS	20 LBS.
POWDER BLACK SPORTING	1 LBS.
PYROPHORIC	4 LBS.
	50 CU. FT.
RADIOACTIVE	ANY QUANTITY
SENSITIZERS	500 GAL.
	810 CU. FT.
SPONTANEOUSLY COMBUSTIBLE MATERIAL	100 LBS.
TOXIC MATERIAL	50 GAL.
	500 LBS.
	810 CU. FT.
HIGHLY TOXIC MATERIAL	ANY QUANTITY LIQUID
	1 LB.
	20 CU. FT.
TIRES	2,500 CU. FT.
UNSTABLE (REACTIVE) MATERIAL:	
CLASS 1	125 LBS.; 750 CU. FT.
CLASS 2	50 LBS.; 250 CU. FT.
CLASS 3	5 LBS.; 50 CU. FT.
CLASS 4	ANY QUANTITY
WATER REACTIVE MATERIAL:	
CLASS 2	50 LBS.
CLASS 3	5 LBS.

105.6.20.2 Permit Fees. The following fees shall be applied to the maximum quantity of each form of hazardous materials:

Quantity & Form	
0-1,000 lbs.; 0-100 cu. Ft.; 0-330 gal.	\$100.00
1,001-20,000 lbs; 101-6,000 cu. Ft.; 331-990 gal.	\$250.00
20,001+lbs.;6,001+cu.Ft.;991+gal.	\$500.00

105. 7.1.1 Installations. Before any fire suppression system or component is installed, enlarged, extended or modified, a permit shall be obtained from the code official. This shall include any device or relay connected to or controlled by the fire suppression system. All work must be performed by a qualified installer who is properly licensed and/or certified to perform such work as determined by the code official. Construction documents shall be reviewed by the code official prior to the issuance of the permit. Upon issuance of the permit, the permit must be posted at the job site in plain view.

105.7.1.2 Permits Fees. Permit fees cover initial plan review and two inspections. Subsequent plan reviews and inspections of the same system are \$30.00.

Sprinkler Systems:

Riser(s) & Sprinkler Heads	Fee
1-10 heads...	\$ 60.00
11-20 heads	\$ 80.00
21-50 heads	\$100.00
51-100 heads	\$140.00

101-200 heads	\$ 200.00
201-300 heads	\$ 260.00
301-400 heads	\$340.00
401-500 heads	\$ 400.00
500 > heads...	\$ 440.00 *

* Plus \$0.50 per head over 500

Standpipes: \$40.00 per standpipe plus \$5.00 per hose connection.

Fire pump: \$80.00

Dry or wet chemical fire suppression systems: \$80.00 per system. Each additional system in the same building reviewed at the same time is \$40.00. Alterations, additions, or modifications to each existing system is \$30.00.

Total flooding agent extinguishing systems: \$80.00 plus appropriate detection system fee.

105.7.4.1 Installations. Before any fire alarm or detection system or component is installed, enlarged, extended or modified, a permit shall be obtained from the code official. This shall include auxiliary devices such as magnetic locks, electronic locks, or any device or relay connected to or controlled by the fire alarm or detection system. All work must be performed by a qualified installer who is properly licensed and/or certified to perform such work as determined by the code official. Construction documents shall be reviewed by the code official prior to the issuance of the permit. Upon issuance of the permit, the permit must be posted at the job site in plain view.

105.7.4.3 Permits Fees. Permit fees cover initial plan review and two inspections. Subsequent plan reviews and inspections of the system are \$30.00.

Fire alarm and detection systems:

Device	Fee
Control Panel.....	\$40.00
First initiating or auxiliary control device, (smoke detector, heat detector, control switch, etc.).....	\$10.00
Each additional initiating or auxiliary control device.....	\$ 2.00
First audio/visual indicating or communications device (horn, Speaker, bell, strobe, firefighter phone, etc.).....	\$10.00
Each additional audio/visual indicating or communications device.....	\$ 2.00

Exception: One and two family residential alarm systems must meet the requirements of the Trenton Building Department.

105.7.13.1 Permit issuance. A permit granted hereunder shall not be transferable nor shall any such permit be extended beyond the time set forth therein unless approved by the fire official. When work is started without a permit, the permit fee shall be doubled.

SECTION 106

106.5 Additional fees. The following fees may be charged for a reinspection and shall apply to each inspector performing the re-inspection:

1. \$30.00 per reinspection during normal working hours.
2. \$45.00 per hour per reinspection during nonworking hours with a minimum assessment of 3 hours.

106.6 Cancellation fees. Handling cost for permits canceled after being issued is 35% of the permit fee or \$10.00, whichever is greater.

SECTION 109

109.3 Violation Penalties. Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor, punishable by a fine of not more than \$500.00 or by imprisonment not exceeding 93 days, or both such fine and imprisonment; except for the code sections listed below shall be guilty of a municipal civil infractions punishable by not more than Two Hundred (\$200.00) Dollars Each day that a violation continues after due notice has been served shall be deemed a separate offense. The enforcing agency shall be the Trenton Fire Department.

Civil infraction offenses:

Chapter 3, except Section 305.4
Chapter 4, except Section 401
Chapter 5, except Sections 507 and 508
Chapter 6
Chapter 7
Chapter 8
Chapter 9, exception Section 901
Chapter 10
Chapter 11
Chapter 12
Chapter 13
Chapter 14
Chapter 15
Chapter 16
Chapter 17
Chapter 18
Chapter 19
Chapter 20
Chapter 21
Chapter 22
Chapter 23
Chapter 24
Chapter 26

SECTION 112

112.1 Hazardous materials-fire department responsibility. The Trenton Fire Department shall be responsible for gathering and organizing information, identifying risks, and enforcing codes, standards, and laws relating to the production, storage and use of hazardous materials within the City of Trenton and the notification to fire fighting personnel of related hazards. The method and frequency shall be determined by the fire official or his duly authorized representative.

112.2 Cost recovery-hazardous materials. The fire department may recover all costs for use of equipment, personnel, and supplies associated with incidents involving hazardous materials resulting from accidents, fires, spills, leaks, or release of product. Such costs shall include but are not limited to those associated with incident abatement, mitigation, and clean up; extinguishment; and stand-by including any related third party costs. Such costs shall be the responsibility of the owner, operator or agent of the building, property, equipment, vehicle, or container causing or contributing to a hazardous condition, fire, or dangerous situation.

112.3 Cost recovery-fires. The fire department may recover all costs for use of equipment, personnel, and supplies associated with fire extinguishment when it is determined that such fire extinguishment was necessitated by a person's intentional disregard for the safety of persons or property, violation of law, or recklessness.

112.4 Hazardous conditions. If upon the expiration of the time mentioned in a notice of violation, hazardous conditions, including but not limited to, obstructions or encroachments inhibiting access to or egress from a space or building, are not removed, the code official shall proceed to remove or have removed the same. The expense incurred shall be a debt to the City from the responsible person and shall be collected as any other debt to the City.

112.5 False alarms. It shall be unlawful for any person to summon, in any way, the fire department unless a valid reason for their response is present. (See also the Trenton Code False Fire Alarm Ordinance.) (Sec. 14-20)

112.6 Nonstandard Equipment. Equipment and devices which are not in compliance with recognized standards for design and construction may be approved upon presentation of satisfactory evidence that they are designed and constructed for safe operation.

SECTION 202

CODE OFFICIAL. The fire chief, fire marshal, code enforcement officer, or other designated authority charged by the applicable governing body with the duties of administration and enforcement of the code, or duly authorized representative. The term "fire official" may be used interchangeably with "code official" in this code.

FIRE WATCH. A temporary measure intended to ensure continuous and systematic surveillance of a building or portion thereof by one or more qualified individuals for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the fire department by method(s) approved or recommended by the code official.

SECTION 302

302.1 Definitions.

Ground Fire. An outdoor fire for the purpose of viewing or warming, or utilized to cook food for human consumption, or for ceremonial purposes, which burns only seasoned dry firewood or commercially available charcoal briquettes intended to minimize the generation of air contaminants.

SECTION 307

307.4 Location. The location of open burning shall not be less than 50 feet (15 240mm) from any structure, and provisions shall be made to prevent the fire from spreading to within 50 feet (15 240 mm) of any structure.

Exceptions:

1. Fires in approved containers that are not less than 15 feet (4572) mm) from a structure or not less than the appliance manufacturer's recommended safe distance.
2. The minimum required distance from a structure shall be 25 feet (7620 mm) where the pile size is 3.4 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height.

307.4.3 Ground Fires. A ground fire shall be the minimum size for the intended purpose but not larger than 3 feet by 3 feet by 3 feet in dimension and shall be contained in a safe manner.

307.6 Fire department training. Open burning is allowed for the purpose of training fire fighters for fire fighting practice, or for the purpose of training the public, including workers or employees, or for the purpose of demonstration by the fire official or other trained fire personnel, when such burning is done in accordance with accepted practice.

508.5 Fire hydrant systems. Fire hydrant systems shall comply with Sections 508.5.1 through 508.5.6 and shall be in accordance with Appendix C and City of Trenton Development Standards.

508.5.4.1 Removal of obstructions. If upon the expiration of the time mentioned in a notice of violation, obstructions or encroachments to a fire hydrant, or to other fire protection equipment, are not removed, the code official shall proceed to remove or have removed the same. The expense incurred shall be a debt to the City from the responsible person and shall be collected as any other debt to the City.

SECTION 610

610.1 Exhaust fans. Exhaust fans for commercial cooking hoods shall be installed so that the fans are operational at all times cooking is occurring. This may be accomplished by a temperature monitoring device installed in on, or near the hood to activate the exhaust fan(s) at a pre-determined temperature, or as otherwise approved by the code official.

901.6.2 Records. Records of all system inspections, tests, and maintenance required by the referenced standards shall be maintained on the premises for a minimum of 1 year and made available to the code official upon request. A copy shall also be sent to the code official by the service company or individual performing such work.

903.2.10.3 Buildings over 30 feet in height. An automatic sprinkler system shall be installed throughout buildings with a floor level having an occupant load of 30 or more that

is located 30 feet (9 1 44 mm) or more above the lowest level of fire department vehicle access.

904.3.5 Monitoring. Automatic fire extinguishing systems shall be monitored by a supervising station in accordance with NFPA 72 as approved by the code official. Where a building fire alarm system is installed, automatic fire-extinguishing systems shall be monitored by the building fire alarm system in accordance with NFPA 72 and shall automatically annunciate their location at the building's fire alarm control panel and activate the building's appropriate fire protective signaling sequence.

907.2.12 High-rise buildings. Buildings having floors used for human occupancy located more than 55 feet (16 764 mm) above the lowest level of fire department vehicle access shall be provided with an automatic fire alarm system and an emergency voice/alarm communication system in accordance with Section 907.2.12.2.

907.4.4 Signs. Where fire alarm systems are monitored by a supervising station, an approved permanent sign that reads: THIS ALARM DOES NOT NOTIFY THE FIRE DEPARTMENT – TO REPORT A FIRE DIAL 911. Such sign shall be installed adjacent to each manual fire alarm box.

Exception: Where the manufacturer has permanently provided this information on the manual fire alarm box and as approved by the code official.

907.7.1 Annunciation. Where fire suppression systems exist in multi-tenant occupancies, i.e., strip malls, separate annunciation shall be required for each separately addressed tenant space unless otherwise approved by the code official.

907.9.2 High-rise buildings. In buildings that have floors located more than 55 feet (16 764mm) above the lowest level of fire department vehicle access that are occupied for human occupancy, a separate zone by floor shall be provided for all of the following types of alarm-initiating devices where provided:

1. Smoke detectors
2. Sprinkler water-flow devices.
3. Manual fire alarm boxes.
4. Other approved type of automatic fire detection devices or suppression systems as required by the code official.

907.10.2.1 Temporal Code-3. Audible alarm notification appliances shall sound in temporal Code-3 pattern as approved by the code official.

907.10.2.2 Audible alarm appliance silencing. Where required by the code official, there shall be a means provided at the fire alarm control panel to silence audible alarm devices without resetting the panel. Where audible alarm devices are provided there shall be a means provided at the fire alarm control panel to silence the audible alarm devices without disabling the visual alarm devices or resetting the panel.

907.12.1 Remote annunciation: Where required by the code official, a means of remote annunciation such as a light or other visible indicator shall be installed and marked with an approved description of the detector location in order to indicate the presence and location of detectors in accordance with NFPA 72.

SECTION 1005

1005.3.2.5. Smokeproof enclosures. In buildings required to comply with the high-rise provisions of the International Building Code or the provisions for underground buildings in the International Building code, each of the exits of a building which serves stories where the floor surface is more than (55 feet 16 764 mm) above the lowest level of fire department vehicle access or more than 30 Feet (9144 mm) below the level of exit discharge serving such floor levels shall be a smokeproof enclosure of pressurized stairway in accordance with the International Building Code.

1005.3.6.1 Use in a means of egress. Exterior exit stairways shall not be used as an element of a required means of egress for occupancies in Group 1-2. For occupancies in other than Group 1-2, exterior exit stairways shall be permitted as an element or a required means of egress for buildings not exceeding five stories or (55 feet 16 764 mm) in height.

SECTION 1201

1201.1 Scope. Dry cleaning plants and their operations shall comply with the requirements of this chapter and NFPA 32, and the Michigan Fire Prevention Code 1941 PA 207, as amended or its equivalent

SECTION 2201

2201.1 Scope. Automotive service stations, marine service stations, fleet vehicle service stations and repair garages shall be in accordance with this chapter and the *International Fuel Gas Code, International Building Code, and the International Mechanical Code*, and the Michigan Storage and Handling of Flammable and Combustible Liquids Rules, as amended, or their equivalent. Such operations shall include both public accessible and private operations.

SECTION 2206

2206.1 General. Storage of flammable and combustible liquids shall be in accordance with Chapter 34 and Section 2206, and the Michigan Storage and Handling of Flammable and Combustible Liquids Rules, as amended, or their equivalent.

2206.7.8 Gravity and pressure dispensing. Flammable or combustible liquids shall not be dispensed by gravity from tanks, drums, barrels or similar containers. Flammable or combustible liquids shall not be dispensed by a device operating through pressure within a storage tank, drum or container. Approved pumps taking suction from the top of the container shall be utilized.

SECTION 2803

2803.2 Identification. Cartons shall be identified on at least one side with the classification level of the aerosol products contained within the carton as follows:

LEVEL 1, 2, OR 3 AEROSOLS

The side of the carton marked shall be clearly visible when stored in configurations of two or more cartons.

SECTION 3301

3301.1.1 Explosive material standard. In addition to the requirements of this chapter, NFPA 495 shall govern the manufacture, transportation, storage, sale, handling and use of explosive materials, and the Michigan Explosives Law 1970- PA 202, as amended, or its equivalent.

3301.1.3 Fireworks. The possession, manufacture, storage, sale, handling and use of fireworks are prohibited unless in compliance with the Michigan Fireworks Law 1931 PA 328, as amended, or its equivalent.

3301.1.4 Rocketry. The storage, handling and use of model and high-power rockets shall comply with the requirements of NFPA 1122, NFPA 1125, and NFPA 1127, and the Michigan Model Rocket Law 1965 PA 333, as amended, or its equivalent.

3301.2.4.2 Bond for public display: The permit holder shall furnish a bond in an amount approved by the city of Trenton for the payment of all potential damage caused either to the person or property due to the permitted display, and arising from any acts of the permit holder of the agent of the permit holder.

SECTION 3308

3308.1 General. The display of fireworks, including proximate audience displays and pyrotechnic special effects in motion picture, television, theatrical, and group entertainment productions, shall comply with this chapter and NFPA1123 or NFPA 1126. Approved public displays shall be handled by an approved competent operator, and the fireworks shall be arranged, located, discharged and fired in a manner that will not be a hazard to property or endanger any person.

3308.11 Retail display and sale. A permit shall be required as set forth in Section 105.6 and regulated in accordance with this section. Fireworks displayed for retail sale shall not be made readily accessible to the public. A minimum of one pressurized-water portable fire extinguisher complying with Section 906 shall be located not more than 15 feet (4572mm) and not less than 10 feet (3048 mm) from the hazard. "No Smoking" sign complying with Section 310 shall be conspicuously posted in areas where fireworks are stored or displayed for retail sale. No person under the age of 18 years shall sell, purchase or possess fireworks unless accompanied by a parent or legal guardian.

SECTION 3401

3401.3 Referenced documents. The applicable requirements of Chapter 27, other chapters of this code, the *International Building Code*, and the *International Mechanical Code* pertaining to flammable liquids, and the Michigan Storage and Handling of Flammable and Combustible Liquids Rules, as amended, or their equivalent shall apply.

3401.4 Permits. Permits shall be required as set forth in Sections 105.6 and 105.7, and the Michigan Fire Prevention Code 1941 PA 207, as amended or its equivalent.

SECTION 3404

3404.2.9 Aboveground tanks. Aboveground storage of flammable and combustible liquids in tanks shall comply with Section 3404.2 and Sections 3404.2.9.1 through 3404.2.9.6.10, and the Michigan Above-ground Storage Tank Rules, or their equivalent.

3404.2.11 Underground tanks. Underground storage of flammable and combustible liquids

in tanks shall comply with Section 3404.2 and Sections 3404.2.11.1 through 3404.2.11.5.2, and the Michigan Underground Storage Tank Rules, or their equivalent.

SECTION 3405

3405.2.4 Class I and II liquids. Class I and II liquids shall be transferred by one of the following methods:

1. From safety cans complying with UL 30.
2. Through an approved closed piping system.
3. From containers or tanks by an approved pump taking suction through an opening in the top of the container or tank.
4. **Flammable and combustible** liquids shall not be dispensed by gravity from tanks.
5. Approved engineered liquid transfer systems.

Exception: Liquids in containers not exceeding a 5.3-gallon (20L) capacity.

SECTION 3801

3801.2 Permits. Permits shall be required as set forth in Sections 105.6 and 105.7 and the Michigan Fire Prevention Code 1941 PA 207, as amended, or its equivalent.

Chapter 45

REFERENCED STANDARDS

State of Michigan Laws, Rules, or Requirements including but not necessarily limited to the following with amendments:

Michigan Fire Prevention Code 1941 PA 207

Michigan Explosives Law 1970 PA 202

Michigan Fireworks Law 1931 PA 328

Michigan Model Rocket Law 1965 PA 333

Michigan Storage and Handling of Flammable and Combustible Liquids Rules

Michigan Underground Storage Tank Rules 1999

Appendix D

Fire Apparatus Access Roads

D101.1 Scope. Fire Apparatus access roads shall be in compliance with this appendix and all other applicable requirements of the *International Fire Code*, and City of Trenton Standards.

Section 4. That Code Section 14-15 of City of Trenton entitled Fire Prevention Code and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 6. That the Clerk is hereby ordered and directed to cause this ordinance to be published.

Section 7. That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

Section 8. Saving Clause. Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 9. Severability. Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 10. Conflicting Ordinances. All prior existing ordinances adopted by the City of Trenton inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed, including but not limited to Section 14-56 and 14-59 through 14-62.

Section 11. Readings. This Ordinance shall be given a first reading on January 7, 2008, shall be enacted on January 22, 2008, and shall be published on or before February 3, 2008, and shall be effective February 4, 2008.

Moved by Councilman Gillespie, seconded by Councilwoman Baun-Crooks, to approve the first reading of Ordinance 710, Adoption of the 2006 Edition of the International Fire Code.

Carried unanimously.

(D-2)

FIRE

FEMA Grant Award/Request for Competitive Bids

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to accept the Assistance to Firefighter's Grant awarded by the Department of Homeland Security FEMA in the amount of \$57,684.00, approve the matching funds from the City of Trenton in the amount of \$3,036.00, from the Fire Departments Machinery and Equipment Account (101-336-982.000); to authorize the Fire Department to prepare bid specifications and advertisement for thirty three sets of turnout gear and Scott Air Face pieces; and if there is any remaining funds from the grant that the money would be used for other equipment that may be needed.

Carried unanimously.

(D-3)
CONTROLLER
SEMCOG Membership Dues Renewal

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to approve the payment of the 2008 SEMCOG Membership Dues for the period of January 15, 2008, through January 15, 2009, in the amount of \$2,560.00.

Carried unanimously.

(D-4)
PARKS & RECREATION
Kennedy Recreation Center Lighting

Moved by Councilman Gillespie, seconded by Councilman LeFevre, to grant permission to the Parks and Recreation Department to purchase lighting for all of the ice arenas from Brakeman Lighting Products, Inc., who provided the lowest quote in the amount of \$13,140.00, with funds from the Kennedy Recreation Center electric account (208-696-921.000) and to reject the other quotes.

Carried unanimously.

(D-5)
ATTORNEY
Ordinance 711, Adoption of the 2006 Edition of the Property Maintenance Code (1st Rdg)

CITY OF TRENTON

ORDINANCE NO. 711

AN ORDINANCE ESTABLISHING THE MINIMUM REGULATIONS GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES; BY PROVIDING THE STANDARDS FOR SUPPLIED UTILITIES AND FACILITIES AND OTHER PHYSICAL THINGS AND CONDITIONS ESSENTIAL TO ENSURE THAT STRUCTURES ARE SAFE, SANITARY AND FIT FOR OCCUPATION AND USE; AND THE CONDEMNATION OF BUILDINGS AND STRUCTURES UNFIT FOR HUMAN OCCUPANCY AND USE AND THE DEMOLITIONS OF SUCH STRUCTURES; KNOWN AS THE BUILDING CODE; AND ALL AMENDMENTS THERETO PROMULGATED OR ADOPTED PURSUANT TO SECTION 4 OF THAT PUBLIC ACT; ADOPTING BY REFERENCE WITHOUT AMENDMENT THERETO THE INTERNATIONAL PROPERTY MAINTENANCE CODE, 2006 EDITION, AS THE MAINTENANCE CODE OF THE CITY OF TRENTON; DEFINING CERTAIN REFERENCES IN SUCH CODE; AND PROVIDING FOR PENALTIES FOR VIOLATION THEREOF.

THE CITY OF TRENTON, WAYNE COUNTY, MICHIGAN, HEREBY ORDAINS:

Section 1. Section 18-151 of Chapter 18 of the Trenton City Code is hereby amended to read as follows:

Section 18-151. Property maintenance code.

(a) *Adoption.* The International Property Maintenance Code, 2006 edition, as published by the International Code Council, Inc. is hereby adopted as the Property Maintenance Code of the city, for the control of buildings and structures as provided in this article; and each and all of the regulations, provisions, penalties, conditions and terms of such property maintenance code are referred to, adopted, and made part hereof as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in subsection (b) of this section. A copy of the International Property Maintenance Code, 2006 edition, and the provisions thereof, shall be filed in the office of the city clerk.

(b) *Additions, insertions and changes.* The International Property Maintenance Code is amended and revised in the following respects:

Section 101.1 is amended by inserting “City of Trenton” for “[NAME OF JURISDICTION].”

Section 103.5 is amended by inserting “See Chapter 13 of the Trenton City Code, Fee Schedule” for [APPROPRIATE SCHEDULE].”

Section 304.14 is amended by inserting “April 1” for the reference to “[DATE]” and “November 30” for the second reference to “[DATE]” in line one.

Secs. 18-152—18-170. Reserved.

Section 2. **Saving Clause.** Nothing in this Ordinance or in the Building Code hereby adopted, shall be construed to affect any suit or proceeding impending in any Court, or administrative body, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed except those requirements which may have been in effect with respect to public building projects underway at the time of adoption; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 3. **Severability.** Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 4. **Conflicting Ordinances.** All prior existing ordinances adopted by the City of Trenton inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Section 5. **Readings.** This Ordinance shall be given a first reading on January 7, 2008, shall be enacted on January 22, 2008, and shall be published on or before February 3, 2008, and shall be effective February 4, 2008.

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to approve the first reading of Ordinance 711, Adoption of the 2006 Edition of the Property Maintenance Code.

Carried unanimously.

(D-6)
MAYOR

Proposed Council Study Session for January 14, 2008

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the agenda for the Monday, January 14, 2008, Council Study Session to be comprised of: Zanglin Run sponsorship; City's insurance requirements by outside entities, create policy; transfer of pool operation to general fund; and annual audit extension of professional services.

Carried unanimously.

AUTHORIZED DISBURSEMENTS

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, that the Authorized Disbursements, per the January 7, 2008, schedule, be approved.

MONROE BANK & TRUST: Cash Disbursements	\$1,322,372.53
General Fund	84,927.98
Major Street Fund	36.00
Local Street Fund	355.35
Kennedy Rec. Complex Fund	4,315.09
Library Operating Fund	13,395.09
Tax Receiving Fund	881,351.21
Special Revenue Funds	5,409.46
Trust & Agency Funds	31,400.00
Grant Funds	5,748.00
Brownfield Authority	170,633.56
SINC Fund	81,402.50
Water & Wastewater Fund	30,193.19
Motor Vehicle Pool	7,883.76
Restricted Self Ins.	6,014.64

Carried unanimously.

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to approve the January 7, 2008, disbursement payable to B & D Vacuum in the amount of \$23.97.

Roll Call: Gillespie, Yes; LeFevre, Abstain; McLeod, Yes; Taylor, Yes; Teifer, Yes; Baun-Crooks, Yes; and Brown, Yes.

Motion carried.

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the January 7, 2008, disbursement payable to Certified Alarm in the amount of \$669.43.

Roll Call: LeFevre, Yes; McLeod, Yes; Taylor, Yes; Teifer, Yes; Baun-Crooks, Yes; Brown, Yes; and Gillespie, Abstain.

Motion carried.

REPORTS

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to receive and place on file the minutes from the Historical Commission dated November 8, 2007 and the Traffic Safety Commission and Boards Report dated November 7, 2007.

Carried unanimously.

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to receive and place on file the DPS Report, December 2007.

Carried unanimously.

OTHER COUNCIL BUSINESS

Moved by Councilman Teifer, seconded by Councilman Taylor, to receive and place on file the letter submitted by Gina DiPonio regarding a memorial request and refer it to Administration.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

- | | |
|--------------------------|---|
| Councilman LeFevre | * Disappointed with Comcast Cable Channel Changes Regarding Local Access Channel |
| Mayor Brown | * Comcast Cable Channel Changes |
| Councilman Taylor | * Echoed Councilman LeFevre on Comcast; Frequent Electrical Outages in Town |
| Councilman Teifer | * Letter From the DiPonio Family; Commended his Daughter-in-Law and Grandchildren, Article in Paper |
| Councilwoman Baun-Crooks | * Public Apology to the Mans Company Regarding Bid; Happy Birthday to Councilman Taylor |
| City Clerk Stack | * Presidential Election, Tuesday, January 15 th , Bring ID |

PUBLIC COMMENT

Robert Baker

* City Awards Banquet, January 19th

MOTION TO ADJOURN BY: Councilman Taylor, seconded by Councilwoman McLeod, to adjourn at 8:39 p.m.

APPROVED BY:

GERALD R. BROWN, MAYOR

KYLE F. STACK, CITY CLERK

INFORMATION ITEMS:

1. CITY OF RIVERVIEW: Mortgage Foreclosure Crisis.
2. WOW: Non-Discriminatory Access Standards.
3. COMCAST: Local Channel Discontinuation as of February 28, 2008.

MINUTES PREPARED BY: Patricia M. Gearhart, Deputy City Clerk

APPROVED ON: _____