

CHAPTER 17. FIRE CODE

SECTION 17.01 ADOPTION OF CODE

It is hereby adopted 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 American Insurance Association, being particularly the 1976 edition thereof and the whole thereof also Chapters Ind. 8, 9, and 51 – 64, of the Wisconsin Administrative Code, save and except such portions amended by section 17.11 of this Chapter, and the same are hereby adopted and incorporated as fully as if set out at length herein. Such provisions shall be controlling within the corporate limits of Mondovi.

SECTION 17.02 ENFORCEMENT

The Fire Prevention Code shall be enforced by the Chief of the Fire Department and officers of the Police Department.

SECTION 17.03 DEFINITIONS

- (1) Whenever the word “Code Municipality” are used in the Fire Prevention Code they shall be held to mean the City of Mondovi.
- (2) Whenever the term “Corporation Council” is used in the Fire Prevention Code, it shall be held to mean City Attorney for the City of Mondovi.
- (3) Whenever the term “Chief of the Bureau of Fire Prevention” is used in the Fire Prevention Code, it should be held to mean the Chief of the Fire Department.

SECTION 17.04 ESTABLISHMENT OF LIMITS OF DISTRICT IN WHICH STORAGE OF EXPLOSIVES AND BLASTING AGENTS IS TO BE PROHIBITED

The limits referred to in section 12.05b of the Fire Prevention Code, in which storage of explosives and blasting agents is prohibited are hereby established as follows:

- (1) Such agents shall not be stored anywhere within the City Limits.

SECTION 17.05 ESTABLISHMENT OF LIMITS OF DISTRICTS IN WHICH STORAGE OF FLAMMABLE LIQUIDS IN OUTSIDE ABOVE TANKS IS TO BE PROHIBITED

- (1) The limits referred to in Section 16.22a of the Fire prevention Code in which storage of Flammable liquids in outside above ground tanks is prohibited are hereby established as follows:
 - (a) All areas except those zoned Industrial.
- (2) The limits referred to in Section 16.61 of the Fire Prevention Code, in which new bulk plants for flammable or combustible liquids are prohibited are hereby established as follows:

- (a) All areas except those zoned industrial.

SECTION 17.06 ESTABLISHMENT IN WHICH BULK STORAGE OF LIQUIFIED PETROLEUM GASES IS TO BE RESTRICTED

The limits referred to in Sec. 21.6a of the Fire Prevention Code in which bulk storage of liquefied petroleum gases is restricted, are hereby established as follows:

- (1) All areas except those zoned industrial.

SECTION 17.07 ESTABLISHMENT OF MOTOR VEHICLE ROUTES FOR VEHICLES TRANSPORTING EXPLOSIVES AND BLASTING AGENTS.

The routes referred to in Section 12.70 of the Fire Prevention Code for vehicles transporting explosives and blasting agents are hereby established as follows:

- (1) Such Agents may be transported anywhere in the City.

SECTION 17.08 ESTABLISHMENT OF MOTOR VEHICLE ROUTES FOR VEHICLE TRANSPORTING HAZARDOUS CHEMICALS OR OTHER DANGEROUS ARTICLES

The routes referred to in Section 20.14 of the Fire Prevention Code for vehicles transporting hazardous chemicals and other dangerous articles are hereby established as follows:

- (1) Such chemicals and articles may be transported anywhere in the City.

SECTION 17.09 AMENDMENTS

The Fire Prevention Code is amended and changed in the following respects:

- (1) Section 12.3a (1) is modified as follows:

- (a) Permits shall be obtained:

- (i) To manufacture, possess, store, sell or otherwise dispose of explosives or blasting agents.

- (2) Section 28.1 of the Fire Prevention Code is hereby repealed and recreated as follows:

- (a) Bonfires and Outdoor Rubbish Fires

No person shall kindle or maintain any bonfire or rubbish fires or authorize any such fire to be kindled or maintained except employees operating the City Dump who may kindle such fire in the normal course of their duties. Bonfires for purposes of public school rallies may be kindled provided that a permit is obtained for such bonfire. Such permit may contain such conditions and restrictions as the Chief of the Fire Department may deem reasonable.

- (3) Section 14.2 of the Fire Prevention Code is hereby amended to add Section 14.2a as follows:

(a) Section 14.2 Survey of Premises and Specifications of Equipment.

- (i) All establishments holding a restaurant license issued by the state of Wisconsin and any person preparing the food for more than 10 unrelated persons except in a dwelling, shall have in full view of all cooking and food heating appliances a fire extinguisher of not less than 10 lb. rating carbon dioxide or AVC dry chemical type.
- (4) The Chief of the Fire Department shall have the power to modify any provision of the Fire prevention Code upon application and writing by the owner or lease, or his/her duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the Code, provided that the intent of the code be observed, public safety secured, and substantial justice done. The particulars of such modification when granted or allowed in the decision of the Chief thereon shall be entered upon the records of the Department and the signed copy shall be furnished to the applicants.

SECTION 17.10 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 Common Council within 30 days of the decision deadline.

SECTION 17.11 NEW MATERIALS, PROCESSES OR OCCUPANCIES WHICH REQUIRE PERMITS

The common Council and the Chief of the Fire Department shall act as a committee to determine and specify, after giving affected person an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in said Code. The Chief shall post such list in a conspicuous place in his/her office and distribute copies thereof to the interested persons.

SECTION 17.12 PENALTIES

- (1) Any person who shall violate any provision 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 or specifications or plans submitted and approved thereunder, or any certificate of permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such order as affirmed or modified by the Common Council or by a court of competent jurisdiction, within the time fixed herein, shall severally, for each and every violation and non-compliance respectively, be punishable by a fine of not less than \$10.00 nor more than \$100.00 for each such violation. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such person 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 and shall constitute a separate offense.

- (2) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.