

ARTICLE 58
SECTION R 58.01 FIRE CODE

An ordinance adopting the 2015 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 condition hazardous to life or property in the occupancy of buildings and premises in Fruitland Township; providing for the issuance of permits and collection of fees; repealing any previously adopted Fire Code and all other ordinances or parts of ordinances in conflict therewith, and appointing the White Lake Fire Authority as the enforcing agency and for enforcement and appeals.

The Township of Fruitland ordains:

SECTION R 58.02 ADOPTION OF FIRE CODE

That a certain document which is on file in the office of the Clerk of Fruitland Township marked and designated as the *International Fire Code*, 2015 edition, including Appendix Chapters A through M and all applicable codes, as published by the International Code Council, be and is hereby adopted as the Fire Code of Fruitland Township, Muskegon County, State of Michigan 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; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the office of Fruitland Township Clerk are hereby referred to, adopted, and made part hereof, as if fully set out in this ordinance, with and subject to the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this Ordinance.

SECTION R 58.03 CHANGES TO FIRE CODE

The following sections of the Fire Code hereby adopted are revised as follows:

- A. Section 101.1 Insert: Fruitland Township
- Section 109.3 Insert: Misdemeanor; Five Hundred Dollars (\$500); 90 days
- Section 111.4 Insert: One Hundred Dollars (\$100); Five Hundred Dollars (\$500)

SECTION R 58.04 ESTABLISHMENT AND DUTIES

- A. The Code shall be enforced by the White Lake Fire Authority with input from the township supervisor as may be required.
- B. The White Lake Fire Authority shall report annually to the township supervisor and the township board of trustees; the report shall contain all proceedings under this Ordinance, with such statistics as the fire chief wishes to include. The fire chief shall recommend any amendment to this Ordinance which in his judgment are desirable.

SECTION R 58.05 NEW MATERIAL, PROCESS OR OCCUPANCIES WHICH MAY REQUIRE PERMITS

A designated member of the township board of trustees, the township supervisor and the fire chief shall serve as a committee to determine and specify, after giving interested parties an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those enumerated in the Code. The fire chief shall post a list of all such items in a conspicuous place at his office and distribute copies to all interested parties.

SECTION R 58.06 ORDINANCE REPEAL

Any previously adopted Fire Code and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

SECTION R 58.07 SEVERABILITY

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. Fruitland Township 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 R 58.08 PENDING PROCEEDINGS

Nothing in this ordinance or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding impending 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 R 58.09 PUBLICATION

The Fruitland Township Clerk is hereby ordered and directed to cause this ordinance to be published as required by law.

SECTION R 58.10 EFFECTIVE DATE

This ordinance and the rules, regulations, provisions requirements, orders and matters established and adopted hereby shall take effect 30 days after publication is completed as required by law.

Adoption Date: December 19, 2005
Publication Date: December 25, 2005
Effective Date: January 23, 2006

Amended Adopted Date: October 30, 2009
Publication Date: November 8, 2009
Effective Date: December 8, 2009

Amended Date: November 21, 2011
Publication Date: December 4, 2011
Effective: January 3, 2012

Amended Adopted Date: June 15, 2015
Published: June 21, 2015
Effective: July 21, 2015

Amended Date: August 21, 2017
Published: September 3, 2017
Effective: October 4, 2017