

**OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT
ORDINANCE NO. 15-1**

AN ORDINANCE OF THE OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT REPEALING ORDINANCE 03-1 OF THE ORDINANCES OF THE OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT; ADOPTING THE FLORIDA FIRE PREVENTION CODE, RULE TITLE 69A OF THE FLORIDA ADMINISTRATIVE CODE, AND OKALOOSA COUNTY ORDINANCE 01-26; REQUIRING ACCESS BOXES; CHANGING FIRE HYDRANT SPACING; PROVIDING SIZE REQUIREMENTS FOR WATER MAINS SUPPLYING FIRE HYDRANTS; REQUIRING PLANS REVIEW AND FIRE DEPARTMENT APPROVAL CERTIFICATE; ESTABLISHING RULES FOR OUTDOOR BURNING; SETTING REQUIREMENTS FOR EXISTING PAINT SPRAY BOOTHS; PROVIDING PENALTIES FOR VIOLATION OR FAILURE TO COMPLY; PROVIDING AUTHORITY; PROVIDING DEFINITIONS; PROVIDING FOR THE REPEAL OF ORDINANCE 03-1; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF FIRE COMMISSIONERS OF THE OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT, OKALOOSA COUNTY, FLORIDA AS FOLLOWS:

SECTION 1. AUTHORITY. The authority for the enactment of this Ordinance is section 6(5) of the Fire District's Charter as adopted by the Florida Legislature in Chapter 99-478 Laws of Florida 1999.

SECTION 2. DEFINITIONS. The following terms shall have the indicated meanings when used in this Ordinance:

- (a) "Authority Having Jurisdiction" or "AHJ", as those phrases are used in any codes or regulation adopted by this Ordinance shall mean the Fire Chief, Deputy Fire Chief, Fire Marshal and Fire Inspectors employed by the Ocean City-Wright Fire Control District.
- (b) "Building" shall mean any structure used or intended for supporting or sheltering any use or occupancy.
- (c) "Fire Chief", shall mean the OCWFCD Fire Chief and his designated representatives.

- (d) "Fire Marshal", shall mean the OCWFCD Fire Marshal and the Fire Inspectors employed by the Ocean City-Wright Fire Control District.
- (e) "Municipality" as that phrase is used in any codes or regulations adopted by this Ordinance shall mean the Ocean City-Wright Fire Control District.
- (f) "Ocean City-Wright Fire Control District", "OCWFCD", "Fire District", or other reference to areas of jurisdiction of this Ordinance shall mean the total effective area encompassed by legislative acts, annexations, contracts, or other legal documentation assigning responsibilities to the Ocean City-Wright Fire Control District.
- (g) The word "shall" as used in this Ordinance, indicates a mandatory requirement.

SECTION 3. ADOPTION OF FIRE PREVENTION CODES.

There is hereby adopted by the Ocean City-Wright Fire Control District Board of Fire Commissioners for the purpose of prescribing regulations governing conditions potentially hazardous to life and property from fire, explosion or natural disaster within the Fire District, the most current edition of certain codes known as the Florida Fire Prevention Code, and all publications adopted and incorporated therein; including NFPA #1, Fire Prevention Code, and NFPA 101, Life Safety Code; Okaloosa County Ordinance #01-26, dated August 7, 2001 as it may be amended or revised from time to time; and Rule Title 69A of the Florida Administrative Code, known as the Rules of the Division of State Fire Marshal, as may be amended or revised from time to time. Where code requirements differ, the code with the most restrictive life safety requirements shall apply.

SECTION 4. GENERAL.

All residents, property owners, entrepreneurs, contractors, builders or others within the jurisdiction of the Fire District, or their representatives, shall be governed by the provisions of this Ordinance. They shall recognize the need for access to their properties at reasonable hours for the purpose of performing required fire inspections during construction or occupancy. They shall provide access upon request by the authority having jurisdiction. Courtesy fire inspections of one and two family detached dwellings may be performed only at the request of the occupant.

SECTION 5. ACCESS BOXES.

An access box shall be installed, in a location approved by the Fire Marshal, at any new or renovated building or structure that has a fire sprinkler system or a fire alarm system, or that the Fire Marshal determines requires rapid fire department access during an emergency. The access box shall be a type approved by the Fire Marshal and shall contain keys or other devices necessary to gain access as determined by the Fire Marshal. The building owner or occupant shall purchase the access box, install it at a location approved by the Fire Marshal, and provide appropriate keys. The

owner/occupant shall immediately notify the Fire Marshal any time a lock is changed or re-keyed and a key or other device to that lock shall be placed in the access box. An access box shall not be required for one and two family detached dwellings.

SECTION 6. FIRE HYDRANTS.

- (a) When the infrastructure is being installed, and prior to the location and construction of buildings or portions thereof, or the delivery of combustible materials, the water supply for fire protection, either temporary or permanent and acceptable to the Fire Marshal, shall be made available. Installation of fire hydrants shall comply with the American Water Works Association Manual M-17, except that the center of a hose outlet shall not be less than 18 inches above the final grade.
- (b) When the infrastructure is being installed, and prior to the location and construction of buildings or portions thereof, fire hydrants shall be installed at a spacing not to exceed 660 ft. of vehicle travel distance. Where buildings are proposed, the Fire Marshal shall require additional hydrants and closer spacing where building size, use, construction, or lack of built-in fire protection mandate.
- (c) Prior to the construction of buildings or portions thereof, all site plans shall be reviewed by the Fire Marshal. At this time, the Fire Marshal shall review the fire flow required and designate spacing of hydrants according to the following schedule:
 - (1) There shall be at least one hydrant within 300 ft. of any building at a location acceptable to the Fire Marshal.
 - (2) No portion of the exterior walls of the building shall be more than 150 ft. (46m) from a hydrant, where vehicular access is provided.
 - (3) Additional hydrants shall be provided to meet the remaining fire flow, if necessary.
 - (4) In areas of one- and two-family dwellings, hydrants shall be located a maximum of 660 ft. vehicle travel distance apart.
 - (5) Fire Hydrants shall be within 100 ft. of a fire department connection.
- (d) Where conditions are such that items (c)(1) thru (5) are impractical to achieve, the Fire Marshal shall consider reasonable substitutions meeting the intent of this section, provided adequate fire protection is maintained.
- (e) All fire hydrants shall be supplied by water mains complying with paragraph (1) or (2) below:
 - (1) Fire hydrants shall be supplied by not less than a six-inch diameter main installed on a looped system, or by not less than an eight-inch diameter main if the system is not looped or the fire hydrant is

installed on a dead-end main exceeding 300 ft. in length. Dead-end mains shall not exceed 600 ft. in length for main sizes less than 10 inches in diameter.

- (2) Fire hydrants shall be supplied by water mains that are sized according to hydraulic calculations approved by the Fire Marshal, providing the mains installed are not less than six inches in diameter.
- (f) Water mains supplying fire hydrants shall have a minimum flow rate and pressure of five hundred g.p.m. at twenty p.s.i. residual to meet the minimum standards required for residential properties. Commercial properties will be in accordance with the American Water Works Association Manual M-31, and the appropriate fire codes.
- (g) All site/plot plans submitted to the Fire Marshal for approval shall indicate the location of the nearest existing fire hydrant and the proposed location of new fire hydrants, to include the size and layout of water mains supplying the hydrants.
- (h) No person shall obstruct, or place or keep any fence, growth, trash or other materials near any fire hydrant that might prevent such hydrant from being immediately visible or in any manner hinder the fire department from gaining immediate and unimpeded access to the hydrant.
- (i) No person shall use or operate any fire hydrant without permission from the appropriate authorities.
- (j) No vehicle shall be parked within 15 ft. of a fire hydrant.

SECTION 7. PLANS REVIEW.

- (a) Before any permit is issued by Okaloosa County for any new "plat" or "area" development in the Fire District, the owner or developer of the property shall submit three (3) sets of the site/plot plans to the Fire Marshal. The Fire Marshal shall review the plans to ensure that proper access; water supply; fire hydrants and other requirements have been addressed. When satisfied that all requirements have been met, the Fire Marshal shall sign, date and affix the OCWFCD seal to the plans and return two (2) sets to the owner or developer.
- (b) Before any building permit is issued by Okaloosa County for any new construction or modification of any existing structure in the Fire District, including any partition walls or other construction or demolition that would change the floor plan or spatial characteristics, the building owner or occupant or his representative shall submit three (3) sets of plans and specifications to the Fire Marshal. The Fire Marshal shall review the plans and, if they comply with the appropriate fire codes, shall sign, date and affix

the OCWFCD seal to the plans and return two (2) sets to the building owner. This requirement shall not apply to one and two family detached dwellings.

- (c) Before any fire sprinkler system, fire alarm system, standpipe system, or fire suppression system is installed, modified, or removed from a building, the building owner or occupant or his representative shall submit three (3) sets of plans and specifications to the Fire Marshal. The Fire Marshal shall review the plans and, if they comply with the appropriate fire codes, shall sign, date and affix the OCWFCD seal to the plans and return two (2) sets to the building owner. This requirement shall not apply to one and two family detached dwellings.

SECTION 8. FIRE DISTRICT APPROVAL CERTIFICATE.

- (a) Before any "Certificate of Occupancy" is issued by Okaloosa County, the Town of Shalimar, or the Town of Cinco Bayou declaring that a new structure or the modification of an existing structure has been satisfactorily completed and is safe for human occupancy, the following shall apply:
 - (1) All required tests shall be completed by the primary or subcontractor and witnessed and approved by the Fire Marshal. All reports/certifications shall be delivered to the Fire Marshal.
 - (2) When the Fire Marshal is satisfied that the structure fully meets all codes and regulations, he/she shall issue a signed and sealed "Fire District Approval Certificate" and make it available for the contractor to pick up at the Fire Marshal's office.
 - (3) The contractor shall be responsible for delivering the "Fire District Approval Certificate" to the proper Building Official.
- (b) Any person who allows or permits occupancy or use of any new or modified structure, in the Fire District, without approval as set forth in this section is in violation of this Ordinance.
- (c) The requirements of parts (a) and (b) of this section shall not apply to one (1) and two (2) family detached dwellings.

SECTION 9. OUTDOOR BURNING.

- (a) All outdoor burning shall comply with State of Florida Division of Forestry rules. Copies of these rules are available at the Fire District's main fire station located at 2 Racetrack Road, Fort Walton Beach, FL 32547.
- (b) Contractors, landowners and residents shall notify Okaloosa Fire Dispatch prior to starting any open burning.
- (c) Compliance with the State of Florida Division of Forestry burn rules does not release individuals from criminal or civil liability for damages caused or the

cost of suppression of such fires.

- (d) Unauthorized burning and fires that cause complaints shall be extinguished by the responsible person when directed to do so by the fire department.

SECTION 10. LIMITED WAIVER FOR PAINT SPRAY BOOTHS.

All new paint spray booths shall comply with applicable fire codes, including the installation of an approved fire suppression system. Paint spray booths that are in existence on the date of the adoption of this Ordinance must comply with all construction requirements; however, the requirement for a fire suppression system is waived. Any time that a paint spray booth that was existing on the date of the adoption of this Ordinance is modified, moved to another location, or there is a change of tenant/ownership, this waiver shall no longer apply.

SECTION 11. ENFORCEMENT, VIOLATIONS AND PENALTIES.

- (a) The Fire Chief shall cause this Ordinance and the adopted codes to be enforced.
- (b) In accordance with Chapter 633 of the Florida Statutes and Section 1.16.2 of the Florida Fire Prevention Code, any person who shall violate any of the provisions of this Ordinance or the adopted codes, or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder within the time fixed by the Fire Chief or Fire Marshal shall, upon conviction, severally for each and every violation and noncompliance respectively, be guilty of a misdemeanor of the second degree and shall be punished by a fine not exceeding five hundred (\$500) dollars, or up to sixty (60) days in jail, or both.
- (c) The imposition of a penalty for any violation shall not excuse the violation or permit it to continue. The responsible person shall be required to correct or remedy such violation(s) or defect(s) within a reasonable time as specified by the Fire Chief or Fire Marshal. Failure to comply within the time limit specified shall result in each day that such violation continues being regarded as a new and separate offense. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.
- (d) The Fire Chief and/or Fire Marshal shall exercise the right to "close" or "restrict the use" of any premises in which safety hazards that create imminent danger to life, or major destruction to property, are found to exist.

SECTION 12. REPEAL OF ORDINANCE 03-1

Ordinance 03-1 of the Code of Ordinances of the Ocean City-Wright Fire Control District is hereby repealed in its entirety.

SECTION 13. REPEAL OF CONFLICTING ORDINANCES AND RESOLUTIONS

All Ordinances and Resolutions of the governing body in conflict herewith are hereby repealed.

SECTION 14. SEVERABILITY.

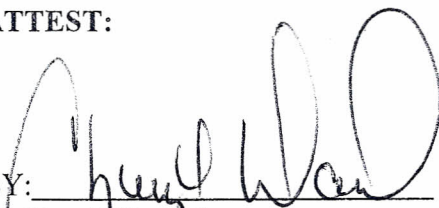
If any word, sentence, phrase, clause, section or portion of this Ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion of words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

SECTION 15. EFFECTIVE DATE.

This ordinance shall become effective immediately upon its final passage and adopted by the Board of Fire Commissioners for the Ocean City-Wright Fire Control District and the signature of the Chairman.

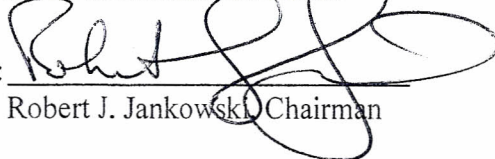
DULY PASSED AND ADOPTED BY THE BOARD OF FIRE COMMISSIONERS OF THE OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT, in regular session this 2nd day of April, 2015.

ATTEST:

BY: 
Cheryl Ward, Secretary

(SEAL)

OCEAN CITY-WRIGHT FIRE CONTROL DISTRICT BOARD OF FIRE COMMISSIONERS

BY: 
Robert J. Jankowski, Chairman