

**ORDINANCE NO. 2019-64
INTRODUCED BY: MS. DEBERNARDO**

4223

**AN ORDINANCE
AMENDING THE FIRE PREVENTION CODE OF THE
VILLAGE OF CHAGRIN FALLS AND AMENDING
SECTION 1503.07(a)(b).**

WHEREAS, new testing standards for smoke alarms will go into effect on May 20, 2020 and in particular UL 217 testing standard, as a result of research conducted by UL, the national institute of standards and technology and the national fire protection association, which demonstrates the need for a new test due to changes in home furnishing and finished materials that have occurred over the last 3 decades; and

WHEREAS, as a result of the adoption of new smoke alarm requirements as set forth by UL 217 all ionization smoke alarms will no longer be capable of passing the UL 217 test and the council of the Village of Chagrin Falls has determined that commencing May 20, 2020 all new smoke alarms installed in the Village shall be compliant with UL 217 test standards.

**NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE
VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, STATE OF OHIO:**

SECTION 1. Fire Prevention Code Section 1503.07 is hereby amended as follows:
The title to Section 1503.07 is hereby revised to read as follows:

**1503.07 UL 217 APPROVED SMOKE ALARMS;
INSTALLATION REQUIRED.**

SECTION 2. The Fire Prevention Code title for Section 1503.07 the full text of which follows is hereby repealed:

**1503.07 PHOTOELECTRIC SMOKE ALARMS;
INSTALLATION REQUIRED.**

SECTION 3. Section 1503.07(a) of the Fire Prevention Code is hereby amended in its entirety to read as follows

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(a) Owners of each new and existing One-, Two- and Three-family Dwelling, as defined by the Residential Code of the Village of Chagrin Falls for One-, Two-and Three-family Dwellings, shall install UL 217 approved smoke alarms whenever any one or more of the following circumstances occur, except as provided in Section R313.1.1 of the Residential Building Code of Ohio for One-, Two-and Three-family Dwellings, which is incorporated herein by reference:

- (1) A new dwelling or dwelling unit is constructed;
- (2) Interior alterations, repairs or additions requiring a permit are undertaken; and/or
- (3) When one or more sleeping rooms are added to or created in an existing dwelling. The smoke alarms shall be located as required by the Residential Code of the Village of Chagrin Falls for One-, Two- and Three-family Dwellings and the Village Fire Code. All new smoke alarms shall be continuously powered using 110 volts AC or power provided from an UL approved alarm panel specifically intended to power and monitor smoke alarms. All smoke alarms shall be provided with battery backup in case of the loss of primary AC power to the building and shall be interconnected so as to emit an alarm signal at all smoke alarm locations within the dwelling unit upon activation of any single smoke alarm. All smoke alarms shall be UL Listed and installed in accordance with the household fire warning provisions of NFPA 72 and the manufacturer's instructions. No occupancy permit shall be granted until compliance with this section is determined by the Fire Chief of the Fire Department, the Officer in Charge of the Bureau of Fire Prevention, any member of the Bureau of Fire Prevention, the Building Inspector or the Assistant Building Inspector.

SECTION 4. Existing Section 1503.07 (a) the full text of which follows is hereby repealed:

(a) Owners of each new and existing One-, Two- and Three-family Dwelling, as defined by the Residential Code of the Village of Chagrin Falls for One-, Two-and Three-family Dwellings, shall install photoelectric smoke alarms whenever any one or more of the following circumstances occur, except as provided in Section R313.1.1 of the Residential Building Code of Ohio for One-, Two-and Three-family Dwellings, which is incorporated herein by reference:

- 1) A new dwelling or dwelling unit is constructed;
- 2) Interior alterations, repairs or additions requiring a permit are undertaken; and/or

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3) When one or more sleeping rooms are added to or created in an existing dwelling. The photoelectric smoke alarms shall be located as required by the Residential Code of the Village of Chagrin Falls for One-, Two- and Three-family Dwellings and the Village Fire Code. All new photoelectric smoke alarms shall be continuously powered using 110 volts AC or power provided from an UL approved alarm panel specifically intended to power and monitor smoke alarms. All smoke alarms shall be provided with battery backup in case of the loss of primary AC power to the building and shall be interconnected so as to emit an alarm signal at all smoke alarm locations within the dwelling unit upon activation of any single smoke alarm. All smoke alarms shall be UL Listed and installed in accordance with the household fire warning provisions of NFPA 72 and the manufacturer's instructions. No occupancy permit shall be granted until compliance with this section is determined by the Fire Chief of the Fire Department, the Officer in Charge of the Bureau of Fire Prevention, any member of the Bureau of Fire Prevention, the Building Inspector or the Assistant Building Inspector.

SECTION 5. As amended Section 1503.07(a), with strikeouts for deletions and underlining for additions reads in its entirety as follows:

(a) Owners of each new and existing One-, Two- and Three-family Dwelling, as defined by the Residential Code of the Village of Chagrin Falls for One-, Two- and Three-family Dwellings, shall install ~~photoelectric~~ UL 217 approved smoke alarms whenever any one or more of the following circumstances occur, except as provided in Section R313.1.1 of the Residential Building Code of Ohio for One-, Two- and Three-family Dwellings, which is incorporated herein by reference:

(1) A new dwelling or dwelling unit is constructed;
(2) Interior alterations, repairs or additions requiring a permit are undertaken; and/or

(3) When one or more sleeping rooms are added to or created in an existing dwelling. The ~~photoelectric~~ smoke alarms shall be located as required by the Residential Code of the Village of Chagrin Falls for One-, Two- and Three-family Dwellings and the Village Fire Code. All new ~~photoelectric~~ smoke alarms shall be continuously powered using 110 volts AC or power provided from an UL approved alarm panel specifically intended to power and monitor smoke alarms. All smoke alarms shall be provided with battery backup in case of the loss of primary AC power to the building and shall be

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interconnected so as to emit an alarm signal at all smoke alarm locations within the dwelling unit upon activation of any single smoke alarm. All smoke alarms shall be UL Listed and installed in accordance with the household fire warning provisions of NFPA 72 and the manufacturer's instructions. No occupancy permit shall be granted until compliance with this section is determined by the Fire Chief of the Fire Department, the Officer in Charge of the Bureau of Fire Prevention, any member of the Bureau of Fire Prevention, the Building Inspector or the Assistant Building Inspector.

SECTION 6. Fire Prevention Code Section 1503.07 (b) is hereby amended in its entirety to read as follows:

(b) Smoke alarms shall be installed in the following locations:

- (1) In each sleeping room.
- (2) Outside each separate sleeping area.
- (3) On each additional story of the dwelling, including basements but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

SECTION 7. Existing Section 1503.07(b), the full text in which follows is hereby repealed:

(b) Photoelectric smoke alarms shall be installed in the following locations:

- 1) In each sleeping room.
- 2) Outside each separate sleeping area.
- 3) On each additional story of the dwelling, including basements but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

SECTION 8. As amended Section 1503.07(b), with strikeouts for deletions and underlining for additions reads in its entirety as follows:

(b) ~~Photoelectric smoke~~ Smoke alarms shall be installed in the following locations:

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- (1) In each sleeping room.
- (2) Outside each separate sleeping area.
- (3) On each additional story of the dwelling, including basements but not including crawl spaces and uninhabitable attics. In dwellings or dwelling units with split levels and without an intervening door between the adjacent levels, a smoke alarm installed on the upper level shall suffice for the adjacent lower level provided that the lower level is less than one full story below the upper level.

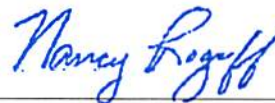
SECTION 9. As amended, Sections 1503.07(a) and (b) shall take effect on May 20, 2020. The existing Sections 1503.07(a) and (b) to the extent inconsistent with the newly enacted provisions herein and any other ordinance in conflict with this ordinance are hereby repealed, except to the extent such code sections are the subject of an enforcement action they shall be considered affective for the purposes of enforcement of any violations that occurred prior to repeal.

SECTION 10. That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

SECTION 11. That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Ordinance shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

SECTION 12. That this Ordinance shall take effect and be in force after the earliest period allowed by law.

PASSED: November 11, 2019



Nancy Rogoff, Council President

Submitted to the Mayor for
his approval on this

12th day of November, 2019

Approved by the Mayor

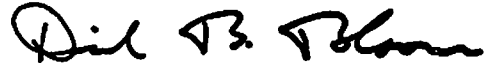
November 12, 2019



Mayor William Tomko

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I hereby certify that Ordinance No. 2019-64 was duly enacted on the 11th day of November, 2019, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.



Clerk of Council, David Bloom