

ORDINANCE 6712-2020

AN ORDINANCE AMENDING CHAPTER 42 – FIRE PREVENTION AND PROTECTION – OF THE CODE OF WOODSTOCK, GEORGIA, TO PROVIDE FOR REVISIONS TO SPRINKLER SYSTEMS AND STANDARDS AND FOR OTHER PURPOSES

Whereas, the City of Woodstock, Georgia (hereinafter sometimes referred to as the "City") is a municipality duly formed and existing pursuant to Georgia Law; and

Whereas, the 1983 Constitution of the State of Georgia provides for the self-government of municipalities without the necessity of action by the General Assembly¹; and

Whereas, the City of Woodstock, Georgia has the legislative power to adopt clearly reasonable ordinances, resolutions or regulations relating to its property, affairs and local government for which no provision has been made by general laws, and which are not inconsistent with the Constitution or any charter provision applicable thereto²; and

Whereas, the City Council of the City of Woodstock, Georgia desires to amend Chapter 6 of the Code of Woodstock, Georgia as set forth herein.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL ORDAINS, by the lawful authority vested in them as follows:

Section 1. That Article IV – Sprinkler Systems of Chapter 42 – Fire Prevention and Protection is deleted and replaced as follows:

¹ Ga. Const. 1983, Article IX, Section II, Paragraph II provides in pertinent part as follows:

"The General Assembly may provide by law for the self government of municipalities and to that end is expressly given the authority to delegate its power so that matters pertaining to the municipalities may be dealt with without the necessity of action by the General Assembly."

² O.C.G.A. §36-35-3(a) provides as follows:

"(a) The governing authority of each municipal corporation shall have legislative power to adopt clearly reasonable ordinances, resolutions or regulations relating to its property, affairs, and local government for which no provision has been made by general law and which are not inconsistent with the Constitution or any charter provision applicable hereto. Any such charter provision shall remain in force and effect until amended or repealed as provided in subsection (b) of this Code Section. This Code Section, however, shall not restrict the authority of the General Assembly, by general law, to define this home rule power further or to broaden, limit, or otherwise regulate the exercise thereof. The General Assembly, shall not pass any local law to repeal, modify or supersede any action taken by a municipal governing authority under this Code section, except as authorized under Code Section 36-35-6."

“ARTICLE IV. - SPRINKLER SYSTEMS

Sec. 42-111. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context indicates a different meaning:

Attached dwelling means any residential structure attached another.

Bureau of fire prevention means the city fire department, bureau of fire prevention for the city.

Sec. 42-112. - Use of sprinkler system in multifamily structures, attached dwellings

- (a) All attached dwellings (excluding duplexes) and multifamily residential structures in the city shall be constructed with an approved sprinkler system.
- (b) An N.F.P.A. 13D fire sprinkler system is required on all attached dwellings not required to be sprinklered under other codes.
- (c) This section shall not apply to detached freestanding single-family residences with three or fewer stories.
- (d) The installer of any sprinkler system shall be a licensed Georgia fire sprinkler installer contractor.

Sec. 42-113. - Additions to the National Electric Code.

All commercial structures will be equipped with an outside electrical disconnect.

Sec. 42-114. - Knox Rapid Entry System.

Use of the Knox Rapid Entry System is authorized by Section 506 of the International Fire Code. The code specifies that the fire department may require a key box containing access keys be installed at the entrance to structures or areas where access for the purpose of life safety or fire-fighting is restricted. The Code authorizes the fire department to determine the type of key box which is approved for use.

All new commercial construction equipped with a sprinkler system and/or monitored alarm system shall be equipped with a Knox key entry system.”

Section 2. Should any provisions of this Ordinance be declared invalid by a Court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any provision thereof other than the provisions specifically declare to be invalid. The Mayor and Council hereby declare that it would have passed this Ordinance and each subsection, sentence, clause and phrase thereof, irrespective of the fact that any one or more subsections, sentences, clauses or phrases may be declared illegal, invalid or unconstitutional.

Section 3. This Ordinance shall take effect immediately upon its adoption.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF WOODSTOCK, GEORGIA, THIS 26th DAY OF October, 2020.

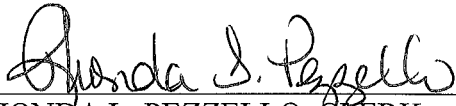
First Reading Date: October 12, 2020

Second Reading Date: October 26, 2020

Final Adoption Date: October 26, 2020



DONNIE HENRIQUES, MAYOR
CITY OF WOODSTOCK, GEORGIA



RHONDA L. PEZZELLO, CLERK
CITY OF WOODSTOCK

