

STATE OF GEORGIA

COUNTY OF CLAYTON

ORDINANCE NO. 2014-85

AN ORDINANCE TO AMEND THE CODE OF CLAYTON COUNTY, GEORGIA, AS AMENDED, SPECIFICALLY CHAPTER 42 "FIRE PREVENTION AND PROTECTION", ARTICLE II "FIRE PREVENTION CODE", SECTION 42-31.1 "ADOPTION; COMPLIANCE"; TO INCORPORATE APPLICABLE STATE LAW RECENTLY ADOPTED IN THE 2012 EDITION OF THE INTERNATIONAL FIRE CODE AND THE 2012 EDITION OF THE NATIONAL FIRE PROTECTION ASSOCIATION 101 LIFE SAFETY CODE; TO REPEAL CONFLICTING LAWS, ORDINANCES AND RESOLUTIONS; TO PROVIDE FOR SEVERABILITY; TO PROVIDE AN EFFECTIVE DATE OF THIS ORDINANCE; AND FOR OTHER PURPOSES.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF
CLAYTON COUNTY, GEORGIA AND IT IS HEREBY ORDAINED

Section 1. The Board of Commissioners hereby amends the Code of Clayton County, Georgia, as amended, specifically Chapter 42 "Fire Prevention and Protection", Article II "Fire Prevention Code", Section 42-31.1 "Adoption; Compliance" by deleting Section 42-31.1(a) in its entirety and by substituting the following:

"Sec. 42-31.1 Adoption; Compliance.

- (a) Except where such general provisions may otherwise conflict with specific provisions contained within the County Code of Ordinances, the International Fire Code, 2012 Edition, including Appendix Chapters A, B, C, D, E, F and G, with Georgia Amendments as published by the Southern Building Code Congress International, Inc., and all amendments thereto, are hereby adopted by reference thereto, and incorporated herein as part of the County Code of Ordinances. Accordingly, except where such general construction requirements may otherwise conflict with specific construction requirements contained within the County Code of Ordinances, all building structures or portions thereof constructed after February 1, 2007, shall be constructed and otherwise conform in all respects to the minimum standards

set forth in the International Fire Code, 2012 edition, including Appendix Chapters A, B, C, D, E, F, and G, with Georgia Amendments."

- (b) In addition to the Standard [International] Fire Prevention Code, NFPA 101 Life Safety Code, 2012 edition, with State of Georgia Fire Marshal's Office's amendments, and all amendments thereto, are hereby adopted by reference thereto and incorporated herein as part of the County Code of Ordinances. Accordingly, except where such general construction requirements may otherwise conflict with specific construction requirements contained within the County Code of Ordinances, all building structures or portions thereof constructed after October 22, 2003, shall be constructed and otherwise conform in all respects to the minimum standards set forth in the NFPA 101 Life Safety Code, 2012 edition, with State of Georgia Fire Marshal's Office's amendments.
- (c) If provisions of the state minimum fire safety standards, International Fire Code, 2012 Edition, including Appendix Chapters B, C, D, E, F, and G, with Georgia amendments, the NFPA 101 Life Safety Code, 2012 edition, with State of Georgia Fire Marshal's Office's amendments, or the county building code conflict or differ in application, those provisions which are deemed by the chief of the county fire department as the strictest shall take precedence and be enforced.
- (d) In addition to those buildings and structures regulated by the state minimum fire safety standards, as listed in O.C.G.A. § 25-2-13, such standards shall also apply to all existing and proposed buildings, including warehouses, manufacturing plants, and all retail and department stores regardless of size; however, specifically excluding single-family unattached dwellings, duplexes, out-buildings ancillary to such dwellings, and garages.

Section 2. In the event any section, paragraph, subpart, sentence, clause, phrase, or word of the Ordinance shall be declared or adjudged unconstitutional or invalid by any Court, such declaration or adjudication shall not affect the remaining portions of this Ordinance which shall remain in full force and effect as if the portions declared invalid or unconstitutional had never been enacted into law.

Section 3. All laws, ordinances or resolutions, or parts thereof, in conflict with provisions of this Ordinance are hereby repealed.

Section 4. This Ordinance shall become effective following its approval by the Board of Commissioners after the second reading of the Ordinance, provided the same receives an affirmative vote of three or more members, and provided further that a copy of

the Ordinance has been published in the official organ of Clayton County and filed with the Secretary of State of Georgia as required by law.

SO ORDAINED, this the 6th day of May, 2014.

CLAYTON COUNTY BOARD OF COMMISSIONERS


JEFFREY E. TURNER, CHAIRMAN


SHANA M. ROOKS, VICE CHAIRMAN


MICHAEL EDMONDSON, COMMISSIONER


SONNA SINGLETON, COMMISSIONER


GAIL B. HAMBRICK, COMMISSIONER

ATTEST:


SHELBY D. HAYWOOD, CLERK