

ORDINANCE O-2022-3

AN ORDINANCE ADOPTING A 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 CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE CITY OF DURANGO, ADOPTING BY REFERENCE THE “2018 EDITION OF THE INTERNATIONAL FIRE CODE” PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City of Durango is authorized to adopt uniform codes by reference pursuant to C.R.S., §31-16-201, et. seq.; and

WHEREAS, the City of Durango contracts with the Durango Fire Protection District for the provision of fire protection and emergency services; and

WHEREAS, it is the desire of the City to adopt the 2018 Edition of the International Fire Code, in order to provide more updated and comprehensive regulations pertaining to fire protection and the handling and storage of hazardous materials; and

WHEREAS, a public hearing has heretofore been held before the City Council of the City of Durango pursuant to notice duly published; and

WHEREAS, the Council has determined, subsequent to said public hearing, that the best interests of the public would be served through the adoption of the 2018 Edition of the International Fire Code.

NOW, THEREFORE, THE CITY OF DURANGO HEREBY ORDAINS:

Section 1. That Section 8-46 of Article IV of Chapter 8 of the Code of Ordinances of the City of Durango should be and the same is hereby amended in its entirety to read as follows:

Sec. 8-46. Adopted.

Pursuant to C.R.S., §31-16-201, et. seq., there is hereby adopted, for the purpose of 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 of property in the occupancy of buildings and premises within the City, the International Fire Code, 2018 Edition, including Appendices B, C, D, H, K and N, as published by International Code Council, Inc. Appendix I is included for the purposes of reference only. One (1) copy of such Code is on file in the office of the City Clerk and one (1) copy is on file at the office of the Fire Prevention Division of the Durango Fire Protection District. Such copies may be inspected during regular business hours.

Section 2. That Section 8-47 of Article IV of Chapter 8 of the Code of Ordinances of the City of Durango should be and the same is hereby amended in its entirety to read as follows:

Sec. 8-47. Amendments.

The following amendments to the 2018 International Fire Code adopted in §8-46 are hereby adopted:

(a) **Section 101.1** is amended to read as follows:

101.1 Title.

These regulations shall be known as the fire code of the City of Durango, hereinafter referred to as this code.

(b) **Section 102.2** is amended to read as follows:

102.2 Administrative, operational and maintenance provisions

The administrative, operational and maintenance provisions of this code shall apply to the following:

1. Conditions and operations arising after the adoption of this code;
2. Existing conditions and operations;
3. The Agreement for Fire Protection and Emergency Services dated January 1, 2014 between the City of Durango and Durango Fire Protection District.

(c) **Section 102.3** amended to read as follows:

102.3 Change of use or occupancy.

A change of occupancy shall not be made unless the use or occupancy is made to comply with the requirements of this code and the International Building Code.

Exception: Where approved by the fire code official and building code official, a change of occupancy shall be permitted without complying with the requirements of this code and the International Building Code, provided that the new or proposed use or occupancy is less hazardous, based on life and fire risk than the existing use or occupancy.

(d) **Section 102.7** is amended to read as follows:

102.7 Reference codes and standards.

The codes and standards referenced in this fire code shall be the current version of those that are listed in Chapter 80, and such codes and standards shall be considered to be part of the requirement of this fire code to the prescribed extent of each such reference and as further regulated in Sections 102.7.1 and 102.7.2.

(e) **Section 104.6** is amended to read as follows:

104.6 Official records.

The fire code official shall keep official records as required by Sections 104.6.1 through 104.6.4, and as required by the State of Colorado.

(f) **Section 105.2.3** is amended to read as follows:

105.2.3 Time limitation of application.

An application for a permit for any proposed work or operation shall be deemed to have been abandoned 60 days after the date of filing, unless such application has been diligently prosecuted or a permit shall have been issued; except that the fire code official is authorized to grant one or more extensions of time for additional periods not exceeding 30 days each. The extension shall be requested in writing and justifiable cause demonstrated.

(g) **Section 105.4.1** is amended to read as follows:

105.4.1 Submittals.

Construction documents and supporting data shall be submitted per the agreement and memorandum of understanding between the City of Durango and Durango Fire Protection District. Documents and supporting data shall be submitted in PDF form with each application for a permit or plan review and in such form and detail as required by the fire code official. The construction documents shall be prepared by a registered design professional where required by the statutes of the jurisdiction in which the project is to be constructed.

Exception: The fire code official is authorized to waive the submission of construction documents and supporting data not required to be prepared by a

registered design professional if it is found that the nature of the work applied for is such that review of construction documents is not necessary to obtain compliance with this code.

(h) **Section 105.6** is amended in its entirety to read as follows:

105.6 Required Operational Permits.

The fire code official is authorized to issue operational permits for the operations set forth in Section 105.6.1 through 105.6.13.

Section 105.6.1. Amusement Buildings.

An operational permit is required to operate a special amusement building.

Section 105.6.2. Carnivals and Fairs.

An operational permit is required to conduct a carnival or fair.

Section 105.6.3 Combustible Dust-Producing Operations.

An operational permit is required to operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, magnesium, spices, sugar, or other operations producing combustible dusts as defined Chapter 2.

Section 105.6.4 Compressed Gases.

An operational permit is not required for the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed in Table 105.6.4.

**TABLE 105.6.4
PERMIT AMOUNTS FOR COMPRESSED GASES**

TYPE OF GAS	AMOUNT (cubic feet at NTP)
Carbon Dioxide used in carbon dioxide enrichment systems	875 (100 lbs.)
Carbon Dioxide used in insulated liquid carbon dioxide beverage dispensing applications	875 (100 lbs.)
Corrosive	200
Flammable (except cryogenic fluids and liquefied petroleum gases)	200
Highly toxic	Any Amount
Inert and simple asphyxiant	6,000
Oxidizing (including oxygen)	504
Pyrophoric	Any Amount
Toxic	Any Amount

For S I : 1 cubic foot = 0.02832 m³

Section 105.6.5 Cryogenic Fluids.

An operational permit is not required to produce, store, transport on site, use, handle or dispense cryogenic fluids in excess of the amounts listed in Table 105.6.5, however Table 105.6.10 is used to determine when quantities of cryogenic fluids is required to hazardous materials as identified later in the code.

Exception: Permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading.

**TABLE 105.6.5
PERMIT AMOUNTS FOR CRYOGENIC FLUIDS**

TYPE OF CRYOGENIC FLUID	INSIDE BUILDING (gallons)	OUTSIDE BUILDING (gallons)
Flammable	More than 1	60
Inert	60	500
Oxidizing (includes oxygen)	10	50
Physical or health hazard not indicated above	Any Amount	Any Amount

For S I : 1 gallon = 3.785 L.

Section 105.6.6 Exhibits and Trade Shows.

An operational permit is required to operate exhibits and trade shows.

Section 105.6.7 Explosives.

An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosives, explosive materials, fireworks or pyrotechnic special effects within the scope of Chapter 56.

Exception: Storage in Group R-3 occupancies of smokeless propellant, black powder, and small arms primers for personal use, not for resale and in accordance with Section 5606.

Section 105.6.8 Hazardous Materials.

An operational permit is required to store, transport on site, dispense, use, or handle hazardous materials in excess of the amounts listed in Table 105.6.8.

**TABLE 105.6.8
PERMIT AMOUNTS FOR HAZARDOUS MATERIALS**

TYPE OF MATERIAL	AMOUNT
Corrosive materials	
Liquids	55 gallons
Solids	1000 pounds
Explosive materials	See Section 105.6.7
Flammable materials	
Solids	100 Pounds
Highly toxic materials	
Liquids	Any Amount
Solids	Any Amount
Organic peroxides	
Liquids	
Class I	Any Amount
Class II	Any Amount
Class III	1 gallon
Class IV	2 gallons
Class V	No permit Required
Solids	
Class I	Any Amount
Class II	Any Amount
Class III	10 pounds
Class IV	20 pounds
Class V	No Permit Required
Oxidizing materials	
Liquids	
Class 4	Any amount
Class 3	1 gallon ^a
Class 2	10 gallons
Class 1	55 gallons
Solids	
Class 4	Any Amount
Class 3	10 pounds ^b
Class 2	100 pounds
Class 1	500 pounds
Pyrophoric materials	
Gases	Any Amount
Liquids	Any Amount
Solids	Any Amount
Toxic materials	
Liquids	10 gallons
Solids	100 pounds
Unstable (reactive) materials	
Liquids	
Class 4	Any Amount

Class 3	Any Amount
Class 2	5 gallons
Class 1	10 gallons
Solids	
Class 4	Any Amount
Class 3	Any Amount
Class 2	50 pounds
Class 1	100 pounds
Water-reactive materials	
Liquids	
Class 3	Any Amount
Class 2	5 gallons
Class 1	55 gallons
Solids	
Class 3	Any Amount
Class 2	50 pounds
Class 1	500 pounds

For S I : 1 gallon = 3.785 L, 1 pound = 0.454 kg.

- a. 20 gallons where Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 20 gallons or less.
- b. 200 pounds where Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 200 pounds or less.

Section 105.6.9 High-Piled Storage. An operational permit is required to use a building or portion thereof with more than 500 square feet, including aisles, of high-piled storage.

Section 105.6.10 Mobile Food Preparation Vehicles. A permit is required for mobile food preparation vehicles equipped with appliances that produce smoke or grease-laden vapors.

Section 105.6.11 Open Burning. An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to.

Exception: Recreational Fires

Section 105.6.12 Plant Extraction Systems. An operational permit is required to use plant extraction systems.

Section 105.6.13 Pyrotechnic Special Effects Material. An operational permit is required for use and handling of pyrotechnic special effects material.

- (i) **Section 105.7** is amended in its entirety to read as follows:

Section 105.7 Required Construction Permits

The fire code official is authorized to issue construction permits for work as set forth in Sections 105.7.1 through 105.7.13.

Section 105.7.1 Automatic Fire-Extinguishing Systems. A construction permit is required for installation, modification or removal an automatic fire-extinguishing system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 105.7.2 Battery Systems. A construction permit is required to install stationary storage battery systems regulated by Section 1206.2.

Section 105.7.3 Capacitor Energy Storage Systems. A construction permit is required to install capacitor energy storage systems regulated by Section 1206.3.

Section 105.7.4 Emergency Responder Radio Coverage System. A construction permit is required for installation, modification or removal of emergency responder radio coverage systems and related equipment. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.

Section 107.7.5 Fire Alarm and Detection Systems and Related Equipment. A construction permit is required for installation, modification or removal of fire alarm and detection systems and related equipment. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.

Section 107.7.6 Fire pumps and related equipment. A construction permit is required for installation, modification or removal of fire pumps and related fuel tanks, jockey pumps, controllers and generators. Maintenance performed in accordance with this code is not considered to be a modification and does not require a construction permit.

Section 105.7.7 Gas Detection Systems. A construction permit is required for the installation, modification or removal of gas detection systems. Maintenance performed in accordance with this code is not considered a modification and shall not require a permit.

Section 105.7.8 LP-Gas. A construction permit is required for installation of modification to an LP-gas system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 105.7.9. Private fire hydrants and Underground Suppression Lines. A construction permit is required for the installation of or modification of private fire hydrants or underground suppression lines. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 105.7.10 Solar Photovoltaic Power Systems. A construction permit is required to install or modify solar photovoltaic power systems. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 105.7.11 Spraying or Dipping. A construction permit is required to install or modify a spray room, dip tank or booth. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.

Section 105.7.12 Standpipe Systems. A construction permit is required for the installation, modification, or removal from service of a standpipe system.

Section 105.7.13 Temporary Membrane Structures and Tents. A construction permit is required to erect an air-supported temporary membrane structure, a temporary stage canopy, tent or multiple tents placed side by side having an area in excess of 700 square feet or more.

Exception:

1. Tents used exclusively for recreational camping purposes.
2. Funeral tents and curtains, or extensions attached thereto, when used for funeral services.
3. Tents and awnings open on all sides, which comply with all of the following:
 - a. Fire breaks of a minimum 12 feet separating the individual tents to 700 square or less.
 - b. A minimum clearance of 12 feet to structures and other tents.
 - c. Individual tents shall have a maximum size of 700 square feet.

(j) **Section 109.3** is amended to read as follows:

Section 109.3 Qualifications

The Board of Appeals shall consist of five voting members and two alternates:

1. Design Professional. One member shall be a practicing design professional registered in the practice of engineering or architecture in the state in which the board is established.
2. Fire Protection Professional. One member shall be a qualified engineer, technologist, technician or safety professional trained in fire protection engineering, fire science or fire technology. Qualified representatives in this category include fire protection contractors and certified technicians engaged in fire protection system design.
3. Industrial Safety Professional. One member shall be a registered industrial or chemical engineer, certified hygienist, certified safety professional, certified hazardous materials manager or comparably qualified specialists experienced in chemical process safety or industrial safety.
4. General Contractor. One member shall be a contractor regularly engaged in the construction, alteration, maintenance, repair or remodeling of buildings or building services and systems regulated by the code.
5. General Industry or Business Representative.
6. Two alternates

(k) **Section 110.4** is amended to read in its entirety as follows:

Section 110.4 Violation penalties

Penalties for violations shall be as set forth in Section 1-16 of the City of Durango Municipal Code and as may be set by State of Colorado Revised Statutes pertaining to special districts.

Section 110.4.1 Abatement of violation

In addition to the imposition of penalties herein described, the fire code official is authorized to institute appropriate action to prevent unlawful construction or to restrain, correct or abate a violation; or to prevent illegal occupancy of a structure or premises; or to stop an illegal act, conduct of business or occupancy of a structure on or about any premises.

Section 110.4.2 Fees

Inspection fees, permit fees, plan review fees and related services performed pursuant to the contract between the City of Durango and Durango Fire Protection District, dated January 1, 2014, may be adopted by the Durango Fire Protection District and those fees shall be deemed to be incorporated herein; and copies of the adopted fees can be acquired through Durango Fire Protection District.

(l) **Section 202** is amended to read as follows:

General Definitions. The following definition is added:

Combustible Material. Any material that, in the form in which it is used and under the conditions anticipated, will ignite, and burn or will add appreciable heat to a fire.

(m) **Section 304.1.2** is amended to read as follows:

Section 304.1.2. Vegetation. Weeds, grass, vines or other growth that is capable of being ignited and endangering property, shall be cut down and removed by the owner or occupant of the premises. Vegetation clearance requirement in the urban-wildland interface areas shall be in accordance with the Colorado State Forest Service Home Ignition Zone.

(n) **Section 307.1** is amended to read as follows:

Section 307.1. General.

A person shall not kindle or maintain or authorize to be kindled or maintained any recreation fire unless conducted and approved in accordance with 307.4.2 and 307.4.3.

Section 307.1.1 is amended to read as follows:

Section 307.1.1 Prohibited Open Burning

Open burning and bonfires shall be prohibited with the City of Durango.

Exceptions:

1. Prescribed burning for the purpose of reducing the impact of wildland fire when permitted by the fire code official.
2. Recreational fire conducted in accordance with 307.4.2 and 307.4.3.

(o) **Section 307.2** is amended to read as follows:

Section 307.2 Permit Required. A permit shall be obtained from the fire code official in accordance with Section 105.6 prior to kindling a fire, except recreational fires shall be conducted in accordance with 307.4.2 and 307.4.3.

(p) **Section 307.3** is amended to read as follows:

Section 307.3 Extinguishment Authority.

Where a fire creates or adds to a hazardous situation or a required permit was not obtained for the fire, or the fire is in violation of the code, the fire code official is authorized to order the extinguishment of the fire operation.

(q) **Section 307.4.3** is amended as follows:

The exception described in **307.4.3 Portable outdoor fireplaces** is removed.

(r) **Section 307.4.4** is added as follows:

Section 307.4.4 Recreational Fire Pits.

Fire pits must be permanent and shall be no larger than 3 feet in diameter with pile size no greater than 3 feet in diameter and pile height no greater than 2 feet. They shall conform to all other recreational fire requirements.

(s) **Section 403.2** is amended to include an exception as follows:

Section 403.2 Group A Occupancies.

Exception: A-2 with occupant load less than 100 and not multi-story (roof-top occupancies considered a story in this case).

(t) **Section 403.12.1** is amended as follows:

Section 403.12.1 Fire Watch Personnel.

Where, in the opinion of the fire code official, it is essential for public safety in a place of assembly or any other place where people congregate, because of the number of persons, or the nature of the performance, exhibition, display, contest or activity, the owner, agent or lessee shall provide one or more fire watch personnel, as required and approved. Fire watch personnel shall comply with Section 403.12.1.1, 403.12.1.2 and the state of Colorado Fire Watch Guidelines.

(u) **Section 403.12.3.2** is amended as follows:

Section 403.12.3.2 Crowd Manager Training

Training for Crowd Managers Training shall be completed and attained through the National Association of State Fire Marshals crowd manager program or equivalent as approved by the fire code official.

(v) **Section 503** is amended to add **Section 503.2.9** as follows:

Section 503.2.9 Fire Apparatus Access Driveways for single family residential homes

Driveway definition as used herein shall be as defined in the City LUDC. Driveways shall be a minimum of 12 feet in width with 2-foot shoulder on either side with overhead clearance of 13 feet 6 inches. Turnarounds are required for driveways in excess of 150 feet and pullouts are required every 400 feet of driveway length.

(w) **Section 506.1.2** is amended as follows:

Section 506.1.2 Key boxes for nonstandardized fire service elevator keys

Key boxes for nonstandardized fire service elevator keys shall comply with Section 506.1 and all of the following:

1. The key box shall be compatible with an existing entry key box system in use in the jurisdiction and approved by the fire code official.
2. The front cover shall be permanently labeled with the words “Fire Department Use Only – Elevator Keys”.
3. The key box shall be mounted at the location of the elevator disconnect or as directed by the fire code official.
4. The key box shall be mounted 5 – 6 feet above the finished floor.
5. Contents of the key box shall be limited to fire service elevator keys. Additional elevator access tools, keys and information pertinent to emergency planning or elevator access shall be permitted where authorized by the fire code official.
6. In buildings with two or more elevator banks, a single key box shall be permitted to be used if approved by the fire code official.

(x) **Section 510.4.1.1** is amended as follows:

Section 510.4.1.1 Minimum Signal Strength into the Building

A minimum signal strength of -95 dBm shall be receivable within the building.

(y) **Section 510.4.1.2** is amended as follows:

Section 510.4.1.2 Minimum Signal Strength out of the Building

A minimum signal strength of -95 dBm shall received by the agency’s radio system when transmitted from the building.

(z) **Table 901.6.1** shall be amended by adding **Underground Suppression Supply Line** as follows:

**TABLE 901.6.1
FIRE PROTECTION SYSTEM MAINTANANCE STANDARDS**

SYSTEM	STANDARD
Portable fire extinguishers	NFPA 10
Carbon dioxide fire-extinguishing systems	NFPA 12
Halon 1301 fire-extinguishing systems	NFPA 12A
Dry-chemical extinguishing systems	NFPA17
Wet-chemical extinguishing systems	NFPA 17A
Underground Suppression Supply	NFPA 24
Water-based fire protection systems	NFPA 25
Fire alarm systems	NFPA 72

Smoke and heat vents	NFPA 204
Water-mist systems	NFPA 750
Clean-agent extinguishing systems	NFPA 2001
Aerosol fire-extinguishing systems	NFPA 2010

(aa) **Section 903.1.1** is amended to add **903.1.2** and **903.1.3** as follows:

Section 903.1.2 Automatic Fire Sprinkler Systems.

Automatic fire sprinkler systems installed within the City, whether required by this code or otherwise constructed shall be installed throughout a building for complete protection.

(bb) **Section 903.1** is amended to add **903.1.3** as follows:

Section 903.1.3 Design

The design of an NFPA 13, 13R and 13D automatic fire sprinkler system shall require a NICET III at minimum.

(cc) **Section 903.2.8** shall be amended as follows:

Section 903.2.8 Group R

An automatic sprinkler system installed in accordance with Section 903.3 shall be provided throughout all buildings with a Group R fire area.

Exception:

1. In a mixed-use building with 2 or less dwelling units and no assembly, education, factory, high hazard, institutional or storage occupancies.
2. In single family residences unless required through development process or as a modification to meet other codes.

(dd) **Section 904.1** is amended to add **904.1.2** as follows:

Section 904.1.2 Design

Shall require a minimum NICET III designer for automatic fire extinguishing systems:

Exception: Commercial Hood and Duct systems require designers and installers to be trained in that specific type and model of equipment.

(ee) **Section 905.1** is amended to add **905.1.2** as follows:

Section 905.1.2 Design

Requires a minimum of NICET III to design an automatic fire suppression system.

(ff) **Section 905.4** is amended as follows:

Section 905.4(1) Location of Class I Standpipe Hose Connection

In every required interior exit stairway, a hose connection shall be provided for each story above and below grade plane. Hose connections shall be located at mid-landing unless otherwise approved by the fire code official.

(gg) **Section 906.2.1** is amended as follows:

Section 906.2.1 Certification of service personnel for portable fire extinguishers.

Service personnel providing or conducting maintenance on portable fire extinguishers shall possess a valid certificate issued by an approved government agency, or other approved organization for the type of work performed in compliance with NFPA 10.

(hh) **Section 907.1.1** is amended to add **907.1.1.1**:

Section 907.1.1.1 Design

The design of an NFPA 72 fire alarm and detection system shall require a minimum NICET III fire alarm designer

(ii) **Section 1103.2** is amended as follows

Section 1103.2 Emergency Responder Radio Coverage in existing buildings.

Existing building other than Group R-3, that do not have approved radio coverage for emergency responders in the building based on existing coverage levels of public safety communication systems, shall be equipped with such coverage according to one of the following:

1. Where an existing wired communication system cannot be repaired or is being replaced, or where not approved in accordance with Section 510.1.
2. Within a timeframe established by the adopting authority

Exception: Where it is determined by the fire code official and the police chief that the system is not needed.

(jj) **Section 1103.5.1** is deleted

(kk) **Section 1204.2.1** is deleted

(ll) **Section 3103.2** is amended as follows:

Section 3103.2 Approval required

Tents and membrane structures having an area in excess of 700 square feet shall not be erected, operated, or maintained for any purpose without first obtaining a permit and approval from the fire code official.

Exceptions:

1. Tents used exclusively for recreational camping purposes.
2. Funeral tents and curtains, or extensions attached thereto, when used for funeral services.
3. Tents and awnings open all sides, which comply with all of the following:
 - a. Fire breaks of a minimum 12 feet separating the individual tents to 700 square or less.
 - b. A minimum clearance of 12 feet to structures and other tents.
 - c. Individual tents shall have a maximum size of 700 square feet.

Section 3. That Section 8-48 of Article IV of Chapter 8 of the Code of Ordinances of the City of Durango should be and the same is hereby amended in its entirety to read as follows:

Sec. 8-48. Establishment and duties of division of fire prevention.

- a) The fire code adopted in section 8-46 shall be enforced by the division of fire prevention within the Durango Fire Protection District, which shall be operated under the supervision of the Chief of the Fire Protection District, who, acting individually or through his designees, shall also serve as the fire code official.
- b) The fire code official may detail such members of the department of fire prevention as inspectors as shall from time to time be necessary.
- c) A report by the fire code official shall be made annually and transmitted to the city manager. It shall contain all proceedings under this article with such statistics as the fire code official may wish to include in the report. The fire code official shall also recommend any amendments to the fire code which, in his/her judgment, shall be necessary or desirable.

Section 4. If any part or parts of this ordinance are for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City

Council hereby declares that it would have passed this ordinance and each part or parts thereof, irrespective of the fact that any one part or parts be declared invalid.

Section 5. Existing ordinances or parts of ordinances covering the same matters as embraced in this ordinance are hereby repealed and all ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed, except that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any ordinance hereby repealed prior to the effective date of this ordinance.

Section 6. The City Clerk shall certify to the passage of this ordinance, cause notice of its contents and passage to be published or posted and make not less than one (1) copy of the adopted Code available for inspection by the public during regular business hours.

Section 7. This ordinance shall become effective ten (10) days after its passage and final publication as provided by law.

CITY COUNCIL OF THE CITY OF DURANGO

/s/ Kim Baxter
Mayor

Attest:

/s/ Amy Phillips
City Clerk

STATE OF COLORADO)
) ss.

COUNTY OF LA PLATA)

I, Amy Phillips, City Clerk of the City of Durango, La Plata County, Colorado, do hereby certify that Ordinance No. O-2022-3 was regularly introduced and read at a regular meeting of the City Council of the City of Durango, Colorado on the 2nd day of March, 2022, and was ordered published in accordance with the terms and conditions of the statutes in such cases made and provided, in the Durango Herald, a newspaper of general circulation, on the 5th day of March, 2022, prior to its final consideration by the City Council.

/s/ Amy Phillips
City Clerk