

CODIFIED ORDINANCES OF JEANNETTE

PART FIFTEEN - FIRE PREVENTION CODE

Art. 1507. BOCA Fire Prevention Code.

Art. 1513. Service Stations.

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ARTICLE 1507
BOCA Fire Prevention Code

- 1507.01 Adoption.
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CROSS REFERENCES

- Adoption by reference - see 3rd Class §1014 (53 P.S. §36014); 3rd Class §2403(67) (53 P.S. §37403(67))
- Power to regulate explosives - see 3rd Class §2403 (11) (53 P.S. §37403(11))
- Power to regulate fireworks - see 3rd Class §2403(27)(53 P.S. §37403(27))
- Prohibition of fire producing seVICES in certain retail stores - see 3rd Class §2403(33) (53 P.S. §37403(33))
- Fireworks - see GEN. OFF. Art. 717
- Permit fees - see BLDG. & HSG. 1705.03(c)(6)

1507.01 ADOPTION.

There is hereby adopted and incorporated by reference as if set out at length herein in order to prescribe minimum requirements and controls to safeguard life, and property from the hazards of fire and explosion, that certain code known as the BOCA Basic Fire Prevention Code, 1975 edition, published by Building Officials and Code Administrators International, Inc., subject to the modifications hereinafter provided.

1507.02 FILE AND DISTRIBUTION COPIES.

Three copies of the BOCA Basic Fire Prevention Code adopted herein are on file with the City Clerk, kept with the City ordinance book, and available for public use, inspection and examination. In addition, the City Clerk has copies available for distribution to the public at cost.

1507.03 ADMINISTRATION AND ENFORCEMENT.

(a) Office of Code Enforcement. All of the provisions of the Code Enforcement Ordinance of the Municipality, (Article 1705 of the Building and Housing Code) are hereby adopted with this article. This administration and enforcement of this article and of the BOCA Basic Fire Prevention Code herein adopted shall be carried out by the Office of Code Enforcement of the Municipality, in accordance with the procedures in Article 1705 and by the BOCA Basic Fire Prevention Code. Article 1705 provides for certain powers and duties of a Code Enforcement Officer, for the creation of a Code Hearing Board and for procedures relative to applications, fees, permits, inspections, appeals and penalties.

The following words as used in the BOCA Basic Fire Prevention Code shall have the following meanings:

- (1) "Enforcement Authority" means "Office of Code Enforcement".
 - (2) "Fire Official" means "Chief of the Fire Department".
- (Ord 70-21. Passed 8-19-70.)

(b) Fire Chief. The Fire Chief of the Municipality shall be the authorized representative of the Office of Code Enforcement of the Municipality, having all of the duties for enforcement of the Fire Prevention Code of the Municipality adopted under Section 1507.01. The Fire Chief shall continue to serve in this capacity until such time as Council declares otherwise. (Ord. 70-23. Passed 8-19-70.)

(c) Permits Required. A permit shall be required for all activities, uses and other operations specified in the BOCA Basic Fire Prevention Code. Such permits shall be issued in accordance with the provisions of this article, of the Code Enforcement Ordinance of the Municipality, and of the BOCA Basic Fire Prevention Code adopted herein. (Ord. 70-21. Passed 8-19-70.)

1507.04 MODIFICATIONS.

- (a) Deletions. There are no deletions made to the BOCA Basic Fire Prevention Code.
- (b) Amendments. The following sections of the BOCA Basic Fire Prevention Code are hereby amended to read as follows:

Section F-102.1 Enforcement Officer. The Chief of the Fire Department of the Municipality or his authorized assistant, is hereby established as the authorized representative of the Code Enforcement Officer for the purpose of making necessary inspections, issuing permits and undertaking other activities as are required by the provisions of the BOCA Basic Fire Prevention Code. The Fire Chief shall undertake his duties in accordance with the procedures set forth in this article, the Code Enforcement Ordinance of the Municipality and the BOCA Basic Fire Prevention Code. Whenever the Chief of the Fire Department finds any violation or hazardous or dangerous condition he shall serve notice to the responsible owner, operator or occupant in accordance with the provisions of the Code Enforcement Ordinance of the Municipality.

Sections F-105.4 to F-105.5.2 relating to violations are adopted only to the extent that their provisions do not conflict with the provisions of this article

and of the Code Enforcement Ordinance of the Municipality.

F-107.1 Any and all permits and violations provided for herein may be issued or found upon an inspection report of the State Fire Marshall, based upon an inspection by the same.

(Ord. 70-21. Passed 8-19-70.)

1507.99 PENALTY.

EDITOR'S NOTE: See Section 1705.99 of the Building and Housing Code for the code enforcement penalty.

ARTICLE 1513
Service Stations

1513.01	Definitions.	1513.03	Signs.
1513.02	Supervision of self-service dispensing.	1513.99	Penalty.

CROSS REFERENCES

Drainage - see 53 P.S. §4616
B-3 permitted use - see P. & Z. 1325.01
Signs - see P. & Z. 1337.06

1513.01 DEFINITIONS.

(a) "Retail filling station" or "service station" means any place in the City where pumps or other dispensing devices are available for the dispensing of gasoline or other inflammable liquids for sale to the public, or for the dispensing of such materials to more than five persons, users or vehicles per day.

(b) "Customer" means any person, firm or corporation who or which receives inflammable products whether by retail sale or any other method from any retail filling station or service station. (Ord. 76-11. Passed 12-15-76.)

1513.02 SUPERVISION OF SELF-SERVICE DISPENSING.

(a) No owner, lessee, operator or employee of any retail filling station or service station located in the City shall permit any purchaser, customer or other person to use or manipulate any pump, hose, pipe or other device for pumping or dispensing gasoline or other inflammable liquid for any purpose, unless such dispensing of gasoline or other inflammable liquid is conducted under the supervision of a person trained in the dispensing of such gasoline or inflammable liquids and under such conditions that the person supervising shall be within fifteen feet of the point of dispensing of such gasoline or inflammable liquids at all times during the dispensing of such gasoline or inflammable liquid or under such condition that the person supervising shall be located in a control booth with a control panel therein controlling all of the pumps, hoses, pipes or other devices for the pumping or dispensing of gasoline or other inflammable liquids and where such person is in full and unobstructed view of all customers and dispensing apparatus.

For the purpose of this section, a person shall not be deemed to be in supervision or control of the dispensing of inflammable liquids or of a control panel if his duties include other activities not connected with such supervision or control or receipt of money for the sale of such inflammable liquids and such other duties consume more than twenty-five percent of his time or attention.

(b) No purchaser or customer of a gasoline filling or service station shall use or manipulate any pump, hose, pipe or other device for the pumping or dispensing of gasoline or other inflammable liquid for any purpose unless such dispensing of gasoline or other inflammable liquid is conducted under the supervision of a person trained in the dispensing of such gasoline or inflammable liquids and under such conditions that the person supervising is within fifteen feet of the point of dispensing of such gasoline or inflammable liquids at all times during the dispensing of such gasoline or inflammable liquids or under such condition that the person supervising shall be located in a control booth with a control panel therein controlling all of the pumps, hoses, pipes or other devices for the pumping or dispensing of gasoline or other inflammable liquids and where such person is in full and unobstructed view of all customers and dispensing apparatus.
(Ord. 76-11. Passed 12-15-76.)

1513.03 SIGNS.

Every retail filling station or service station located in the City shall at all times have posted at conspicuous locations on the premises at least three signs of a minimum size of twelve inches by fifteen inches with lettering no less than a uniform size of one inch containing the following statement:

"IT IS UNLAWFUL UNDER ORDINANCE NO. 76-11 OF THE CITY OF JEANNETTE FOR CUSTOMERS TO HANDLE PUMPS OR HOSES FOR DISPENSING INFLAMMABLE LIQUIDS UNLESS A QUALIFIED SUPERVISOR IS WITHIN FIFTEEN FEET OF POINT OF DISPENSING OR AT A CONTROL PANEL IN VIEW OF POINT OF DISPENSING."

(Ord. 76-11. Passed 12-15-76.)

1513.99 PENALTY.

Any person, firm, partnership or corporation which violates any provision of this article shall be fined not less than twenty-five dollars (\$25.00) nor more than three hundred dollars (\$300.00). Each incident contrary to any provision of this article shall constitute a separate offense. (Ord. 76-11. Passed 12-15-76.)

ARTICLE 1519
Open Burning

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| 1519.01 Restriction. | 1519.99 Penalty. |
| 1519.02 Permitted materials. | |
| 1519.03 Location, time and days. | |

CROSS REFERENCES

Approval to burn solid wastes - see 35 P.S. §6009(3)
Open burning - see Pa. Code §129.14

1519.01 RESTRICTION.

From and after the effective date of this section, no person, firm, partnership or corporation, owning or occupying any property within the City shall burn any combustible materials in the open except that type of combustible material as set forth in this article and at the time and place as set forth in this article.

(Ord. 63-10. Passed 8-13-63.)

1519.02 PERMITTED MATERIALS.

The combustible materials permitted to be burned in the open under the terms of this article shall be limited to trees, tree limbs, brush, leaves and other dry shrubbery and garden refuse, and does not include garbage, rubber, linoleum, rubber tires, asphalt, tarry products, grease and animal wastes.

(Ord. 63-10. Passed 8-13-63.)

1519.03 LOCATION, TIME AND DAYS.

Burning shall be conducted only on private property between 2:00 p. m. and 7:00 p. m. on Fridays and Saturdays, and on no other days; and a competent person shall be in attendance at all times while burning is taking place. The burning site shall be located a safe distance from any buildings and other structures so as to prevent any fire hazard. Burning must be carried out in such a manner as to prevent the emission of noxious or offensive smoke or odor. (Ord. 63-10. Passed 8-13-63.)

1519.99 PENALTY.

Whoever violates, fails, neglects or refuses to comply with any provisions of this article shall be fined not less than five dollars (\$5.00) nor more than fifty dollars (\$50.00). Each day's violation shall constitute a separate offense and notice to the offender of the violation shall not be necessary in order to constitute an offense.

(Ord. 63-10. Passed 8-13-63.)