

# SCHILLER PARK FIRE PREVENTION CODE

## CHAPTER 92: FIRE PREVENTION

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## GENERAL PROVISIONS

### § 92.01 CODES ADOPTED; RESOLUTION OF CONFLICT; COPIES AVAILABLE.

(A) There hereby is adopted by the Village, for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosions, the BOCA Basic Fire Prevention Code, 1996 edition, recommended by Building Officials and Code Administrators International Inc., to be known as the Village Fire Prevention Ordinance.

(B) The adoption of the provisions of division (A) above shall not be construed as preventing the enforcement of or repealing of the enforcement of or repealing of the provisions of any ordinance, regulation, standard or code adopted by the Village which is more restrictive than the provisions of division (A) above. In the event any provision of the Village Fire Prevention Ordinance shall be in conflict with any ordinance, regulation, standard or code adopted by the Village, the more restrictive shall apply.

(C) There are and shall at all times be three copies of the Village's fire prevention ordinance and all applicable codes adopted by reference, kept on file for public inspection in the office of the Village Clerk. ('73 Code, § 11-2) (Ord. 81-1446, passed 4-16-81; Am. Ord. 83-1503, passed 1-20-83; Am. Ord. 83-1508, passed 4-7-83)

### § 92.02 DIAGRAMS OF INDUSTRIAL AND COMMERCIAL BUILDINGS.

The owner, lessee or person in charge of any industrial or commercial building in the Village shall submit to the Fire Chief diagrams showing the location of every exit, stairway, elevator, main power switch and electrical panel board. A separate diagram shall be furnished for each story of the building. When structural changes are made after a diagram has been submitted, a new diagram showing the changes shall be submitted within 30 days after the completion of the change. ('73 Code, § 11-3) Penalty, see § 92.99

### § 92.03 ISSUANCE OF PERMITS REQUIRED BY CODE BEFORE COMPLIANCE WITH CHAPTER.

The Fire Chief shall inspect each building or structure to be used for any of the purposes covered in this chapter, and no permit shall be issued until the pertinent regulations have been complied with. ('73 Code, § 11-4) Penalty, see § 92.99

### § 92.04 INSPECTIONS.

The Fire Chief shall make inspections as often as necessary to see to the compliance with the provisions of this chapter.

('73 Code, § 11-5)

Cross-reference:

Fire Department administration, enforcement, inspections, see Ch. 32

### § 92.05 STORAGE AND MANUFACTURE OF EXPLOSIVES, BLASTING AGENTS AND FIREWORKS.

(A) The limits referred to in the International Fire Code, 2006 edition, in which storage of explosives and blasting agents is prohibited, is hereby established in the entire Village.

(B) The manufacture, assembly and testing of explosives, and explosive materials and fireworks is prohibited. ('73 Code, § 11-6) (Ord. 74-1094, passed 6-6-74; Am. Ord. 75-1133, passed 4-3-75; Am. Ord. 79-1342, passed 3-15-79; Am. Ord. 07-2643, passed 7-24-07) Penalty, see § 92.99

§ 92.06 STORAGE OF FLAMMABLE LIQUID IN OUTSIDE AND ABOVE-GROUND TANKS.

The limits referred to in the International Fire Code, 2006 edition, in which storage of flammable liquids in outside, above-ground tanks is prohibited, are hereby established as follows: All areas zoned in the R-1, R-2, R-2/O, R-3, R-4, C-1, C-2, C-3, and C-4 HRO Districts under the Zoning Ordinance of the Village. In all areas zoned within the I-1 and I-2 Districts under the Zoning Ordinance of the Village, in addition to the regulations referred to in the International Fire Code, 2006 edition, the storage of flammable liquids in outside above-ground tanks shall not be located closer than 400 feet to a residentially zoned area, and not more than one such tank, which shall not exceed 30,000 gallons, shall be located on any given lot of record.

('73 Code, § 11-7) (Ord. 74-1094, passed 6-6-74; Am. Ord. 75-1133, passed 4-3-75; Am. Ord. 79-1342, passed 3-15-79; Am. Ord. 95-1938, passed 6-27-95; Am. Ord. 07-2643, passed 7-24-07) Penalty, see § 92.99

§ 92.07 BULK PLANTS FOR FLAMMABLE AND COMBUSTIBLE LIQUIDS.

The limits referred to in the International Fire Code, 2006 edition, in which new bulk plants for flammable or combustible liquids are prohibited, are hereby established as follows: All areas zoned R-1, R-2, R-2/O, R-3, R-4, C-1, C-2, C-3, C-4 HRO, I-1 and I-2 Districts under the Zoning Ordinance of the Village.

('73 Code, § 11-8) (Ord. 74-1094, passed 6-6-74; Am. Ord. 75-1133, passed 4-3-75; Am. Ord. 79-1342, passed 3-15-79; Am. Ord. 07-2643, passed 7-24-07) Penalty, see § 92.99

§ 92.08 BULK STORAGE OF LIQUEFIED PETROLEUM GASES.

The limits referred to in the International Fire Code, 2006 edition, in which bulk storage of liquefied petroleum gas is restricted, are hereby established as follows: All areas zoned in the R-1, R-2, R-2/O, R-3, R-4, C-1, C-2, C-3, and C-4 HRO Districts under the Zoning Ordinance of the Village. In all areas zoned within the I-1 and I-2 Districts under the Zoning Ordinance of the Village, in addition to the regulations referred to in the International Fire Code, 2006 edition, bulk storage of liquefied petroleum gas shall not be located closer than 400 feet to a residentially zoned area, and not more than one such tank, which shall not exceed 30,000 gallons, shall be located on any given lot of record.

('73 Code, § 11-9) (Ord. 74-1094, passed 6-6-74; Am. Ord. 75-1133, passed 4-3-75; Am. Ord. 79-1342, passed 3-15-79; Am. Ord. 95-1938, passed 6-27-95; Am. Ord. 07-2643, passed 7-24-07) Penalty, see § 92.99

§ 92.09 NEW MATERIALS, PROCESSES OR OCCUPANCIES WHICH MAY REQUIRE PERMITS.

The Village President and Board of Trustees and the Fire Chief shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies which shall require permits, in addition to those now enumerated in the code. The Fire Chief shall post the list in a conspicuous place in his or her office and distribute copies thereof to interested persons.

('73 Code, § 11-10)

Cross-reference:

Village Board of Trustees, see Ch. 31

Fire Department, see Ch. 32

§ 92.10 BONFIRES; OUTDOOR FIREPLACES.

(A) In addition to the other regulations of bonfires found in this Chapter, to build or ignite any bonfire (as that term is defined in this Chapter) on any public street, sidewalk, pavement or other public place or property or so close to any building or structure as to endanger that building or structure;

(B) To construct and/or utilize an outdoor fireplace or fire pit, except as follows:

(1) Each outdoor fireplace shall be assembled following the manufacturer's requirements.

(2) When in use, a portable outdoor fireplace unit shall be placed on a non-combustible surface and positioned away from any other structure or combustible object.

(3) An outdoor fireplace or fire pit shall not be utilized during periods of high wind velocity.

(4) No outdoor fireplace or fire pit shall be used unless a portable fire extinguisher, pail of water, or garden hose connected to a water supply pipe in close proximity to the unit.

(5) At all times, the fire in an outdoor fireplace or fire pit must be watched over by an adult or be immediately extinguished.

(6) Only hard woods shall be burned, and rubbish, refuse, yard waste and other similar materials shall not be burned.

(7) The size and duration of any fire and/or smoke emitted from an outdoor fireplace or fire pit shall not infringe on any person's health, safety, comfort, or quiet enjoyment of his property; nor shall any fire in an outdoor fireplace be maintained when ordered extinguished by any member of the Schiller Park Fire Department or Police Department.

('73 Code, §22-16) (Am. Ord. 04-2484, passed 9-28-04) Penalty, see § 92.99

§ 92.11 FIREWORKS.

(A) For the purpose of this subchapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning:

**CONSUMER FIREWORKS.** Those fireworks that must comply with the construction, chemical composition, and labeling regulations of the U.S. Consumer Products Safety Commission, as set forth in 16 C.F.R. Parts 1500 and 1507, and classified as fireworks UN0336 or UN0337 by the United States Department of Transportation under 49 C.F.R. 172.101. "Consumer Fireworks" shall not include snake or glow worm pellets; smoke devices; trick noisemakers known as "party

poppers", "booby traps", "snappers", "trick matches", "cigarette loads", and "auto burglar alarms"; sparklers; toy pistols, toy canes, toy guns, or other devices in which paper or plastic caps containing twenty-five hundredths grains or less of explosive compound are used, provided they are so constructed that the hand cannot come in contact with the cap when in place for the explosion; and toy pistol paper or plastic caps that contain less than twenty hundredths grains of explosive mixture; the sale and use of which shall be permitted at all times.

DISPLAY FIREWORKS. Those fireworks used for professional outdoor displays and classified as fireworks UN0333, UN0334, or UN0335 by the United States Department of Transportation Under 49 C.F.R. 172.101.

SPARKLER NOVELTIES. The term "sparkler novelties" shall mean and include any explosive composition or any substance or combination of substances or articles prepared for the purpose of producing a visible or audible effect of a temporary exhibitional nature by explosion, combustion, deflagration or detonation and shall include any cylindrical tub(s), cardboard or heavy cone containing pyrotechnics composition including sparkler fountains, cone fountains, illuminating torches, or filter sparklers; however, the term "Sparkler Novelty" shall not include smoke devices, trick noise makers and sparkler devices, known as "sparklers", consisting of a stick or wire coated with pyrotechnic composition not exceeding 3.5 ounces in weight per item; "party poppers", containing not more than .25 grains (16 mg) of explosive composition; "snappers" containing not more than 0.02 grains (1 mg) of explosive composition; and "snakes" containing not more than 0.07 ounces (2 grams) of explosive composition.

(B) It shall be unlawful for any person, firm, co-partnership, or corporation to knowingly possess, manufacture, store, offer for sale, expose for sale, sell at retail, use or explode any display or consumer fireworks in the Village, except the President and Board of Trustees may grant a permit for the display of fireworks under such conditions as it may impose under the provisions of the Fireworks Use Act (ILCS Ch. 425, Act 35, §§ 1 et seq.).

(C) It shall be unlawful for any person, firm, co-partnership, or corporation to knowingly offer for sale, expose for sale or sell any sparkler novelties within the Village as defined in subsection (A) above.

(D) Any person who violates any portion of this Section shall be fined in an amount not less than \$50.00 nor more than as provided in § 92.99 of this Chapter for each and every offense, depending upon the seriousness and frequency of violations. Anyone found to be in violation of this Section shall relinquish all illegal fireworks to either the Village Fire Marshall or the Police Department for destruction.

(Ord. 06-2577, passed 5-23-06)

## FIRE APPARATUS IN PUBLIC BUILDINGS

### § 92.20 RESPONSIBILITY FOR MAINTENANCE.

The owner, agent, occupant or person charged with the custody of any public building, auditorium, hotel, theater, lodge hall or church, and, in the case of school, the President of the Board of Education or the person in charge thereof and owning the same shall be held liable for the equipment and maintenance of the apparatus as is required in this subchapter for the maintenance and safety of all exits, stairs, doors, windows or passageways.

('73 Code, § 11-46) (Ord. 02-2344, passed 6-11-02) Penalty, see § 92.99

### § 92.21 FIRE DRILLS.

It shall be the duty of the principal or other person in charge of the pupils in every school in the Village to establish and maintain a good and efficient fire drill, which shall be practiced at least twice a month during the time the building is used for school purposes. A written report shall be made by the principal or person in charge of the building of each fire drill held and of the time elapsed from the first signal until the last person was out.

('73 Code, § 11-49) (Ord. 02-2344, passed 6-11-02) Penalty, see § 92.99

### § 92.22 REMOVAL OF APPARATUS.

It shall be unlawful to remove from its proper place any fire apparatus or appliances except for inspection or in case of emergency.

('73 Code, § 11-50) (Ord. 02-2344, passed 6-11-02) Penalty, see § 92.99

### § 92.23 DOORS.

All public buildings which may be or are used for church, school, opera performance, theater, lecture room, hotel, public meeting or similar purposes or which may be or are used for the collection of people for worship, amusement or instruction, and all buildings used for stores to which the public is invited shall be so built that all doors leading from the main hall or place of assembly shall open outward and all means of egress for persons within the buildings shall be by means of doors which shall open outward from the main hall and from the building.

('73 Code, § 11-51) (Ord. 02-2344, passed 6-11-02) Penalty, see § 92.99

### § 92.24 EXIT LIGHTS.

In all theaters and public meeting halls, a red light illuminating the word, "Exit" shall be kept burning over each regular and emergency exit while the theater or hall is occupied by an audience or by patrons.

('73 Code, § 11-52) (Ord. 02-2344, passed 6-11-02) Penalty, see § 92.99

### § 92.99 PENALTY.

(A) Any person who shall violate any of the provisions of the code hereby adopted or fail to comply therewith, or who shall violate or fail to comply with any order made thereunder, or who shall build in violation of any detailed statement

of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken, or who shall fail to comply with such an order as affirmed or modified by the Village President and Board of Trustees or by a court of competent jurisdiction, within the time fixed herein, shall severally for each and every such violation and noncompliance respectively, be guilty of a mis-demeanor, punishable by a fine of not more than \$500. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue and it shall be required to correct or remedy the violations or defects within a reasonable time; and when not otherwise specified, each day prohibited conditions are maintained shall constitute a separate offense.

(B) The application of the penalty of division (A) above shall not be held to prevent the enforced removal of prohibited conditions.

('73 Code, § 11-2.1) (Ord. 75-1133, passed 4-3-75; Am. Ord. 79-1342, passed 3-15-79; Am. Ord. 83-1508, passed 4-7-83; Am. Ord. 02-2344, passed 6-11-02)