

RESOLUTION 181

A RESOLUTION OF THE FIRE BOARD OF THE DAISY MOUNTAIN FIRE DISTRICT, ARIZONA, ADOPTING THE 2003 EDITION OF THE INTERNATIONAL 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 Daisy Mountain Fire District; providing for the issuance of permits and collection of fees therefor; superseding the 1997 Uniform Fire Code under which, by default, the Daisy Mountain Fire District was operating, and all other ordinances and parts of the ordinances in conflict therewith.

WHEREAS: it is the duty of the Daisy Mountain Fire District to assist the State Fire Marshal in the enforcement of nationally recognized fire protections standards; and

WHEREAS: the adoption of the 2003 International Fire Code is consistent with the International Building Codes which were adopted by Maricopa County; and

WHEREAS: the qualified electors of the Daisy Mountain Fire District voted at a duly authorized election on March 8, 2005 to adopt the 2003 Edition of the International Fire Code; and

NOW THEREFORE, BE IT RESOLVED BY THE FIRE BOARD OF THE DAISY MOUNTAIN FIRE DISTRICT AS FOLLOWS:

THAT: The adoption of the 2003 Edition of the International Fire Code is in the best interests of the Daisy Mountain Fire District; and

THAT: The Fire Board of the Daisy Mountain Fire District hereby adopts the 2003 International Fire Code as follows:

Section 1. That a certain document, three (3) copies of which are on file in the Administration Office of the Daisy Mountain Fire District, being marked and designated as the *International Fire Code, 2003 Edition*, including Appendix Chapters, as published by the International Code Council, be and is hereby adopted as the Fire Code of the Daisy Mountain Fire District, in the State of Arizona 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 as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the Administration Office of the Daisy Mountain Fire District are hereby referred to, adopted, and made a part hereof, as if fully set out in this resolution, with the additions, insertions, deletions and changes, if any, prescribed in Section 2 of this resolution.

Section 2. That the following sections are hereby revised;

Section 101.1 Insert: Daisy Mountain Fire District

Section 109.3 Insert: As determined by the current Schedule of Fees

Section 111.4 Insert: As determined by the current Schedule of Fees

Section 3. That the geographic limits referred to in certain sections of the *International Fire Code, 2003 Edition* are hereby established as being within the boundaries established of the Daisy Mountain Fire District.

Section 4. That the 1997 Uniform Fire Code and all other ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. That if any section, subsection, sentence, clause or phrase of this resolution is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this resolution. The Daisy Mountain Fire District hereby declares that it would have passed this resolution, and each section, subsection, clause or phrase hereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrase be declared unconstitutional.

Section 6. That nothing in this resolution or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this resolution; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this resolution.

Section 7. That the Fire Board of the Daisy Mountain Fire District is hereby ordered and directed to cause this resolution to be published.

Section 8. That this resolution and the rules, regulations, provision, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its passage and adoption.

PASSED AND ADOPTED by the Fire Board of the Daisy Mountain Fire District at a duly noticed meeting held on April 25, 2005 by a majority of the Fire Board Members.

Chairperson
Daisy Mountain Fire District

Attested to:

Clerk
Daisy Mountain Fire District