

DRAFT AN ORDINANCE

AMENDING CHAPTER 11, FIRE PREVENTION, OF THE CITY CODE OF SAN ANTONIO, TEXAS, BY ADOPTING APPENDIX M AS AMENDED OF THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE AND PROVIDING FOR PENALTIES, PUBLICATION AND AN EFFECTIVE DATE.

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BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 11, *Fire Prevention Code* of the City Code of San Antonio, Texas, is hereby amended by adding the underlined (added) language and deleting the stricken (~~deleted~~) language:

SECTION 2. Section 11-32 is amended by adding Appendix M to read as follows:

Sec. 11-32. Adoption of the International Fire Code.

The 2015 edition of the International Fire Code, including Appendices B, C, D, F, I and M [~~and I~~] developed by the International Code Council is hereby adopted by the City of San Antonio, Texas, as the fire code for the City from the effective date hereof and shall govern all activities specified therein for the purpose of prescribing regulations governing conditions hazardous to life and property from fire and explosion. The 2015 edition of the International Fire Code as adopted is incorporated by reference in this article.

SECTION 3. Section 11-40 is amended by adding Appendix M to read as follows:

Sec. 11-40. Amendments made to the 2015 International Fire Code.

Appendix M High-Rise Buildings – Retroactive Automatic Sprinkler Requirement is hereby amended to read as follows:

**APPENDIX M
HIGH-RISE BUILDINGS-[RETROACTIVE]
AUTOMATIC SPRINKLER RETROFIT REQUIREMENT**

SECTION M101 SCOPE

M101.1 Scope. An *automatic sprinkler system* shall be installed in all existing *high-rise buildings* in accordance with the requirements and compliance schedule of this appendix.

SECTION M102 DEFINITION

M102.1 Definition. *High-rise building* is defined in Chapter 2 of the *International Fire Code*.

SECTION M103 [~~M102~~] WHERE REQUIRED

M103.1 [~~M102.1~~] High-rise buildings. An *automatic sprinkler system* installed in accordance with Section 903.3.1.1 of the adopted *International Fire Code* shall be provided throughout existing high-rise buildings.

Exceptions:

1. Airport Control Towers
2. Open Parking Structures
3. Group U occupancies
4. Occupancies in Group F-2
5. Buildings with an occupancy in Assembly Group A-5
6. Individually-owned dwelling units in high-rise buildings

SECTION M104 [~~M103~~] COMPLIANCE

M104.1 Letter of Intent. Within one year of the effective date of this Ordinance, owners of existing high-rise buildings must submit to the fire code official a letter expressing the owner's intent to comply with this section.

M104.2 [~~M104.1~~] Compliance schedule. Building owners shall file a compliance schedule with the *fire code official* not later than three (3) years [~~365 days~~] after the first effective date of this Ordinance. The compliance schedule shall not exceed twelve (12) years for an *automatic sprinkler system* retrofit and shall comply with the following schedule for installation.

1. Not later than six (6) years after the first effective date of this Ordinance, the building owner shall install a water supply for the automatic sprinkler system on

- all floors of the high-rise building in accordance with the adopted standards of the *International Fire Code*.
2. Not later than nine (9) years after the first effective date of this Ordinance, the building owner shall install an *automatic sprinkler system* in accordance with the adopted standards of the *International Fire Code* on 50% of the floors of the building.
 3. Not later than twelve (12) years after the first effective date of this Ordinance, the building owner shall install an *automatic sprinkler system* in accordance with the adopted standards of the *International Fire Code* on all floors of the building.

M104.3 Alternate Compliance Schedule for Multi-Building Owners. Owners of multiple *high-rise buildings* are considered to have met the requirements of Appendix M if a fire sprinkler system has been installed on all floors of:

1. at least 33 percent of the owner's *high-rise buildings* not later than six (6) years after the effective date of this Ordinance;
2. at least 66 percent of the owner's *high-rise buildings* not later than nine (9) years after the effective date of this Ordinance; and
3. all of the owner's *high-rise buildings* within twelve (12) years after the effective date of this Ordinance.

M104.4 Compliance with state law. Owners of applicable residential high-rise buildings must comply with Health and Safety Code, Chapter 766, Subchapter B. *Fire Protection Sprinkler Systems in Certain Residential High-Rise Buildings in Certain Counties*.

SECTION M105 REFERENCED STANDARDS

ICC IFC-15 International Fire Code M102.1

SECTION 4. Should any Article, Section, Part, Paragraph, Sentence, Phrase, Clause, or Word of this ordinance, or any appendix, for any reason be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision in this Ordinance be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

SECTION 5. Funds generated by this Ordinance will be deposited into Fund 11001000, Internal Order 220000000043 and General Ledger 4404121.

SECTION 6. The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to

concurrence by the City Manager or the City Manager's designee, correct allocations to specific SAP Fund Numbers, SAP Project Definitions, SAP WBS Elements, SAP Internal Orders, SAP Fund Centers, SAP Cost Centers, SAP Functional Areas, SAP Funds Reservation Document Numbers, and SAP GL Accounts as necessary to carry out the purpose of this Ordinance.

SECTION 7. Penalties for violation of this Appendix M shall be in accordance with Chapter 11, Fire Prevention.

SECTION 8. No other provision of the City Code is amended by this Ordinance. All other provisions remain in effect.

SECTION 9. The City Clerk for the City of San Antonio is directed to publish notice of this Ordinance in a newspaper published in the City of San Antonio, Texas, as required by Article 2, Section 17 of the City Charter of San Antonio, Texas.

SECTION 10. The publishers of the City Code of San Antonio are authorized to amend the City Code to reflect the changes adopted in this Ordinance, to correct typographical errors and to index, format and number paragraphs to conform to the existing code.

SECTION 11. This Ordinance is effective January 1, 2016.

PASSED AND APPROVED this 12th day of November, 2015.

M A Y O R
Ivy R. Taylor

Attest:

Approved As To Form:

Leticia M. Vacek, City Clerk

Martha G. Sepeda, Acting City Attorney