

TITLE 3  
FIRE

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Chapter 3.16  
International Fire Code

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3.16.005 Short title. Chapter 3.16 shall constitute the "Fire Code" of the city of Pullman and may be so cited and will be referred to herein as "this Chapter" or "this Code". (Ord. 82-45 §1, 1982).

3.16.010 Adoption of International Fire Code (IFC)--Amendments. The City of Pullman hereby adopts the most current edition of the International Fire Code as adopted by the State of Washington and its additions, deletions, and exceptions noted in W.A.C. 51-54A as now existing and in accordance with any amendments that may hereafter be made thereto are adopted by reference as if set forth in full except as hereinafter provided:

- (1) Section 3406.6.2 "Parking" shall be amended to add the following:

3406.6.2.4 When making deliveries of Class I or Class II liquids the entire tank vehicle shall be parked upon private property under the control of the person, firm, or corporation receiving such delivery. Tank vehicles shall proceed in and out of service stations and bulk plants or other users of Class I or Class II liquids in a forward direction only.

- (2) Section 3811.4 shall be added and reads as follows:  
3811.4 "Tank Vehicles Operations" When making deliveries of 500 gallons or greater (water capacity) the entire tank vehicle shall be parked upon the property under control of the person, firm or corporation receiving such delivery. Backing up of tank vehicles shall only be done when necessitated by the location of the tank to be filled."

(Ord. 18-4 §1, 2018; Ord. 07-24 §1, 2007; Ord. 04-15 §1, 2004, Ord. 98-26 §1, 1998; Ord. 95-16 §1, 1995; Ord. 92-16 §1, 1992; Ord. 89-15 §1, 1989; Ord. 86-21 §1, 1986; Ord. 84-16 §1, 1984; Ord. 82-45 §2, 1982; Ord. B-345 §1, 1977; Ord. B-158 §2 (part), 1974)

3.16.011 Fire Protection Development Standards. Where the International Fire Code as adopted in 3.16.010 and other provisions of the City Code require the approval of the fire chief for the design, construction, or installation of fire protection facilities or equipment within the city of Pullman, the design, construction, and installation of those facilities

or equipment shall comply with the most current "City of Pullman Fire Protection Development Standards" which are hereby approved, accepted, and adopted by reference by the City Council. (Ord. 04-15 §2, 2004, Ord. 95-16 §2, 1995; Ord. 91-10 §1, 1991).

3.16.012 Battery-powered smoke detectors permitted.  
Installation of smoke detectors shall be pursuant to Section 43.44.110 of the Revised Code of Washington and Chapter 212-10 of the Washington Administrative Code of Washington as it now exists or is hereafter amended, and said section is hereby adopted by this reference. (Ord. 07-24 §2, 2007; Ord. 04-15 §3, 2004, Ord. 84-16 §2, 1984; Ord. 81-67B §1, 1981).

3.16.015 Adoption of the State Fireworks Law-Prohibition on Sale and Discharge of Consumer Fireworks, Permit fees and permits.

- (1) The State Fireworks Law, R.C.W. Chapter 70.77 as it now exists or is hereafter amended, is adopted by this reference as if set forth in full, except as amended by this ordinance.
- (2) The City Council is authorized to set local permit fees by resolution for activities for which a permit is required under the State Fireworks Law and to impose limitations on the days and times for the public display of fireworks and sale or discharge of fireworks.
- (3) A person needs a city permit to:
  - (a) Make a public display of fireworks;
  - (b) Establish or maintain a place where fireworks are manufactured, constructed, produced, packaged, stored, sold, or exchanged;
  - (c) The assembling, compounding, use or display of articles pyrotechnic;
  - (d) Knowingly manufacture, import, transport, store, sell, or possess with intent to sell, as fireworks, explosives as defined under RCW

70.74.010, that are not fireworks, as defined in Chapter 70.77 RCW.

- (4) Exception. The sale, possession, or use of trick and novelty devices (as defined by WAC 212-17-030), are exempted from this chapter.
- (5) Permits and Fees for Public Display or Retail Sale of Fireworks.
  - (a) Application for all local fireworks permits required by the state fireworks law, Chapter 70.77 RCW shall be made to the fire chief. The City Council delegates the authority to grant all local fireworks permits to the fire chief. The fee for such permits shall be established by city council resolution, which amount covers the city's administrative costs for permit processing, issuance, and inspection. Pursuant to RCW 70.77.555, this permit fee and the costs for all needed permits and local licenses from application to and through processing, issuance and inspection shall not exceed one hundred dollars (\$100) for any one (1) year, except that the fees for permits for public displays of fireworks will not exceed five thousand dollars (\$5000) for any one permit.
  - (b) After review and investigation of applications for any permit, the fire chief may grant, deny or grant with reasonable conditions the permit provided, however, that any such permit for a public display of fireworks shall only be issued for
    - (i) the discharge of fireworks related to fourth of July ceremonies; or
    - (ii) Washington State University officially sanctioned activities; or
    - (iii) New Year's Eve celebrations.

The issuance of a permit for a public display of fireworks for a time or purpose different than stated herein is not

permitted unless approved by the city council following consideration of the review, investigation and recommendation of the fire chief.

- (c) Non-transferability of Permit. Each permit issued by the City for the Public Display of Fireworks pursuant to this chapter shall be valid for the specific authorized event only, shall be used only by the designated permittee and shall be non-transferable. Any transfer or unauthorized use of a permit is a violation of this chapter and shall void the permit granted.
- (6) Permits for Articles Pyrotechnic. The assembling, compounding, use, and the display of articles pyrotechnic for special effects in the production of motion pictures, radio or television productions, or of a live entertainment, or other authorized activity shall be under the direction and control of a pyrotechnic operator licensed by the state of Washington and who possesses a valid permit from the city. The fire chief shall investigate all applications for the use of articles pyrotechnic to determine whether the character and location of such use would be hazardous to property or dangerous to any person. The fire chief may condition the grant of a permit upon the applicant's demonstration of financial responsibility for all damages to persons or property resulting from or caused by such articles pyrotechnic, or any negligence on the part of applicant or its agents, servants, employees or subcontractors in the use or control of the articles pyrotechnic. Such financial responsibility requirements may be met by the provision of a bond or certificate of insurance as evidence of the ability to respond in damages.
- (7) Permits for Sale, Manufacture, Import, Possession of Firework for Retail Use. Any person desiring a permit to possess and sell any fireworks as a retailer incident to annual Fourth of July celebrations, may be issued such a permit subject to the procedures and conditions herein set forth:

- (a) Application for such a permit shall be made to the city fire chief and must be received by the city fire chief during the period commencing the 1st day of March of each year and ending not later than the 1st day of May of each year.
- (b) Applications which have been timely submitted to the fire chief shall be investigated and a report of the investigation submitted to the council at its second regular meeting in May of each year or as soon thereafter as possible.
- (c) The fire chief shall investigate applications for compliance with state permitting requirements; statewide standards for retail fireworks stands; cleanup; transportation; temporary storage of fireworks associated with the retail stand; and liability insurance as required by RCW 70.77.270.
- (d) The City Council authorizes the fire chief to issue such permits as it determines appropriate consistent with the health, safety, and general welfare of the city; provided, however, no more than one such permit shall be issued for every four thousand residents of the city of Pullman as those population figures are disclosed by a current census or generally recognized determinations setting or certifying population figures made by any agency or office of the state of Washington.
- (e) Any permit issued by the fire chief shall not be effective unless the retailer shall have obtained by the time of commencing the sale of fireworks as a retailer all licenses required under the provisions of the State Fireworks Law; provided proof of liability insurance coverage; and, at all times during the operation the structure from which the retail fireworks sales are to be made passes inspections to insure compliance with state and local fire and safety laws and regulations.
- (f) Sales - Days and Hours Permitted. Consumer fireworks may be offered for sale by permittees

only between the hours of nine a.m. and eleven p.m. on July 1 through July 4.

- (8) Discharge of Consumer Fireworks - Days and Hours Permitted. Consumer fireworks may be discharged only between the hours of nine a.m. and 11 p.m. on July 3 and between the hours of nine a.m. and midnight on July 4, and between the hours of six p.m. on December 31 and one a.m. on January 1.
- (9) Penalties.
  - (a) Unlawful sale or discharge of fireworks in violation of this chapter a misdemeanor. The sale, use, transfer, discharge, ignition, or otherwise causing to explode of fireworks, in violation of the limitation established by this chapter, within the City of Pullman shall be a misdemeanor, as defined by RCW 9A.20.010(2), provided any person found in violation shall be subject to a mandatory one hundred dollar (\$100) fine. Each occurrence shall be a separate violation hereof. The third violation, in any twelve-month period, shall be a gross misdemeanor, as defined by RCW 9A.20.010(2), and shall be punishable pursuant to state law.
  - (b) Reckless discharge or use of fireworks—Penalty. It is unlawful for any person to discharge or use fireworks in a reckless manner which causes injury to person or property; or creates a substantial risk of death or serious physical injury to another person or damage to the property of another. A violation of this section is a gross misdemeanor and shall be punishable pursuant to state law.

(Ord. 05-3 §1, 2005; Ord. 04-9 §1, 2004; Ord. 86-21 §2, 1986; Ord. 83-32 §1, 1983; Ord. 82-45 §3, 1982; Ord. B-158 §2(part), 1974).

3.16.020 Discharge of personal fireworks in Sunnyside Park prohibited. The use or discharge of fireworks by any person in Sunnyside Park on the day of the 4<sup>th</sup> of July celebration, other than Display Fireworks authorized under a permit issued by the

Fire Chief, is prohibited. A violation of this section is an infraction. A person found to have committed an infraction hereunder shall be assessed a monetary penalty which shall not exceed infraction. (Ord. 05-13 §1, 2005; Ord. 04-9 §1, 2004)

3.16.050 Jurisdiction defined. Wherever the word "jurisdiction" or "AHJ" is used in the International Fire Code, it means the city of Pullman. (Ord. 04-15 §4, 2004, Ord. B-158 §2(part), 1974).

3.16.060 Corporation counsel defined. Wherever the term "corporation counsel" is used in the International Fire Code, it means the attorney for the city of Pullman. (Ord. 04-15 §5, 2004, Ord. B-158 §2(part), 1974).

3.16.080 Storage of flammable and combustible liquids --restricted. The limits referred to in Section 5704.2.9.6.1 and 5706.2.4.4 of the IFC in which storage of Class I and II liquids in aboveground tanks is restricted, are hereby established as follows:

Class I Liquids -- All zones except I-2 as designated on the official zoning map of the City of Pullman.

Class II Liquids -- All zones except I-1, and I-2, and C-3 as designated on the official zoning map of the City of Pullman. Provided, however, no aboveground storage tank in a C-3 or an I-2 zone as designated on the official zoning map of the City of Pullman shall exceed 1,000 gallons and the total aggregate capacity of all tanks located on a single property shall not exceed 6,000 gallons.

(Ord. 17-12 §1, 2017; Ord. 07-24 §3, 2007; Ord. 04-15 §6, 2004; Ord. 97-17 §1, 1997; Ord 95-16 §3, 1995; Ord. 88-2 §1, 1988; Ord. 84-16 §3, 1984; Ord. B-158 §2(part), 1974).

3.16.090 Storage of liquefied petroleum gases restricted. The limits referred to in Section 6104.2 of the International



Fire Code, in which storage of liquefied petroleum gas LPG is restricted, are hereby established as follows:

All zones except I-1, I-2, and C-3 as designated on the official zoning map of the City of Pullman. LPG storage tanks in the C-3 and I-1 zones as designated on the official zoning map of the City of Pullman shall not exceed 500 gallons (water capacity) and the total aggregate capacity of all tanks located on a single property shall not exceed 500 gallons (water capacity).

Exception:

In particular installations, this capacity limit shall be determined by the fire code official after consideration of special features such as topographical conditions, nature of occupancy and proximity to buildings, capacity of proposed LP-gas containers, degree of fire protection to be provided and capabilities of the local fire department.

provided, in any other zones a cylinder size not to exceed 125 gallons (473.2 liters) aggregate water capacity used for heating or food preparation is also authorized.

(Ord. 17-12 §2, 2017; Ord. 04-15 §7, 2004, Ord. 99-20 §1, 1999; Ord. 97-17 §2, 1997; Ord. 95-16 §4, 1995; Ord. 88-2 §2, 1988; Ord. 84-16 §4, 1984).

3.16.120 Storage of flammable cryogenic fluids - restricted. The limits referred to in Section 5806.2 on the International Fire Code, in which storage of flammable cryogenic fluids is restricted, are hereby established as follows:

"All zones except I-1, I-2 and C-3 as designated on the official zoning map of the city of Pullman and shall comply with National Fire Protection Association Standard 50B and shall comply with IFC Chapter 50 Hazardous Materials, IFC Chapter 55 and IFC Section 5806."

(Ord. 17-12 §3, 2017; Ord. 04-15 §17, 2004)

3.16.130 Open Burning Prohibited. Open burning in the City of Pullman is prohibited at all times. Open Burning shall be defined as "outdoor burning", "other outdoor burning" and "residential burning" as defined in WAC 173-425-030 or as amended, provided, "recreation fires" as defined in WAC 173-425-030 are permitted in the city of Pullman subject to compliance with WAC 51-54A-0307. (Ord. 18-4 §2, 2018; Ord. 99-20 §2, 1999)

3.16.160 Operational and Construction Permit fees to be set by resolution of the City Council. Whenever a permit is required pursuant to the provisions of the International Fire Code, or this code, the city shall charge a fee for the inspection and administrative costs of issuing such permit, which fee shall be set by resolution of the City Council. (Ord. 04-15 §8, 2004, Ord. 82-45 §9, 1982).

3.16.165 Establishment and duties of bureau of fire prevention. The International Fire Code shall be enforced by the bureau of fire prevention in the fire department of the city which is hereby established and which shall be operated under the supervision of the chief of the fire department.

- (1) The chief of the fire department may designate any individual to be in charge of the bureau of fire prevention in the fire department.
- (2) The chief of the fire department may detail such members of the fire department as inspectors as shall from time to time be necessary. The chief of the fire department may recommend to the City Council the employment of technical inspectors, who, when such authorization is made, shall be selected through an examination to determine their fitness for the position. The examination shall be open to members and nonmembers of the fire department, and appointments made after examination shall be for an indefinite term with removal only for cause. (Ord. 04-15 §9, 2004, Ord. 84-16 §7, 1984).

3.16.180 Penalty for violations.

- (1) Any person who violates any of the provisions of this Chapter or the International Fire Code as adopted, or fails to comply therewith, or who violates or fails to comply with any order made thereunder, or who builds or makes a structure or installation in violation of any detailed statement of specifications or plans submitted and approved by the building inspector or fire chief, is guilty of a civil infraction, the class for which is established by resolution of the City Council.
- (2) The imposition of one penalty for any violation shall not excuse the violation or permit it to continue; and all such persons shall be required to correct or remedy such violations or defects within a reasonable time; and when not otherwise specified, each day that prohibited conditions are maintained shall constitute a separate offense.
- (3) The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions. (Ord. 04-15 §10, 2004, Ord. 90-18 §1, 1990; Ord. 86-21 §5, 1986; Ord. 84-16 §10, 1984; Ord. B-158 §2(part), 1974).

3.16.190 Severability. The provisions of this Chapter are declared to be severable. If any section, subsection, sentence, clause, or phrase of this Chapter or its application to any person or circumstance is for any reason held to be invalid or unconstitutional, the remainder of this Chapter shall not as a result of said section, subsection, sentence, clause, or phrase be held unconstitutional or invalid. (Ord. 86-21 §6, 1986).

Chapter 3.24  
Fire Alarm Code

Sections:

- 3.24.010 Fire alarm code.
- 3.24.020 Fire alarm systems.

3.24.010 National fire alarm code. The city of Pullman adopts the following prescribed regulations to be known as the "National Fire Alarm Code," governing the minimum requirements for the application, location, testing, maintenance, spacing, and general installation of all components and devices associated with a fire alarm system within the city of Pullman. (Ord. 98-26 §2, 1998; Ord. B-158 §2(part), 1974).

3.24.020 Fire alarm systems. The National Fire Protection Association Standard #72, most current edition, is adopted by reference. All fire alarm systems required by the International Fire Code shall be installed in accordance with the International Fire Code, NFPA #72 and all other applicable standards and ordinances of the city of Pullman. (Ord. 17-12 §5, 2017, Ord. 04-15 §16, 2004, Ord. 98-26 §3, 1998; Ord. B-158 §2(part), 1974).

Chapter 3.26  
Automatic Fire Sprinkler Systems

Sections:

3.26.010 Automatic fire sprinkler code.

3.26.020 Automatic fire sprinkler systems.

3.26.010 Automatic fire sprinkler code. The city of Pullman adopts the following prescribed regulations to be known as the "Automatic Fire Sprinkler Code," governing the minimum requirements for the application, location, testing, maintenance, spacing and general installation of all components associated with the different types of automatic fire sprinkler systems within the city of Pullman.

3.26.020 Automatic fire sprinkler systems. The National Fire Protection Association Standard #13, "Standard for the Installation of Sprinkler Systems" most current edition, is adopted by reference. All automatic fire sprinkler systems required by the International Fire Code shall be installed in accordance with the IFC, NFPA #13, #13R, #13D and all other applicable standards and ordinances of the city of Pullman.

(Ord. 17-12 §7, 2017; Ord. 04-15 §19, 2004)

Chapter 3.28  
Referendum Procedure

Sections:

3.28.010 Referendum Procedure.

3.28.010 Referendum Procedure. Ordinance shall be subject to a referendum as provided pursuant to R.C.W. 84.52.069. Any referendum petition to repeal this ordinance or alter the rate of the tax authorized by this ordinance shall be filed with the City Finance Director or in his or her absence with a Deputy City Clerk. Within ten days, the filing officer shall confer with the petitioner concerning form and style of the petition, issue the petition an identification number, and write a ballot title for the measure that shall be included on the petition. The ballot title shall be posed as a question so that an affirmative answer to the question and an affirmative vote on the measure will result in the tax or tax rate being reduced or repealed. The petitioner shall have thirty days from the date the petition is certified in which to secure the signatures of not less than fifteen percent of the registered voters of the City, as of the last general election in the City, and to file the signed petitions with the City Finance Director or in his absence with a Deputy City Clerk. Each petition form shall contain a ballot title and the full text of the measure to be referred. The City Finance Director or designated representative shall verify the sufficiency of the signatures on the petitions. If sufficient valid signatures are properly submitted, the City Finance Director shall cause the referendum measure to be submitted to the City voters at the next election if one is held within one hundred eight days from the date of filing of the referendum petition, or at a special election to be called for that purpose in accordance with R.C.W. 29.13.020. (Ord. 00-16 §10, 2000).