



21-94

Introduce: 8-9-2021

ORDINANCE NO. 21116

1 AN ORDINANCE amending Lincoln Municipal Code Chapter 19.03, Fire Code,
2 to adopt the provisions of the 2018 edition of the International Fire Code.

3 BE IT ORDAINED by the City Council of the City of Lincoln, Nebraska:

4 Section 1. That Section 19.03.010 of the Lincoln Municipal Code be amended to
5 read as follows:

6 **19.03.010 Code Adopted.**

7 For the purpose of prescribing regulations, governing conditions hazardous to life and
8 property from fire and explosion, there is hereby adopted the "International Fire Code (IFC),"
9 2018~~2~~ Edition, and all appendices, save and except such portions as are hereinafter deleted,
10 modified, or amended.

11 Section 2. That Chapter 19.03 of the Lincoln Municipal Code be amended by
12 adding a new section numbered 19.03.022 to read as follows:

13 **19.03.022 Section M102.1 Exception Added; (Appendix "M") High-Rise Buildings.**

14 Exception (5) to Section M102.1 of the International Fire Code is added to read as follows:

15 **Exception 5.** Where the fire code official determines that alternative systems, methods of
16 construction, materials, or designs are deemed acceptable, the required automatic sprinkler system
17 shall not be required.

18 Section 3. That Section 19.03.030 of the Lincoln Municipal Code be amended to
19 read as follows:

20 **19.03.030 Section 103.1 Amended; Organization of the Bureau of Fire Prevention.**

21 Section 103.1 of the International Fire Code is amended to read as follows:

1 **103.1 Organization of the ~~b~~Bureau of ~~f~~Fire ~~p~~Prevention.** The ~~b~~Bureau of ~~f~~Fire
2 ~~p~~Prevention (“the Bureau”) is established within the City of Lincoln, ~~d~~Department of ~~b~~Building
3 and ~~s~~Safety under the direction of the fire code official. The ~~b~~Bureau shall consist of such
4 personnel, as ~~may be~~ assigned thereto by the ~~d~~Director of ~~B~~uilding and ~~s~~Safety, who is hereby
5 designated as the fire code official as defined in the International Fire Code, Section 202 of this
6 ~~code~~. The function of the ~~b~~Bureau shall be to assist the fire code official in the administration
7 and enforcement of the fire prevention provisions of this code. The ~~B~~bureau, of fire prevention
8 with the assistance of the City of Lincoln ~~f~~Fire and ~~r~~Rescue ~~d~~Department (LFR), shall provide
9 education and training to schools, hospitals, public and private organizations, and institutions on
10 fire prevention~~precaution~~ practices and evacuation procedures. ~~The bureau of fire prevention shall~~
11 ~~coordinate all these activities.~~

12 Section 4. That Section 19.03.040 of the Lincoln Municipal Code be amended to
13 read as follows:

14 **19.03.040 Sections 103.4.2 Added; Fire Suppression Systems~~103.2, 103.3, 103.4, 103.4.1;~~**
15 **~~Deleted.~~**

16 Sections 103.4.2 of the International Fire Code is added to read as follows:

17 **103.4.2 Fire Suppression Systems.** The fire code official, a member of the board of
18 appeals, an officer or an employee shall not be liable in any manner for any change, alteration, or
19 addition recommended or ordered to any fire suppression system, nor for the approval of any plan
20 or specification, or the designation of any pattern or type of valve, accessories, or appliances to
21 any fire suppression system; nor shall the ordering or recommending of any alteration or addition
22 to any fire suppression system be construed as a guarantee of the sufficiency thereof; nor shall the
23 issuance of any permit be construed as a guarantee of the sufficiency thereof; nor shall the issuance

1 of any permit be construed as a guarantee of the sufficiency of the water supply for any such fire
2 suppression system in any building or upon any premises; nor shall the City of Lincoln or the water
3 system be liable for the failure to provide sufficient pressure or sufficient water supply to any fire
4 suppression system; and every permit issued by the city shall be conditioned upon this section
5 which is hereby made a part of each permit issued for all fire suppression systems.~~103.2, 103.3,~~
6 ~~103.4, and 103.4.1 of the International Fire Code are hereby deleted.~~

7 Section 5. That Section 19.03.050 of the Lincoln Municipal Code be amended to
8 read as follows:

9 **19.03.050 Section 104.10 Amended; Fire Investigations.**

10 Section 104.10 of the International Fire Code is amended to read as follows:

11 **104.10 Fire investigations.** The fire code official ~~bureau of fire prevention~~ shall have the
12 authority to investigate the ~~cause,~~ origin, cause, and circumstances of any fire, explosion or other
13 hazardous condition. Information that could be related to trade secrets of processes shall not be
14 made part of the public record except as directed by a court of law.

15 ~~**104.10.1 Assistance from other agencies.** Whenever requested to do so by the code~~
16 ~~official or an authorized representative, the police department shall assign such available police~~
17 ~~officers as in the police department's discretion may be necessary to assist the code official in~~
18 ~~enforcing the provisions of this code. In addition, the code official may request that the fire and~~
19 ~~rescue department detail to the bureau of fire prevention such members of the fire and rescue~~
20 ~~department as may from time to time be necessary.~~

21 Section 6. That Chapter 19.03 of the Lincoln Municipal Code be amended by
22 adding a new section numbered 19.03.052 to read as follows:

1 **19.03.052 Section 104.10.1 Amended; Assistance from Other Agencies.**

2 Section 104.10.1 of the International Fire Code is amended to read as follows:

3 **104.10.1 Assistance from other agencies.** Whenever requested to do so by the fire code official,
4 or an authorized representative, the Lincoln Police Department (LPD) shall assign such available
5 police officers at the LPD's discretion to assist the fire code official in enforcing the provisions of
6 this code. In addition, the fire code official may request members to be detailed from LFR as
7 necessary.

8 Section 7. That Section 19.03.060 of the Lincoln Municipal Code be amended to
9 read as follows:

10 **19.03.060 Section 104.11 Amended; Authority at Fires and Other Emergencies.**

11 Section 104.11 of the International Fire Code is amended to read as follows:

12 **104.11 Authority at fires and other emergencies.** The fire code official and ~~the fire and~~
13 ~~rescue department~~LFR shall have the power and authority at the scene of a fire or other emergency
14 involving the protection of life or property to direct such operation as ~~may be~~ necessary to
15 extinguish or control any fire, perform any rescue operation, investigate the existence of suspected
16 or reported fires, gas leaks, or other hazardous conditions or situations or of taking any other action
17 necessary in the reasonable performance of ~~their~~ duty. ~~The fire and rescue department~~LFR shall
18 maintain control at the fire scene until ~~the fire~~command has been ~~extinguished and the bureau of~~
19 ~~fire prevention has arrived at the scene~~ relinquished to the fire code official. In the exercise of
20 such power, the fire code official or ~~fire and rescue department~~LFR may prohibit any person,
21 vehicle, vessel or thing from approaching the scene, and is authorized to~~may~~ remove, or cause to
22 be removed or kept away from the scene, any vehicle, vessel, or thing which may impede or
23 interfere with the operations of the fire code official or LFR ~~and rescue department or bureau of~~

1 ~~fire prevention~~ in the extinguishment or investigation of such fire or emergency and, in the
2 judgment of the fire code official or LFR~~fire and rescue department~~, any person not actually and
3 usefully employed in the extinguishment or investigation of such fire or emergency or in the
4 preservation of property in the vicinity thereof.

5 Section 8. That Section 19.03.070 of the Lincoln Municipal Code be amended to
6 read as follows:

7 **19.03.070 Section 104.11.1 Amended; ~~Authority at Fires and Other Emergencies;~~**
8 **Authority to Barricade.**

9 Section 104.11.1 of the International Fire Code is amended to read as follows:

10 **104.11.1 Authority to barricade.** The fire code official or LFR~~the fire and rescue~~
11 ~~department~~ or their authorized representative, who may be in charge at the scene of an emergency,
12 shall have the authority to place ropes, guards, barricades, or other obstructions across any street,
13 alley, place, or private property in the vicinity of such operation so as to prevent accident or
14 interference with the lawful efforts of the fire code official of LFR~~bureau of fire prevention or fire~~
15 ~~and rescue department~~ to manage and control the situation.

16 Section 9. That Section 19.03.080 of the Lincoln Municipal Code be amended to
17 read as follows:

18 **19.03.080 Section 104.11.2 Amended; Obstructing Operations~~Authority at Fires and~~**
19 **~~Other Emergencies; Interference.~~**

20 Section 104.11.2 of the International Fire Code is amended to read as follows:

21 **104.11.2 Obstructing Operations~~Interference.~~** ~~Any p~~Persons shall not who~~-obstructs~~
22 the operations or disobey any lawful command of the fire code official, LFR, or LPD~~and rescue~~
23 ~~department or bureau of fire prevention~~ in connection with investigations, extinguishment or

1 ~~control of any fire, or actions relative to other emergencies, investigating or extinguishing any fire,~~
2 ~~or other emergency, or disobeys any lawful command of the code official or the fire and rescue~~
3 ~~department as may be in charge at such a scene, or any part thereof, or any police officer assisting~~
4 ~~the fire and rescue department or bureau, shall be guilty of a misdemeanor.~~

5 Section 10. That Chapter 19.03 of the Lincoln Municipal Code be amended by
6 adding a new section numbered 19.03.082 to read as follows:

7 **19.03.082 Section 104.12 Added; False Statement.**

8 Section 104.12 of the International Fire Code is added to read as follows:

9 **104.12 False Statement.** It shall be unlawful for any person to make a false statement,
10 known by such person to be false, to any fire code official concerning the subject of an inspection
11 or an investigation.

12 Section 11. That Chapter 19.03 of the Lincoln Municipal Code be amended by
13 adding a new section numbered 19.03.084 to read as follows:

14 **19.03.084 Section 105.1.1.1 Added; Owner's Authorized Agent - Fire Suppression**
15 **Systems.**

16 Section 105.1.1.1 of the International Fire Code is added to read as follows:

17 **105.1.1.1.1 (Overhead) Fire Suppression Systems.** Sprinkler system permits shall only
18 be issued to currently licensed sprinkler system contractors, wet/dry chemical system permits shall
19 only be issued to currently licensed wet/dry chemical system contractors, and gas extinguishing
20 system permits shall only be issued to currently licensed gas extinguishing system contractors. All
21 licensed fire suppression system contractors being issued a permit shall be registered under the
22 provisions of Section 114.3.1 of this code.

1 **105.1.1.1.2 (Underground) Fire Suppression Systems.** Permits for underground piping
2 shall only be issued to either a master plumber or a licensed fire suppression system contractor,
3 registered under the provisions of this code. All licensed fire suppression system contractors being
4 issued a permit shall be registered under the provisions of Section 114.3.1 of this code.

5 **105.1.1.1.3 Work Performed Under a Different License.** No licensed fire suppression
6 system contractor or journeyman shall allow their name to be used by another person, directly or
7 indirectly, either to obtain a permit for the installation, repair, or alteration of any fire suppression
8 system or underground piping as hereinafter required, or perform any fire suppression system
9 work. If any licensed fire suppression system contractor or journeyman violates this provision,
10 the fire code official may recommend revocation of their license issued to such person. In addition
11 to having their license revoked, such fire suppression system contractor or journeyman may be
12 prosecuted under the penalty section of this code.

13 Section 12. That Chapter 19.03 of the Lincoln Municipal Code be amended by
14 adding a new section numbered 19.03.086 to read as follows:

15 **19.03.086 Section 105.1.1.2 Added; Owner's Authorized Agent - Tents and Other**
16 **Membrane Structures.**

17 Section 105.1.1.2 of the International Fire Code is added to read as follows:

18 **105.1.1.2 Owner's Authorized Agent - Tents and Other Membrane Structures.** The
19 company or individual erecting the tent or membrane structure shall be responsible for obtaining
20 the permit.

21 Section 13. That Chapter 19.03 of the Lincoln Municipal Code be amended by
22 adding a new section numbered 19.03.088 to read as follows:

23 **19.03.088 Section 105.4.2.1 Amended; Fire Protection System Shop Drawings.**

1 Section 105.4.2.1 of the International Fire Code is amended to read as follows:

2 **105.4.2.1 Fire Protection System Shop Drawings.** Shop drawings for the fire protection
3 system(s) shall be submitted to indicate compliance with this code and the construction documents
4 and shall be approved prior to the start of installation. Shop drawings shall contain all information
5 as required by the referenced installation standards in Chapter 9 of the International Fire Code.
6 Shop drawings and supporting data shall be submitted in three (3) sets along with the associated
7 permit application in such form and detail as required by the fire code official. Upon the granting
8 of a permit, the Department of Building and Safety shall retain one (1) set of the city approved,
9 stamped shop drawings and supporting data and the applicant shall keep the remaining two (2) sets
10 of city approved, stamped shop drawings and supporting data; where one (1) set will be required
11 to be located at the site in which the work is being performed.

12 **Exception 1.** Shop drawings and supporting data shall not be required when
13 modifications are made to an existing fire sprinkler system that involve adding or
14 relocating twenty (20) or less sprinkler heads. This exception does not alleviate the
15 requirement for a permit application submission, including a permit fee as indicated in
16 Section 106.2 of this code, and an inspection conducted by the fire code official.

17 **Exception 2.** Shop drawings shall not be required for repairs that are made to existing
18 underground piping. This exception does not alleviate the requirement for a permit
19 application submission, including a permit fee as indicated in Section 106.2 of this code,
20 and an inspection conducted by the fire code official.

21 **Exception 3.** Shop drawings shall not be required for new or the replacement of a
22 backflow preventor device. This exception does not alleviate the requirement for a

1 permit application submission, including a permit fee as indicated in Section 106.2 of
2 this code, and an inspection conducted by the fire code official.

3 **Exception 4.** Shop drawings and supporting data shall not be required when
4 modifications are made to an existing fire alarm system that involve twenty (20) or less
5 device replacements. Relocating existing devices and/or adding new devices are not
6 covered under the scope of this exception. This exception does not alleviate the
7 requirement for a permit application submission, including a permit fee as indicated in
8 Section 106.2 of this code, and an inspection conducted by the fire code official.

9 Section 14. That Section 19.03.090 of the Lincoln Municipal Code be amended to
10 read as follows:

11 **19.03.090 Section 105.4.7 Added; New Construction and Alterations.**

12 Section 105.4.7 ~~is added to~~ of the International Fire Code is added to read as follows:

13 **105.4.7 New construction and alterations.** When construction documents and
14 supporting data, plans and specifications required to be submitted by Section ~~101-106.1~~ of the
15 International Building Code (IBC), 2018 Edition, ~~are~~ for construction or work for which the
16 ~~bBureau of fire prevention~~ approval is required, a separate ~~and additional bureau of fire prevention~~
17 plan review ~~and inspection fee~~ shall be paid to the ~~bBureau of fire prevention~~. The plan review
18 fee will include the plan review conducted by the Bureau as well as the initial inspection completed
19 by the fire code official. Any additional inspections, beyond the initial inspection, will be subject
20 to additional fees set forth by Section 106.2 of this code. ~~One-third of the fee shall be paid at the~~
21 ~~time of submitting said plans and specifications for review and shall not be refunded after any plan~~
22 ~~review has been completed by the bureau of fire prevention, even if the application is withdrawn.~~
23 ~~The remainder of the fee shall be paid upon issuance of the building permit. Said plan review and~~

~~inspection fee shall be one dollar and forty cents (\$1.40) per \$1,000 of total value of the proposed improvement; provided that the minimum fee for such plan review shall be forty dollars (\$40.00). Construction or work for which bureau of fire prevention approval is required shall be subject to inspection by the code official and such construction or work shall remain accessible and exposed for inspection purposes until approved by the code official.~~

Section 15. That Chapter 19.03 of the Lincoln Municipal Code be amended by adding a new section numbered 19.03.092 to read as follows:

19.03.092 Section 105.4.8 Added; Schedule of Plan Review Fees.

Section 105.4.8 of the International Fire Code is added to read as follows:

105.4.8 Schedule of Plan Review Fees. The following shall be the plan review fees charged as required by Section 105.4.7 of this code. Such fees shall be paid to the Department of Building and Safety. No plan review fee shall be refunded after any plan review has been completed by the Bureau, regardless if said application is withdrawn.

<u>1.</u>	<u>Plan Review Fee</u>	
	- <u>Total value of the proposed improvement</u>	<u>\$1.50 per \$1,000</u>
	- <u>Minimum</u>	<u>\$50.00</u>
<u>2.</u>	<u>Submitting Payment</u>	
	- <u>To be paid at the time of the permit / plan submission.</u>	<u>1/3 of the overall plan review fee.</u>
	- <u>Upon issuance of the building permit.</u>	<u>Remaining 2/3 of the plan review fee.</u>

Section 16. That Chapter 19.03 of the Lincoln Municipal Code be amended by adding a new section numbered 19.03.094 to read as follows:

19.03.094 Sections 105.6.1 through 105.6.50 Deleted; Required Operational Permits.

Sections 105.6.1 through 105.6.50 of the International Fire Code are hereby deleted.

Section 17. That Section 19.03.100 of the Lincoln Municipal Code be amended to read as follows:

19.03.100 Section 105.6.51 ~~Added~~Amended; Required Operational Permits and Permit Fees.

Section 105.6.51 of the International Fire Code is ~~added~~amended to read as follows:

105.6.51 Required Operational Permits and permit fees.

~~105.6.1 Permit required.~~The fire code official is authorized to issue operational permits for ~~A permit shall be obtained from the bureau of fire prevention prior to engaging in~~ the following activities, operations, practices, or functions ~~and on items (2), (4), (5), (7), (9), (10), (12), (13), (16), (17), (18), (19), and (21) the premises shall be inspected annually and a permit must be obtained each year to continue the activities, operations, practices, or functions:~~

Items indicated with an (*) shall be inspected annually and an operational permit must be obtained each year to continue the activities, operations, practices, or functions.

<u>1.</u>	<u>Carnivals, Fairs, Festivals</u>
<u>2.</u>	<u>* Explosives and Blasting Agents, (IFC Chapter 56)</u>
<u>3.</u>	<u>Firework Displays (IFC Chapter 56 and Lincoln Municipal Code (LMC) Chapter 9.44)</u>
<u>4.</u>	<u>Firework Stands.(IFC Chapter 56.and LMC Chapter 9.44)</u>
<u>5.</u>	<u>Flammable Combustible Liquids and Tanks (IFC Chapters 23 and 57)</u>
<u>6.</u>	<u>* Hazardous Materials in Excess of Permit Amounts Listed in the IFC, Table 105.6.20.</u>
<u>7.</u>	<u>Storage and Use Liquefied Petroleum Gas (IFC Chapter 61)</u>
<u>8.</u>	<u>* Assembly (POA) (IFC Chapter 202)</u>
<u>9.</u>	<u>Pyrotechnic / Special Effect Material (IFC Chapter 56)</u>
<u>10.</u>	<u>* Spraying or Dipping Operations Utilizing Flammable or Combustible Finishes (IFC Chapter 24)</u>
<u>11.</u>	<u>* Storage of Scrap Tires and Tire Byproducts that Exceed 2,500 Cubic Feet (IFC Chapter 34)</u>

<u>12.</u>	<u>Temporary Membrane Structure, Tent or Canopy (IFC Chapter 31)</u>
<u>12a.</u>	<u>Temporary Membrane Structure, Tents or Canopies with Assemblies with a Capacity of 50 or More Persons</u>
<u>13.</u>	<u>* Mobile Food Preparation Vehicles (IFC Section 319)</u>
<u>14.</u>	<u>* Hotels and Motels</u>
<u>15.</u>	<u>* Fraternities and Sororities</u>
<u>16.</u>	<u>Institutional Group I-4 (IFC Chapter 202)</u> <u>- Child Daycare and Adult Daycare Facilities</u>
<u>17.</u>	<u>* Schools (LMC Section 27.02.200)</u>
<u>18.</u>	<u>* Health Care Facilities (LMC Section 27.02.090)</u> <u>- Residential and Non-Residential</u>
<u>19.</u>	<u>Liquor Establishments</u>
<u>20.</u>	<u>* Mobile Home Court (LMC Section 21.56.010)</u>
<u>21.</u>	<u>* High Rise Buildings (IFC Section 202)</u>
<u>22.</u>	<u>* Institutional Group I-3 (IFC Chapter 202)</u> <u>- Including, but not limited to, Correctional Centers, Detention Centers, Prerelease Centers, Jails, Prisons, and Reformatories.</u>

~~1. Carnivals, fairs, festivals.~~

~~2. Explosives and blasting agents, see Chapter 33.~~

~~3. Fireworks, see Chapter 33 and L.M.C. Chapter 9.44.~~

~~4. Flammable combustible liquids and tanks, see Chapters 22 and 34.~~

~~5. Hazardous materials in excess of exempt amounts listed in Table 105.6.20.~~

~~6. Storage and use liquefied petroleum gas, see Chapter 38.~~

~~7. Places of assembly.~~

~~8. Pyrotechnic special effect material, see Chapter 33.~~

~~9. Spraying or dipping operations utilizing flammable or combustible finishes, see Chapter 15.~~

~~10. Storage of scrap tires and tire byproducts that exceed 2,500 cubic feet, see Chapter 25.~~

~~11. Temporary membrane structure, tent or canopy, see Chapter 24.~~

~~11a. Temporary membrane structure, tents or canopies with assemblies with a capacity of
50 or more persons.~~

~~12. Hotels and motels.~~

~~13. Fraternities and sororities.~~

~~14. Installation of fire alarm systems.~~

~~15. Child care facilities.~~

~~16. Schools as defined in Section 27.02.200.~~

~~17. Hospitals as defined in Section 27.02.090.~~

~~18. Nursing Care Facilities as defined in Section 27.02.150~~

~~19. Health Care Facilities (residential and non-residential) as defined in Section
27.02.090.~~

~~20. Liquor Establishments.~~

~~21. Mobile Home Court as defined in Section 21.56.010.~~

~~**105.6.2 Permit fees.** The following shall be the permit fees charged for the permits required
in this section:~~

~~(1) Carnivals, fairs, festivals.....\$125.00~~

~~(2) Explosives and blasting agents.....\$150.00~~

~~(3) Fireworks display.....\$175.00~~

~~Fireworks stand.....\$150.00/~~

~~.....\$50.00 Late Fee after 6/10~~

~~(4) Flammable combustible liquid tank installation.....\$ 85.00 per tank~~

~~Tank closures.....\$ 85.00 per tank~~

1	Replace product line	\$50.00 per line
2	(5) Hazardous materials	
3	Less than exempt amount.....	\$100.00
4	More than exempt amount	\$175.00
5	(6) Storage and use of liquefied petroleum gases	\$ 80.00
6	(7) Places of assembly	
7	50 to 299 (annually).....	\$100.00
8	300 to 999 (annually).....	\$125.00
9	1000 or more (annually).....	\$150.00
10	(8) Pyrotechnics and special effects material	\$110.00
11	(9) Spraying or dipping.....	\$ 85.00
12	(10) Storage of scrap tires and tire byproducts.....	\$ 75.00
13	(11) Temporary membrane structures, tents, canopies.....	\$110.00
14	(11a) Temporary membrane structures, tents,	
15	canopies used as assembly	
16	1 to 30 days erected.....	\$110.00
17	31 to 60 days erected.....	\$160.00
18	61 to 90 days erected.....	\$210.00
19	Applications must be submitted at least five	
20	days before a temporary membrane is erected or	
21	a \$50.00 late fee shall be charged.	
22	(12) Hotels and motels	

1	0 to 40 rooms	\$ 85.00
2	41 to 120 rooms	\$110.00
3	121 to 200 rooms	\$150.00
4	201 or more rooms	\$175.00
5	(13) Fraternities and Sororities	
6	0 to 40 rooms	\$ 85.00
7	Over 40 rooms	\$110.00
8	(14) Fire alarm systems	
9	1 to 30 devices	\$ 85.00
10	31 to 60 devices	\$115.00
11	61 to 90 devices	\$145.00
12	91 or more devices	\$175.00
13	(15) Child care facilities	
14	1 to 8 children	\$ 60.00
15	9 to 12 children	\$ 70.00
16	13 or more children	\$ 80.00
17	(16) Schools	\$100.00
18	(17) Hospitals	
19	1 to 50 beds	\$125.00
20	51 to 100 beds	\$150.00
21	Over 100 beds	\$175.00
22	Reinspection (up to one hour)	\$75.00

~~(18) Nursing Care Facilities~~

1 to 50 beds	\$125.00
51 to 100 beds	\$150.00
Over 100 beds	\$175.00
Reinspection (up to one hour)	\$ 75.00

~~(19) Health Care Facilities~~

0 beds	\$100.00
1 to 50 beds	\$ 75.00
51 to 100 beds	\$150.00
Over 100 beds	\$175.00
Reinspection (up to one hour)	\$75.00

~~(20) Liquor Establishments~~

Non-consumption establishment	\$100.00
Consumption establishment	\$125.00
Reinspection	\$100.00

~~(21) Mobile Home Court~~

1 to 25 mobile homes	\$100.00
26 to 50 mobile homes	\$125.00
Over 50 mobile homes	\$150.00
Reinspection (up to one hour)	\$75.00

~~Where work for which a permit is required by this code is started or
proceeded with prior to obtaining said permit, the fees herein specified
shall be doubled; but the payment of such double fees shall not relieve~~

any person or persons from fully complying with the requirements of
this code in the execution of the work or any other penalties prescribed
herein.

(22) — Reinspection fee/late fee (wrong address, equipment
that does not pass inspection, incomplete work,
equipment inaccessibility, etc.) 1/2 Permit Fee
Minimum \$40.00

(23) — Late fee assessed if payment is not received
within 60 days of due date \$75.00

(24) — Fee for issuing a duplicate operational or
annual permit \$25.00

(25) — Reinspections not listed and other inspections shall be at actual cost,
calculated on an hourly rate.

~~105.6.3 Expiration. Every permit issued by the bureau of fire prevention shall under these provisions expire by limitation and become null and void if the work authorized by such permit is not commenced within 120 days from the date of such permit, or if the work authorized by such permit is suspended or abandoned at any time after the work has commenced for a period of 180 days. Before such work can be recommenced, a new permit shall be first obtained and the fee thereof shall be one-half the amount required for a new permit for such work; provided that such suspension or abandonment has not exceeded one year. There shall be no credits or refunds given on permits which have expired. Permit holders returning the unused permit prior to the expiration date of the permit shall be limited to a maximum refund amounting to two-thirds of the original fee if the original fee was \$75.00 or more. For permits where the original fee was less than \$75.00,~~

1 a \$25.00 processing fee will be levied and the remaining fee amount will be refunded to the permit
2 holder.

3 ~~Sections 105.6.4 through 105.6.46 are deleted.~~

4 Section 18. That Chapter 19.03 of the Lincoln Municipal Code be amended by
5 adding a new section numbered 19.03.102 to read as follows:

6 **19.03.102 Table 105.6.20 Added; Permit Amounts for Hazardous Materials.**

7 Table 105.6.20 of the International Fire Code is added to the provisions of this code.

8 Section 19. That Chapter 19.03 of the Lincoln Municipal Code be amended by
9 adding a new section numbered 19.03.104 to read as follows:

10 **19.03.104 Section 105.8 Added; Certificate of Insurance.**

11 Section 105.8 of the International Fire Code is added to read as follows:

12 **105.8 Certificate of Insurance.** Before any licensed fire suppression system contractor
13 shall be issued, under the provisions of this code, such contractor shall be required to:

- 14 (a) At all times, maintain public liability insurance coverage for all claims arising out of all
15 work in the City of Lincoln and within three (3) miles of the corporate limits thereof done
16 by or under the supervision of the licensed fire suppression system contractor under the
17 provisions of this code. Such insurance shall be in the form of a commercial or
18 comprehensive general liability policy, or an acceptable substitute policy form as permitted
19 by the City Attorney, with a minimum combined single limit of \$500,000.00 aggregate for
20 any one occurrence on any job for which a permit is required under this code, provided the
21 City of Lincoln shall be named an additional insured thereunder. The coverages required
22 herein shall be subject to review and approval by the City Attorney for conformance with
23 the provisions of this section.

1 (b) At all times, keep on file with the Department of Building and Safety a current certificate
2 of insurance signed by a qualified agent of an insurance company licensed to do business
3 in the State of Nebraska and approved by the City Attorney for conformance with the
4 provisions of this section evidencing the existence of valid and effective policies of
5 insurance naming the city as an additional insured for the coverage required by subsection
6 (a) of this section, the limits of each policy, the policy number, the name of the insurer, the
7 effective date and expiration date of each policy, the deductibles or self-insurance retainers
8 of each policy, and a copy of an endorsement placed on each policy requiring thirty (30)
9 days' notice by mail to the Department of Building and Safety before the insurer may
10 cancel the policy for any reason, and upon request of the Department of Building and
11 Safety or the City Attorney, a copy of any endorsements placed on such policies or the
12 declarations page of such policies.

13 Expiration or cancellation of any insurance coverage required by this section shall
14 constitute an automatic and immediate termination of the fire suppression system
15 contractor's privilege to be issued permits under the provisions of this code, unless other
16 insurance meeting the requirements of this section is provided and in full force and effect
17 at the time of such expiration or cancellation.

18 Section 20. That Chapter 19.03 of the Lincoln Municipal Code be amended by
19 adding a new section numbered 19.03.106 to read as follows:

20 **19.03.106 Section 105.9 Added; Payment Bond.**

21 Section 105.9 of the International Fire Code is added to read as follows:

22 **105.9 Payment Bond.** Before any master plumber or licensed fire suppression system
23 contractor may be issued a permit to make excavations in the public ways of the city, such master

1 plumber or licensed fire suppression system contractor shall deposit with the Department of
2 Building and Safety a \$5,000.00 payment bond. Said bond shall provide that the master plumber
3 or fire suppression system contractor shall pay to the City of Lincoln the cost of refilling such
4 excavation and replacing the surface thereof.

5 Section 21. That Chapter 19.03 of the Lincoln Municipal Code be amended by
6 adding a new section numbered 19.03.108 to read as follows:

7 **19.03.108 Section 106.2 Amended; Schedule of Permit Fees.**

8 Section 106.2 of the International Fire Code is amended to read as follows:

9 **106.2 Schedule of Permit Fees.** The following shall be the permit fees charged for the
10 permits required by the International Fire Code Sections 105.6 and 105.7, and this code.

1.	<u>Carnivals, Fairs, Festivals</u>	<u>\$140.00</u>
2.	<u>Explosives and Blasting Agents (IFC Chapter 56)</u>	<u>\$165.00 annually</u>
3.	<u>Fireworks Display (IFC Chapter 56 and LMC Chapter 9.44)</u>	<u>\$200.00</u>
4.	<u>Firework Stand (IFC Chapter 56 and LMC Chapter 9.44)</u>	<u>\$165.00</u>
	<u>- Firework Stand LATE FEE (after 6/10)</u>	<u>\$50.00 late fee</u>
5.	<u>Flammable Combustible Liquids Tank Installation (IFC Chapters 23 and 57)</u>	<u>\$100.00 per tank</u>
	<u>- Tank Closures</u>	<u>\$100.00 per tank</u>
	<u>- Replacement Product Line</u>	<u>\$50.00 per line</u>
6.	<u>Hazardous Materials (IFC Table 105.6.20)</u>	
	<u>- LESS than exempt amount</u>	<u>\$115.00 annually</u>
	<u>- MORE than exempt amount</u>	<u>\$200.00 annually</u>
7.	<u>Storage and Use Liquefied Petroleum Gas (IFC Chapter 61)</u>	<u>\$95.00</u>
8.	<u>Assembly (POA) (IFC Chapter 202)</u>	
	<u>- 50 to 299 occupants</u>	<u>\$115.00 annually</u>
	<u>- 300 to 999 occupants</u>	<u>\$140.00 annually</u>
	<u>- 1000 or more occupants</u>	<u>\$165.00 annually</u>

9.	<u>Pyrotechnic / Special Effect Material (IFC Chapter 56)</u>	<u>\$125.00</u>
10.	<u>Spraying or Dipping Operations Utilizing Flammable or Combustible Finishes (IFC Chapter 24)</u>	<u>\$100.00 annually</u>
11.	<u>Storage of Scrap Tires and Tire Byproducts that Exceed 2,500 Cubic Feet (IFC Chapter 34)</u>	<u>\$100.00 annually</u>
12.	<u>Temporary Membrane Structure, Tent or Canopies (IFC 105.7.25)</u>	<u>\$125.00</u>
12a.	<u>Temporary Membrane Structure, Tents or Canopies used as Assembly (see IFC 105.7.25)</u>	
	<u>- 1 to 30 days erected</u>	<u>\$125.00</u>
	<u>- 31 to 60 days erected</u>	<u>\$175.00</u>
	<u>- 61 to 180 days erected</u>	<u>\$225.00</u>
	<u>Applications for a temporary membrane structure, tent, or canopy must be submitted at least five (5) days BEFORE it is erected, or a LATE FEE will be charged.</u>	<u>\$50.00 late fee</u>
13.	<u>Mobile Food Preparation Vehicles (IFC Section 319)</u>	<u>\$80.00 annually</u>
14.	<u>Hotels and Motels</u>	
	<u>- 1 to 40 rooms</u>	<u>\$100.00 annually</u>
	<u>- 41 to 120 rooms</u>	<u>\$125.00 annually</u>
	<u>- 121 to 200 rooms</u>	<u>\$165.00 annually</u>
	<u>- 201 or more rooms</u>	<u>\$190.00 annually</u>
15.	<u>Fraternities and Sororities</u>	
	<u>- 1 to 40 rooms</u>	<u>\$100.00 annually</u>
	<u>- 41 or more rooms</u>	<u>\$125.00 annually</u>
16.	<u>Institutional Group I-4 (Child and Adult Daycare Facilities) (IFC Chapter 202)</u>	
	<u>- 1 to 8 persons</u>	<u>\$60.00</u>
	<u>- 9 to 12 persons</u>	<u>\$70.00</u>
	<u>- 13 or more persons</u>	<u>\$80.00</u>
17.	<u>Schools (LMC Section 27.02.200)</u>	<u>\$150.00 annually</u>
18.	<u>Health Care Facilities (LMC Section 27.02.090)</u>	
	<u>- Residential and Non-Residential</u>	
	<u>- 0 beds</u>	<u>\$115.00 annually</u>
	<u>- 1 to 50 beds</u>	<u>\$140.00 annually</u>

	- 51 to 100 beds	\$165.00 annually
	- 101 or more beds	\$190.00 annually
19.	<u>Liquor Establishments</u>	
	- Non-consumption establishments	\$115.00
	- Consumption establishments	\$140.00
20.	<u>Mobile Home Court (LMC Section 21.56.010)</u>	
	- 1 to 25 mobile homes	\$115.00 annually
	- 26 to 50 mobile homes	\$140.00 annually
	- 51 or more mobile homes	\$165.00 annually
21.	<u>High Rise Buildings (IFC Chapter 202)</u>	\$125.00 annually
22.	<u>Institutional Group I-3 (IFC Chapter 202)</u>	
	- Including, but not limited to, Correctional Centers, Detention Centers, Prerelease Centers, Jails, Prisons, and Reformatories.	
	- 0 beds	\$115.00 annually
	- 1 to 50 beds	\$140.00 annually
	- 51 to 100 beds	\$165.00 annually
	- 101 or more beds	\$190.00 annually
23.	<u>Certification of Compliance (COC) (LMC Section 5.38.065)</u>	\$65.00
24.	<u>Fire Alarm Systems</u>	
	- 1 to 30 devices	\$100.00
	- 31 to 60 devices	\$130.00
	- 61 to 90 devices	\$160.00
	- 91 or more devices	\$190.00
25.	<u>Fire Suppression System - Fire Sprinkler Systems</u>	
	- Relocate, Repair, Replace Sprinklers (1-20 heads) (anything over 20 heads automatically defaults to the sq. ft. coverage)	\$75.00
	- Up to 5,000 sq. ft. in coverage	\$75.00
	- Each additional 5,000 sq. ft. or fraction thereof up to 50,000 sq. ft.	\$50.00
	- Each additional 5,000 sq. ft. or fraction thereof over 50,000 sq. ft.	\$15.00
26.	<u>Fire Suppression System - Underground Piping</u>	\$75.00

27.	<u>Fire Suppression System - Standpipe Systems</u>	<u>\$35.00</u>
28.	<u>Fire Suppression System - Wet/Dry Chemical Systems and Gas Extinguishing Systems</u>	<u>\$80.00</u>
29.	<u>Fire Suppression System – New or Replacement Backflow Preventer Device</u>	<u>\$35.00</u>
30.	<u>Reinspection Fee</u> - <u>Examples include, but are not limited to, wrong address, equipment that does not pass inspection, incomplete work, inaccessible equipment, suppression systems, fire alarms, and any violations that are required to be corrected after the initial inspection.</u>	<u>½ Permit Fee</u> <u>\$40.00 Min.</u>
31.	<u>Late Fee – Operational Permits (IFC 105.6.51)</u> - <u>If the operational permit fee is not paid prior to January 1st, a late fee will be assessed for the renewal year.</u>	<u>\$75.00</u>
32.	<u>Refunds - Construction Permits (IFC 105.1.2(2))</u> - <u>Permit holders returning the unused construction permit prior to the expiration date of the permit (IFC 105.3.1), shall be limited to a maximum refund amounting to two-thirds of the original fee if the original fee was \$75.00 or more.</u> - <u>For construction permits, where the original fee was less than \$75.00, a \$25.00 processing fee will be levied and the remaining fee amount will be refunded to the permit holder.</u>	

Section 22. That Chapter 19.03 of the Lincoln Municipal Code be amended by adding a new section numbered 19.03.109 to read as follows:

19.03.109 Section 106.3 Amended; Work Commencing Before Permit Issuance.

Section 106.3 of the International Fire Code is amended to read as follows:

106.3 Work Commencing Before Permit Issuance. A person, firm, corporation, or partnership who commences any work, activity or operation regulated by this code before obtaining the necessary permits shall be subject to a doubled permit fee, which shall be in addition to the required permit fee. Payment of such doubled fees shall not relieve any person, firm, corporation, or partnership from fully complying with the requirements of this code in the execution of the work or any other penalties prescribed herein.

Section 23. That Section 19.03.110 of the Lincoln Municipal Code be amended to read as follows:

19.03.110 Section 107.2.1 Amended~~106.5~~ Added; Inspection Requests.

Section 107.2.1~~106.5~~ of the International Fire Code is ~~amended~~ added to read as follows:

107.2.1~~106.5~~ Inspection Requests. If the person doing the work requests that an inspection be conducted on a holiday or weekend, said person shall pay a fee equal to the actual costs to the City for the ~~performance of the~~ inspection conducted by the fire code official~~by the inspector~~.

It shall be the duty of the person doing the work, authorized by a permit, to notify the fire code official that such work is ready for inspection. The fire code official is authorized to require that every request for inspection be filed not less than one (1) working day before such inspection is desired. Such requests may be in writing, ~~or by telephone, through text message, or through the automated process set forth by the Department of Building and Safety at the option of the code official.~~

It shall be the duty of the person requesting any required inspections to provide access to and means for proper inspection of such work.

Section 24. That Section 19.03.120 of the Lincoln Municipal Code be amended to read as follows:

19.03.120 Section 1098 Amended; Board of Appeals.

Section 1098 of the International Fire Code is amended to read as follows:

Section-1098.1 Board of Appeals Created. ~~(a) Board of Appeals Created.~~ In order to hear and decide appeals of orders, decisions, and determinations made by the fire code official relative to the application and interpretation of this code, including but not limited to the suitability

1 of alternate materials and type of construction, there shall be and hereby is created a ~~b~~Board of
2 ~~a~~Appeals, consisting of five (5) members who are qualified by experience and training to pass on
3 pertinent matters. The fire code official shall be an ex officio member and shall act as secretary
4 of the board but shall have no vote on any matter before the board. The ~~b~~Board of ~~a~~Appeals shall
5 be appointed by the ~~m~~Mayor and shall serve staggered terms of three (3) years. The ~~b~~Board of
6 Appeals shall adopt reasonable rules and regulations for conducting its investigation and shall
7 render all decisions and findings in writing to the fire code official with a duplicate copy to the
8 appellant and may recommend to the ~~e~~City ~~e~~Council such new legislation as is consistent
9 therewith.

10 **109.2 (b)——Appeals to Board.** Any person who is aggrieved by any order, decision,
11 or determination of the fire code official relating to the application or interpretation of any
12 provisions of this code or to the suitability of alternate materials or methods of construction, may
13 appeal such decision by filing an appeal, on forms furnished by the fire code official, within thirty
14 (30) days from the date of such decision. The filing of a completed appeals form, along with the
15 payment of the prescribed fee, shall be sufficient for the purpose of commencing an appeal
16 proceeding hereunder.

17 **109.3 (e)——Filing Fees.** The fee for each appeal filed with the fire code official shall
18 be as follows:

- 19 (1) \$250.00 filing fee for review of a decision of the fire code official involving
20 an interpretation of any provisions of this code;
- 21 (2) \$250.00 filing fee for review of a decision of the fire code official relating
22 to the suitability of alternate materials or methods of construction.

1 **109.4 (d)—Hearing Date.** The fire code official shall refer all properly and timely filed
2 appeals to the ~~b~~Board of ~~a~~Appeals for hearing. The secretary of said board shall in each appeal
3 notify the appellant in writing of the date, time, and place of hearing before the board, which date
4 shall be no later than thirty (30) days from the filing of the appeal. Such notice shall be served
5 upon the applicant by personal service or registered mail.

6 **109.5 (e)—Hearing Procedure.** Hearings on appeal need not be conducted according
7 to technical rules relating to evidence and witnesses. Oral evidence shall be taken only on oath or
8 affirmation. Any relevant evidence shall be admitted if it is the type of evidence upon which
9 responsible persons are accustomed to rely in the conduct of serious affairs, regardless of the
10 existence of any common law or statutory rule which may make improper the admission of such
11 evidence over objection in civil actions in courts of competent jurisdiction in this state. Irrelevant
12 and unduly repetitious evidence shall be excluded. The appellant, the fire code official, and any
13 other party to an appeal hereunder shall have these rights, among others:

- 14 (1) To call and examine witnesses on any matter relevant to the issues of the
15 hearing;
16 (2) To introduce documentary and physical evidence;
17 (3) To cross-examine opposing witnesses on any matter relevant to the issues
18 of the hearing; and
19 (4) To rebut the evidence against him or her.

20 **109.6 (f)—Decision of Board.** The ~~b~~Board of ~~a~~Appeals shall, within fifteen (15) days
21 after the hearing, render a written decision which shall state its findings and conclusions.
22 Decisions of the board may be appealed as provided by law.

1 **109.7 (g) — Enforcement.** Enforcement of any decision, notice, or order of the fire
2 code official issued under this code shall be stayed during the pendency of an appeal therefrom
3 which is properly and timely filed, except in cases of emergency, where enforcement of the same
4 is necessary for the protection of life, limb, or property.

5 Section 25. That Chapter 19.03 of the Lincoln Municipal Code be amended by
6 adding a new section numbered 19.03.122 to read as follows:

7 **19.03.122 Section 114 Added; Qualifications, Examination, and Registration of a Fire**
8 **Suppression System Contractor, Journeyman, or Apprentice.**

9 Section 114 of the International Fire Code is added to read as follows:

10 **114.1 Qualifications.** The fire code official shall determine the minimum qualifications
11 for applicants who wish to register as a licensed fire suppression system contractor, a licensed
12 journeyman, or an apprentice; and shall approve the form and content of any examination to be
13 given to the applicants.

14 **114.1.1 Fire Suppression System Contractor.** To be eligible to register as a licensed
15 fire suppression system contractor, the applicant shall first be a licensed fire suppression
16 system journeyman, currently registered through the Department of Building and Safety,
17 for at least one (1) year; or shall be a mechanical engineer graduate from an accredited
18 college or university, have at least two (2) years of practical experience in the planning,
19 layout, supervising and installing of fire suppression equipment, and shall be a registered
20 professional mechanical engineer in the State of Nebraska or (NICET) National Institute
21 for Certification in Engineering Technologies Level 3 or 4.

22 An applicant holding a valid fire suppression system contractor's license, received by
23 another state or municipal governmental agency, shall be entitled to take the equivalent

1 respective fire suppression system contractor examination, established by the City of
2 Lincoln, without submitting any additional qualifications.

3 **114.1.2 Fire Suppression System Journeyman.** To be eligible to register as a licensed
4 fire suppression system journeyman, the applicant shall have at least four (4) years of
5 practical experience, as a registered fire suppression system apprentice, in the design,
6 layout, construction and/or installation of fire suppression systems, materials, and
7 equipment.

8 An applicant, while regularly employed by a person, firm or corporation regularly
9 engaged in the installation of fire suppression systems, shall receive one (1) year practical
10 experience credit for each year of full-time employment. The practical experience
11 credited for part-time fire suppression installations shall be determined by the fire code
12 official.

13 An applicant, graduating from a four (4) year engineering course from an accredited
14 college or university will receive two (2) years of practical experience credit required
15 above.

16 An applicant, completing a course of study approved by the fire code official, in the
17 design, construction and installation of fire suppression systems will receive one (1) year
18 of practical experience credit required above.

19 A professional mechanical engineer registered in the State of Nebraska, will receive three
20 (3) years of practical experience credit required above.

21 Fire suppression education and training received from military service, extension courses,
22 adult education classes, etc., may account for practical experience credit at the discretion
23 of the fire code official.

1 An applicant holding a valid fire suppression system journeyman's license, received by
2 another state or municipal governmental agency, shall be entitled to take the equivalent
3 respective fire suppression system journeyman examination, established by the City of
4 Lincoln, without submitting any additional qualifications.

5 **114.1.3 Fire Suppression System Apprentice. No Requirement.**

6 **114.2 Examination.** Before an applicant can make application to register as a licensed
7 fire suppression system contractor or a licensed fire suppression system journeyman, per section
8 114.3.2 of this code, the applicant shall submit to the respective examination set forth by the City
9 of Lincoln's designated testing agency. Information pertaining to the designated testing agency
10 can be found through the Department of Building and Safety's website at <https://lincoln.ne.gov/>.
11 Applicants shall be held responsible to schedule their own respective examinations through the
12 designated testing agency. Once the respective examination has been passed, the applicant shall
13 submit the proper credentials through the processes set forth by the Department of Building and
14 Safety to become registered per section 114.3 of this code.

15 **114.2.1 Schedule of Examination Fees.** All examinations are subject to an examination
16 fee set forth by the designated testing agency.

17 **114.3 Registration.** No person shall engage in the business of designing, planning,
18 supervising, altering, modifying, repairing, inspecting or testing of a fire suppression system, nor
19 engage in contracting for such work, without first having been registered as a licensed fire
20 suppression system contractor under the provisions of this code.

21 Employees of the fire suppression system contractor may perform work on behalf of the fire
22 suppression system contractor under the following conditions:

1 a. A licensed fire suppression system journeyman shall be permitted to install, alter,
2 repair, inspect, or test a respective fire suppression system on behalf of the licensed
3 fire suppression system contractor.

4 b. A registered fire suppression system apprentice shall be permitted to assist in the
5 installation, alteration, repair, inspection, or testing of a respective fire suppression
6 system, under the direct supervision and in the immediate presence of a licensed fire
7 suppression system journeyman, on behalf of the licensed fire suppression system
8 contractor.

9 Registration under this code does not authorize the installation, repair, or alteration of
10 plumbing or drainage for which a plumber's registration is required under this code.

11 **114.3.1 Registration of Corporations, Firms, Partnerships, or Limited Liability**

12 **Companies (LLC).** Any corporation, firm, partnership, or LLC may be registered
13 hereunder as a fire suppression system contractor in the name of such corporation, firm,
14 partnership, or LLC; provided, that such corporation, firm, partnership, or LLC shall have
15 a licensed fire suppression system contractor who has met the minimum qualifications and
16 submitted to the respective examination given by the fire code official, and is an officer
17 or manager of such corporation, firm, partnership, or LLC who shall, at all times, be in
18 actual charge of and be responsible for the installation or repair of any and all fire
19 suppression system work done by such corporation, firm, partnership, or LLC.

20 If after corporation, firm, partnership, or LLC has been registered, the fire suppression
21 system contractor, as an officer or manager of the corporation, firm, partnership, or LLC,
22 shall withdraw therefrom and cease to be connected therewith, then and in that event the
23 registration of such corporation, firm, partnership, or LLC shall be revoked. A fire

suppression system contractor working for and covered by the insurance of a corporation, firm, partnership, or LLC registered under this section is not required to duplicate such coverage under their own insurance policy.

114.3.2 Application. Before an applicant can be registered as a licensed fire suppression system contractor, a licensed fire suppression system journeyman, or an apprentice, the applicant shall apply for the respective license and/or registration through the processes set forth by the Department of Building and Safety. All applicants shall obtain the required registration information through the Department of Building and Safety's website at <https://lincoln.ne.gov/>.

114.3.3 Schedule of Registration Fees. Before an applicant can be registered as a licensed fire suppression system contractor, a licensed fire suppression system journeyman, or an apprentice, a registration fee, set forth in this code, shall be paid. Such fees shall be paid to the Department of Building and Safety. No registration fee shall be refunded.

<u>1.</u>	<u>Sprinkler System Contractor Registration Fee</u>	<u>\$135.00 annually</u>
<u>2.</u>	<u>Sprinkler System Journeyman Registration Fee</u>	<u>\$40.00 annually</u>
<u>3.</u>	<u>Wet/Dry Chemical System Contractor Registration Fee</u>	<u>\$135.00 annually</u>
<u>4.</u>	<u>Wet/Dry Chemical System Journeyman Registration Fee</u>	<u>\$40.00 annually</u>
<u>5.</u>	<u>Gas Extinguishing System Contractor Registration Fee</u>	<u>\$135.00 annually</u>
<u>6.</u>	<u>Gas Extinguishing System Journeyman Registration Fee</u>	<u>\$40.00 annually</u>
<u>7.</u>	<u>Sprinkler System Apprentice, Wet/dry Chemical System Apprentice, or Gas Extinguishing System Apprentice Registration Fee</u>	<u>\$40.00 annually</u>

114.3.4 Final Review. Once the applicant has met all the minimum qualifications, passed the respective examinations, and registered with the City of Lincoln under the provisions

1 of this code, the fire code official shall have the authority to conduct a final review. Upon
2 the final review by the fire code official, the applicant will receive notification that he or
3 she has passed all criteria set forth by the City of Lincoln to become a licensed fire
4 suppression system contractor, a licensed fire suppression system journeyman, or an
5 apprentice. All necessary documentation will be available online for the applicant to
6 download and print at their own convenience.

7 **114.3.5 Suspension or Revocation of License.** The fire code official shall have the
8 power to suspend or revoke any fire suppression system contractor, journeyman, or
9 apprentice license and/or registration if the same was obtained by error or fraud, or if the
10 holder thereof is shown to be no longer qualified, or if such holder fails, neglects, or
11 refuses to comply with the provisions of this code.

12 **114.3.6 Renewal of License.** Registrations at the time of their expiration, may be
13 renewed upon approval by the fire code official and upon payment of the required annual
14 registration fee as indicated by this code.

15 **114.3.7 Expired or Lapsed License.** All fire suppression system contractor or
16 journeyman licenses shall expire on the thirty-first (31st) day of May.

17 Any person, registered under the provisions of this code as a licensed fire suppression
18 system contractor or journeyman who does not renew their registration for a period of
19 sixty (60) days after the expiration date, shall be required to retake the respective
20 examination as required by this code.

21 Section 26. That Section 19.03.125 of the Lincoln Municipal Code be amended to
22 read as follows:

23 **19.03.125 Section 202 Amended; ~~General~~ Definitions.**

1 Section 202 of the International Fire Code is amended to add the following definitions:

2 **FIRE SUPPRESSION SYSTEMS.** An all-inclusive term to capture the three (3) different types
3 of fire suppression systems. The term fire suppression systems shall be subcategorized under one
4 the following systems:

5 **Sprinkler System.** Including but not limited to, automatic sprinkler systems, automatic
6 manual spray or deluge systems, special fixed piping fire control systems using water, and
7 standpipe systems. For the purpose of this code, standpipe systems shall mean a wet or
8 dry system of piping, valves, outlets and related equipment designed to provide water at
9 specified pressures and installed exclusively for the extinguishment of a fire.

10 **Wet/Dry Chemical System.** Including but not limited to, special fire extinguishing
11 systems using foam or dry chemicals or both for the control or the extinguishment of a
12 fire.

13 **Gas Extinguishing System.** Including but not limited to, special fire extinguishing
14 systems using inert gases for the control or the extinguishment of a fire.

15 **FIRE SUPPRESSION SYSTEM APPRENTICE.** A person, other than a fire suppression
16 system contractor or journeyman, who is engaged in learning and assisting in the installation,
17 alteration, repair, inspection and testing of a fire suppression system as an employee under the
18 direct supervision and in the immediate presence of a fire suppression system contractor or
19 journeyman and who can meet all the required qualifications established by this code.

20 **FIRE SUPPRESSION SYSTEM CONTRACTOR.** Any person who holds themselves out as
21 skilled in designing, planning, and supervising in the installation, alteration, modification, repair,
22 inspection and testing of a fire suppression system and who can meet all the required qualifications
23 established by this code. The fire suppression system contractor shall be engaged in contracting

1 for such work with full responsibility of supervision, whether doing such work themselves or
2 employing fire suppression system journeymen or apprentice for assistance.

3 The term fire suppression system contractor shall be subcategorized under one the following
4 contractors:

5 **Sprinkler System Contractor.** See Fire Suppression Systems; Sprinkler System to
6 determine the scope of work limited a sprinkler system contractor.

7 **Wet/Dry Chemical System Contractor.** See Fire Suppression Systems; Wet/Dry
8 Chemical System to determine the scope of work limited a wet/dry chemical system
9 contractor.

10 **Gas Extinguishing System Contractor.** See Fire Suppression Systems; Gas
11 Extinguishing System to determine the scope of work limited a gas extinguishing system
12 contractor.

13 **FIRE SUPPRESSION SYSTEM JOURNEYMAN.** Any person employed by a fire suppression
14 system contractor, other than a fire suppression system apprentice, who is engaged in the install-
15 ation, alteration, repair, inspection and testing of a fire suppression system, and the supervision
16 thereof, and who can meet all the required qualifications established by this code.

17 The term fire suppression system journeyman shall be subcategorized under one the following
18 contractors:

19 **Sprinkler System Journeyman.** See Fire Suppression Systems; Sprinkler System to
20 determine the scope of work limited a sprinkler system journeyman.

21 **Wet/Dry Chemical System Journeyman.** See Fire Suppression Systems; Wet/Dry
22 Chemical System to determine the scope of work limited a wet/dry chemical system
23 journeyman.

1 Gas Extinguishing System Journeyman. See Fire Suppression Systems; Gas
2 Extinguishing System to determine the scope of work limited a gas extinguishing system
3 journeyman.

4 **JURISDICTION.** Whenever the word jurisdiction is used in the International Fire Code (IFC),
5 it shall be held to mean the jurisdiction of the City of Lincoln, Nebraska.

6 ~~**SKY LANTERNS.** Devices that require a flame which produces heated air trapped in a balloon-~~
7 ~~type covering allowing the device to float in the air. Sky lanterns shall not include hot air balloons~~
8 ~~used for transporting persons.~~

9 Section 27. That Section 19.03.131 of the Lincoln Municipal Code be amended to
10 read as follows:

11 **19.03.131 Section 307.3 Amended6 Added; Extinguishment Authority.**

12 Section 307.36 is added to of the International Fire Code is amended to read as follows:

13 **307.36 Extinguishment Authority.** ~~When~~Where open burning, recreational fires, or
14 outdoor fireplaces creates or adds to a hazardous situation, or a required permit for open burning
15 has not been obtained, the fire code official or the fire department is authorized to order the
16 extinguishment of the fire.

17 Section 28. That Section 19.03.133 of the Lincoln Municipal Code be and the same
18 is hereby repealed:

19 ~~**19.03.133 Section 903.2.7 Exception 4 Deleted; Group M Sprinkler Requirements.**~~

20 ~~Exception 4 to Section 903.2.7 of the International Fire Code is hereby deleted.~~

21 Section 29. That Section 19.03.140 of the Lincoln Municipal Code be amended to
22 read as follows:

1 19.03.140 Section 506.1 Amended; Key Boxes; Where Required ~~Section 903.4.1~~

2 ~~Amended; Monitoring.~~

3 Section 506.1 of the International Fire Code is amended to read as follows:

4 **506.1 Key Boxes; Where Required.** Where access to or within a structure or an area is
5 restricted because of secured openings or where immediate access is necessary for life-safety or
6 fire-fighting purposes, a key box shall be required and installed in an approved location as
7 determined by LFR or the fire code official. The key box shall be an approved type listed in
8 accordance with UL 1037, and shall contain keys to gain necessary access as required by LFR.

9 ~~Section 903.4.1 of the International Fire Code is amended to read as follows:~~

10 ~~**903.4.1 Monitoring.** Alarm, supervisory and trouble signals shall be distinctly different~~
11 ~~and shall be automatically transmitted to an approved central station, remote supervising station~~
12 ~~or propriety supervising station as defined in NFPA 72 or, when approved by the code official,~~
13 ~~shall sound an audible signal at a constantly attended location.~~

14 ~~Exceptions:~~

15 ~~1. Underground key or hub valves in roadway boxes provided by the municipality or~~
16 ~~public utility are not required to be monitored.~~

17 ~~2. Backflow prevention device test valves, located in limited area sprinkler system~~
18 ~~supply piping, shall be located in the open position. In occupancies required to be equipped with~~
19 ~~a fire alarm system, the backflow preventer valves shall be electrically supervised by a tamper~~
20 ~~switch installed in accordance with NFPA 72 and separately annunciated.~~

21 ~~3. Apartment buildings where the number of sprinklers are under 200 need not be~~
22 ~~central station, remote station or proprietary monitored.~~

1 Section 30. That Chapter 19.03 of the Lincoln Municipal Code be amended by
2 adding a new section numbered 19.03.150 to read as follows:

3 **19.03.150 Section 901.2.1 Amended; Statement of Compliance.**

4 Section 901.2.1 of the International Fire Code is amended to read as follows:

5 **901.2.1 Statement of Compliance.** Before requesting final approval of the installation,
6 where required by the fire code official, the installing contractor shall furnish a written statement
7 to the fire code official that the subject fire protection system has been installed in accordance with
8 the city-approved construction documents and has been tested in accordance with the
9 manufacturer's specification, the appropriate installation standards, and with the applicable
10 provisions of Titles 17, 19, and 20 of the Lincoln Municipal Code or any of the rules and
11 regulations promulgated pursuant thereto. Any deviations from the design standards shall be noted
12 and copies of the approvals for such deviation shall be attached to the written statement.

13 Section 31. That Section 19.03.160 of the Lincoln Municipal Code is hereby
14 renumbered to Section 19.03.220 and the existing Section 19.03.160 is hereby amended to read as
15 follows:

16 **19.03.160 Section 901.4.7 Added; Fire Suppression System Extension.**

17 Section 901.4.7 of the International Fire Code is added to read as follows:

18 **901.4.7 Fire Suppression System Extension.** All equipment, appliances, and accessories
19 to each fire suppression system shall be confined within the building or on the premises specified
20 in the application for such system, and no fire suppression system shall be extended into any other
21 building or upon any other premises than those specified in the application, unless special
22 permission is obtained from the fire code official. The fire code official shall grant no permit for
23 the extension of any fire suppression system into any building or upon any premises other than

1 specified in the application, unless construction documents and specifications thereof have been
2 furnished as provided in this code.

3 Section 32. That Chapter 19.03 of the Lincoln Municipal Code be amended by
4 adding a new section numbered 19.03.170 to read as follows:

5 **19.03.170 Section 901.5.2 Added; Fire Suppression System Acceptance Testing.**

6 Section 901.5.2 of the International Fire Code is added to read as follows:

7 **901.5.2 Fire Suppression System Acceptance Testing.** Each fire suppression system
8 shall be tested by the appropriate fire suppression system contractor or journeyman as specified in
9 this code. A Statement of Compliance of each fire suppression system test shall be filed with the
10 Department of Building and Safety.

11 Section 33. That Chapter 19.03 of the Lincoln Municipal Code be amended by
12 adding a new section numbered 19.03.180 to read as follows:

13 **19.03.180 Section 903.3.1.1.3 Added; Post Indicator Valve Location.**

14 Section 903.3.1.1.3 of the International Fire Code is added to read as follows:

15 **903.3.1.1.3 Post Indicator Valve Location.** Where post indicator valves, serving an NFPA 13
16 system, cannot be located not less than 40 feet from the building it serves, it shall be permitted to
17 be located closer where approved by the fire code official.

18 Section 34. That Chapter 19.03 of the Lincoln Municipal Code be amended by
19 adding a new section numbered 19.03.190 to read as follows:

20 **19.03.190 Section 903.3.5.3 Added; Installation of Underground Piping.**

21 Section 903.3.5.3 of the International Fire Code is added to read as follows:

22 **903.3.5.3 Installation of Underground Piping.** The installation of underground piping can be
23 performed by either a master plumber or a licensed fire suppression system contractor, registered

1 under the provisions of this code. The underground piping commences where the line connects to
2 the tapping sleeve and valve on the city's water main and extends to the point where the line
3 connects to the double-check backflow preventer inside the building or premises.

4 Section 35. That Section 19.03.145 of the Lincoln Municipal Code be renumbered
5 to Section 19.03.200 and be amended to read as follows:

6 **19.03.200145 Section 1004.51.1 Exception Deleted; Areas Without Fixed Seating.**

7 The exception to Section 1004.51.1 of the International Fire Code is hereby deleted.

8 Section 36. That Section 19.03.147 of the Lincoln Municipal Code be renumbered
9 to Section 19.03.210 and be amended to read as follows:

10 **19.03.210147 Section 10164.2.1 Exception Deleted; Exit Access; Multiple Tenants.**

11 The exception to Section 10164.2.1 of the International Fire Code is hereby deleted.

12 Section 37. That Chapter 19.03 of the Lincoln Municipal Code be amended by
13 adding a new section numbered 19.03.212 to read as follows:

14 **19.03.212 Section 3103.6 Amended; Construction Documents.**

15 Section 3103.6 of the International Fire Code is amended to read as follows:

16 **3103.6 Construction Documents.** A detailed site and floor plan for tents or membrane
17 structures shall be provided with each application for approval. The tent or membrane structure
18 floor plan shall indicate details of the means of egress facilities, seating, capacity, arrangement of
19 the seating and location and type of heating and electrical equipment. The construction documents
20 shall include an analysis of structural stability.

21 Section 38. That Section 19.03.220 of the Lincoln Municipal Code be renumbered
22 to Section 19.03.230 and the existing Section 19.03.220 be amended to read as follows:

23 **19.03.220160 Section 563301.1 Amended; Explosives and Fireworks.**

Section ~~5633~~01.1 of the International Fire Code is amended to read as follows:

563301.1 Explosives and Fireworks. The provisions of this chapter and the LMC Chapter 9.44 ~~of the Lincoln Municipal Code~~ shall govern the possession, manufacture, storage, handling, sale and use of explosives, explosive material, fireworks, and small arms ammunition.

Exceptions:

1. The Armed Forces of the United States, Coast Guard or National Guard.
2. Explosives in forms prescribed by the official United States Pharmacopoeia.
3. The possession, storage and use of small arms ammunition when packaged in accordance with DOTn packaging requirements.
4. The possession, storage and use of not more than one pound (0.454 kg) of commercially manufactured sporting black powder, 20 pounds (9 kg) of smokeless powder and 10,000 small arms primers for hand loading of small arms ammunition for personal consumption.
5. The use of explosive materials by federal, state and local regulatory, law enforcement, and fire agencies acting in their official capacities.
6. Special industrial explosive devices which in the aggregate contain less than 50 pounds (23 kg) of explosive materials.
7. The possession, storage, and use of blank industrial-power load cartridges when packaged in accordance with DOTn packaging regulations.
8. Transportation in accordance with DOTn 49 CFR Parts 100-~~185~~**178**.
9. Items ~~pre-empted~~**prepared** by federal regulations.

Section 39. That Section 19.03.220 of the Lincoln Municipal Code be renumbered to Section 19.03.230 and amending Section 19.03.230 as currently existing to read as follows:

19.03.23020 Copies Filed with City Clerk Additional Definitions.

1 Not less than one copy of said "International Fire Code" referred to in Section 19.03.010,
2 together with such amendments thereto as may be made from time to time, shall be filed for use
3 and examination by the public in the office of the City Clerk. Three printed copies of each said
4 publication shall be kept in the office of the Department of Building and Safety for use and
5 examination by the public.

6 ~~—— (a) ——— Whenever the word "jurisdiction" is used in the International Fire Code, it shall be~~
7 ~~held to mean the jurisdiction of the City of Lincoln, Nebraska.~~

8 ~~—— (b) ——— Wherever the term "corporation counsel" is used in the International Fire Code, it~~
9 ~~shall be held to mean the City Attorney for the City of Lincoln or one of his assistants or deputies.~~

10 Section 40. That Section 19.03.225 of the Lincoln Municipal Code be renumbered
11 to Section 19.03.240 and amended to read as follows:

12 **19.03.24025 Fire Code Task Force; Created.**

13 There is hereby created the Fire Code Task Force which shall advise the Mayor of the
14 suitability of alternate equipment, materials and methods of installation and reasonable
15 interpretations of this code; review and recommend changes to this code; and provide such other
16 advisory duties related to this code as may be deemed necessary by the Mayor. Appointments
17 shall be made by the Mayor and shall run for three (3) years each and all terms shall run concurrent
18 with each other. Appointments for vacancies shall run only for the unexpired term. The Mayor
19 may reappoint members as may be deemed appropriate and the Mayor may remove a member at
20 any time. Each member shall serve without pay. Selection of officers, times and places for
21 meetings, and other rules and procedures shall be as directed by the Mayor and set forth in an
22 executive order.

1 Section 41. That Section 19.03.250 of the Lincoln Municipal Code be renumbered
2 to a new section numbered 19.03.280 and the existing Section 19.03.250 is hereby amended to
3 read as follows:

4 **19.03.250 Fire Code Task Force; Members; Selection Process.**

5 The Fire Code Task Force shall consist of the fire code official (chairperson), additional
6 representatives of the Bureau of Fire Prevention as requested by the fire code official, an architect,
7 a commercial general contractor, a sprinkler system contractor, a wet/dry chemical system
8 contractor, a gas extinguisher system contractor, a licensed mechanical engineer, and the Chief
9 Plumbing Inspector for the City of Lincoln. One person may represent more than one of the
10 positions on the Fire Code Task Force.

11 Section 42. That Chapter 19.03 of the Lincoln Municipal Code be amended by
12 adding a new section numbered 19.03.260 to read as follows:

13 **19.03.260 Fire Code Task Force; Request for Meeting.**

14 The Fire Code Task Force shall meet when deemed necessary at the request of the fire code
15 official (chairperson). All meetings shall be open to the public and minutes shall be kept by the
16 Department of Building and Safety.

17 Section 43. That Section 19.03.240 of the Lincoln Municipal Code be renumbered
18 to Section 19.03.270 to read as follows:

19 **19.03.27040 Penalty.**

20 Any person firm, or corporation who shall violate any of the provisions of this code hereby
21 adopted, or fail to comply therewith, or who shall violate or fail to comply with any order made
22 thereunder shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in
23 any sum not to exceed \$500.00 or imprisonment in the county jail for a period not to exceed six

1 months or both, except that each person so convicted shall be fined in a sum of not less than
2 \$200.00 for the first offense, not less than \$250.00 for the second offense, and not less than \$300.00
3 for the third offense and each offense thereafter. Each day that a violation continues shall
4 constitute a separate and distinct offense and shall be punishable as such.

5 Section 44. That Section 19.03.250 of the Lincoln Municipal Code be renumbered
6 to Section 19.03.280 to read as follows:

7 **19.03.2850 Severability.**

8 The unconstitutionality of any part or parts of this chapter shall not affect the other parts.
9 If for any reasons any section or part or parts of any section or sections of this chapter shall be
10 declared unconstitutional or beyond the power of the city to enact, such facts shall not affect or
11 impair in any way other provisions of this chapter, but such other provisions shall be in full force
12 and effect.

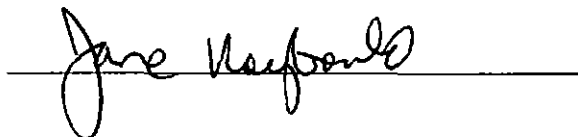
13 Section 45. That Sections 19.03.010, 19.03.030, 19.03.040, 19.03.050, 19.03.060,
14 19.03.070, 19.03.080, 19.03.090, 19.03.100, 19.03.110, 19.03.120, 19.03.125, 19.03.131,
15 19.03.140, 19.03.145, 19.03.147, 19.03.160, 19.03.220, 19.03.225, 19.03.230, 19.03.240, and
16 19.03.250 of the Lincoln Municipal Code as hitherto existing be and the same are hereby repealed.

17 Section 46. This ordinance shall go into force and effect on January 3, 2022.

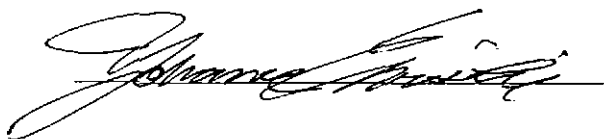
18 Section 47. This ordinance shall be published, within fifteen days after the passage
19 hereof, in one issue of a daily or weekly newspaper of general circulation in the City, or posted on
20 the official bulletin board of the City, located on the wall across from the City Clerk's office at
21 555 S. 10th Street, in lieu and in place of the foregoing newspaper publication with notice of
22 passage and such posting to be given by publication one time in the official newspaper by the City
23 Clerk. This ordinance shall take effect and be in force from and after its passage and publication

- 1 or after its posting and notice of such posting given by publication as herein and in the City Charter
- 2 provided.

Introduced by:



Approved as to Form & Legality:



AYES: Beckius, Bowers, Meginnis, Raybould,
Shobe, Ward, Washington; NAYS: None.

PASSED

AUG 23 2021

BY CITY COUNCIL

Approved this 1st day of Sept, 2021:


Mayor

ORDINANCE NO. 21116

AN ORDINANCE: Amending Lincoln Municipal Code Chapter 19.03, Lincoln Fire Code, to adopt the 2018 edition of the International Fire Code, as amended, as part of the Lincoln Fire Code.

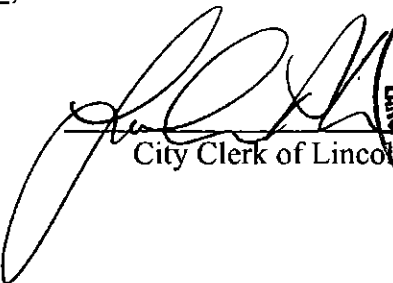
Read First Time	<u>August 9, 2021</u>
Read Second Time	<u>August 16, 2021</u>
Read Third Time	<u>August 23, 2021</u>
Passed	<u>August 23, 2021</u>
Published in	<u>Lincoln Journal Star</u>
on	<u>September 3, 2021</u>

CERTIFICATE

State of Nebraska)
) ss
County of Lancaster)

I, the undersigned, City Clerk of the City of Lincoln, Nebraska, do hereby certify that the within ordinance is the original Ordinance No. 21116 as passed by the City Council of said City, as indicated above, and as approved by the Mayor of said City and as the same appears of record in my office and is now in my charge remaining as Interim City Clerk aforesaid.

IN WITNESS WHEREOF, I have hereunto set my hand officially and affixed the seal of the City of Lincoln, Nebraska this 23rd day of August, 2021.


City Clerk of Lincoln

