

ORDINANCE NO. 08-6

AN ORDINANCE AMENDING THE CITY OF ELK RIDGE DEVELOPMENT CODE PROVIDING FOR THE **AMENDMENT TO THE DEVELOPMENT CODE REGARDING FIRE SPRINKLING SYSTEM REQUIREMENTS**, CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER'S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the city of Elk Ridge has adopted the Elk Ridge City Development Code; and

WHEREAS, said code contains provisions for the installation of fire sprinkling systems in new construction and remodels of greater than 50% of a structure; and

WHEREAS, the city of Elk Ridge desires to amend the fire sprinkling system requirements to reference that the National Fire Protection Agency Article 13D standards adopted by the city shall be used; and

WHEREAS, the city of Elk Ridge desires to amend the fire sprinkling system requirements to clarify that garages shall have sprinklers; and

WHEREAS, the Elk Ridge planning commission held a public hearing on 10 January 2008 at 7:00pm, which was preceded by a notice of hearing being published in the Provo Daily Herald Newspaper, a newspaper of general circulation within the city, at least 10 days prior to the Public Hearing. The public hearing was for the purpose of receiving public input on the proposed changes; and

WHEREAS, the notice of public hearing by the planning commission was posted and published not less than ten (10) days before the date of the public hearing; and

WHEREAS, the notice of hearing which was posted and published contains specific advance notice that the proposed ordinance, as set forth herein, would be considered and that copies thereof were available for inspection in the city offices; and

WHEREAS, the Elk Ridge city council has determined that the adoption of this ordinance is necessary for the general welfare of the city and its inhabitants;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ELK RIDGE CITY, UTAH, AS FOLLOWS: (Underlined text is added text, ~~Strikeout~~ text is deleted text)

SECTION I. Section 10-12-36 Of The Elk Ridge City Code Is Hereby Amended To Read As Follows:

10-12-38: FIRE SPRINKLING SYSTEMS REQUIREMENTS

Fire sprinkler systems are required to be installed in all new residential development serviced by the Elk Ridge City and Goosenest Water Company water systems. This requirement is for new construction of any heated structure or construction that constitutes more than 50% expansion of any dwelling unit **and shall include any attached garage.** The fire sprinkler system shall comply with the Fire Code and related regulations and **the National Fire Protection Association, Article 13D** standards adopted by the city. Sprinklers shall be provided with an exterior inspector's test port that complies with the following specifications or other material approved by the Fire Chief: (i) a wall hydrant that is a Woodford Model 65 (exposed type) or B65.

SECTION II. Posting. A copy of this Ordinance shall be deposited in the office of the Elk Ridge city recorder, and on April 30 2008, the Elk Ridge city recorder shall certify that this Ordinance has been posted in three public places within the municipality on that date, as provided in Utah State Code Annotated § 10-3-711(1).

SECTION IV. Effective Date. This Ordinance shall become effective immediately upon passage.

Passed and duly adopted this 8 day of April, 2008.

DENNIS A. DUNN, MAYOR

Councilmember Nelson Abbott	Voted <u>Aye</u>
Councilmember Raymond Brown	Voted <u>Absent</u>
Councilmember Julie Haskell	Voted <u>Aye</u>
Councilmember Derrek Johnson	Voted <u>Aye</u>
Councilmember Sean Roylance	Voted <u>Aye</u>

ATTEST:

JANICE H. DAVIS
Elk Ridge City Recorder

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, JANICE H. DAVIS, city recorder of the city of Elk Ridge, Utah, do hereby certify and declare that the above and foregoing is a true, full, and correct copy of Ordinance # 08-6, passed by the City Council of the City of Elk Ridge, Utah, on the 8 day of April, 2008, entitled

“AN ORDINANCE AMENDING THE CITY OF ELK RIDGE DEVELOPMENT CODE PROVIDING FOR THE AMENDMENT TO THE DEVELOPMENT CODE REGARDING FIRE SPRINKLING SYSTEM REQUIREMENTS, CODIFICATION, INCLUSION IN THE CODE, CORRECTION OF SCRIVENER’S ERRORS, SEVERABILITY, AND PROVIDING AN EFFECTIVE DATE.”

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Corporate Seal of Elk Ridge City Utah this 30 day of April, 2008.

JANICE H. DAVIS
Elk Ridge City Recorder

AFFIDAVIT OF POSTING

STATE OF UTAH)
) ss.
COUNTY OF UTAH)

I, JANICE H. DAVIS, City Recorder of the City of Elk Ridge, Utah, do hereby certify and declare that I posted in three (3) public places Ordinance # 08-6, which is attached hereto on the 30 day of April, 2008.

The three places are as follows:

1. The Elk Ridge City Office, 80 E Park Drive
2. The pole located at Elk Ridge Drive and Goosenest Drive
3. The pole on Goosenest Drive, east of 817 West Goosenest Drive

I further certify that copies of the ordinance so posted were true and correct copies of said ordinance.

JANICE H. DAVIS
Elk Ridge City Recorder

The foregoing instrument was acknowledged before me this _____ day of _____, 2008, by JANICE H. DAVIS.

My Commission Expires:

Notary Public

Residing at: Utah County