

**SAN JUAN COUNTY ORDINANCE NO. 6
AMENDING AND RESTATING
THE SAN JUAN COUNTY FIRE CODE**

AN ORDINANCE ADOPTING THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE; REGULATING AND GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING, AND USE OF HAZARDOUS SUBSTANCES, MATERIALS, AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES WITHIN SAN JUAN COUNTY; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFOR; REPEALING ALL PREVIOUS EDITIONS OF SAN JUAN COUNTY ORDINANCE NO. 6; AND DECLARING AN EMERGENCY.

IT IS HEREBY ORDAINED by the Board of County Commissioners of San Juan County, New Mexico:

Section 1. Short Title

This Ordinance shall be known as the "San Juan County Fire Code."

Section 2. Adoption of the 2015 International Fire Code

That a certain document, three (3) copies of which are on file in the office of the Clerk of San Juan County, being marked and designated as the International Fire Code, 2015 edition, including Appendix Chapters C, D, E, F, and I, as published by the International Code Council, is hereby adopted as the San Juan County Fire Code, regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life arising from the storage, handling, and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefor; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in San Juan County are hereby referred to, adopted, and made a part hereof, as if fully set out in this Ordinance, with the additions, insertions, deletions, and changes prescribed in Section 2 of this Ordinance.

Section 3. Amendments to the 2015 International Fire Code

The following sections of the 2015 International Fire Code are hereby revised:

Section 101.1 [NAME OF JURISDICTION]: Changed to read San Juan County, New Mexico.



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San Juan County, NM TANYA SHELBY



Section 103.1 General. Replaced with: "The division of fire prevention is established within San Juan County under the direction of the Fire Marshal. The function of the division shall be the implementation, administration, and enforcement of the provisions of this Code."

Section 103.2 Appointment. Replaced with: "The Fire Marshal shall be appointed by the San Juan County Fire Chief."

Section 105 Permits. Amended to add:

- **Section 105.7.1.1** A person and/or company designing, installing, testing, or maintaining automatic fire extinguishing systems, fire pumps, and/or standpipes is required to provide copies of the following information:
 - Current NICET Certification(s)
 - New Mexico CID MS-12 and installed with a JS-12 Journeyman's card
 - Certificate of Fitness Application
 - Training, Education, Manufacture(s) Certificates and NFPA Certificates
 - Current proof of liability Insurance
 - San Juan County Business Registration
- **Section 105.7.6.1** A person and/or company designing, installing, testing, or maintaining automatic fire alarm, detection systems and related equipment is required to provide copies of the following information:
 - Current NICET Certification(s)
 - New Mexico CID ES-3 and installed with a ES-3J or EE-98J Journeyman's card
 - Certificate of Fitness Application
 - Training, Education, Manufacture(s) Certificates and NFPA Certificates
 - Current proof of liability Insurance
 - San Juan County Business Registration

Section 105.6 Required Operational Permits. Amended by deleting all required operational permits **EXCEPT**:

- Section 105.6.2 Amusement Buildings
- Section 105.6.5 Carnivals and Fairs
- Section 105.6.15 Explosives
- Section 105.6.27 Liquid or gas-fueled vehicles or equipment in assembly buildings.
- Section 105.6.38 Pyrotechnic Special Effects Materials
- Section 105.6.45 Temporary Membrane Structures and Tents

Section 105.7 Construction Permits. Amended by deleting all the required construction permits **EXCEPT**:

- 105.7.1 Automatic Fire Extinguishing Systems
- 105.7.6 Fire Alarm and Detection Systems and Related Equipment
- 105.7.7 Fire Pumps and Related Equipment
- 105.7.9 Gates and Barricades Across Fire Apparatus Access Roads
- 105.7.14 Smoke Control or Smoke Exhaust Systems
- 105.7.17 Standpipe Systems

Section 106 Inspections. Amended by adding the following new section:

- Section 106.1.1 All inspections provided will subject the owner and/or operator to payment of inspection fees as set forth in this Ordinance.

Section 108 Deleted in its entirety.

Section 109.4 [SPECIFY OFFENSE]: Changed to read Petty Misdemeanor.

Section 109.4 [AMOUNT]: Changed to read \$300.00 (Three Hundred Dollars).



Section 109.4 [NUMBER OF DAYS]: Is changed to read 90 days.

Section 111.4 [AMOUNT]: First amount to read \$0.00 (Zero Dollars).

Section 111.4 [AMOUNT]: Second amount to read \$300.00 (Three Hundred Dollars).

Section 113 Fees. Amended by adding the following new section:

- Section 113.2.1 San Juan County Fire Department's fee schedule for inspections, plans review, and permits shall be the established schedule.

Section 202 General Definitions. Delete the definition of Jurisdiction in its entirety and replace as follows:

- Wherever the word "jurisdiction" is used in the International Fire Code, it shall be held to mean the exterior boundaries of San Juan County, New Mexico; provided, any area in San Juan County which is included within the incorporated limits of any municipality shall be excluded and any other part of said County which lies within the exterior boundaries of an Indian Reservation and which, by reason of Federal regulations, statute, court decision, or any State statute, regulation, or court decision is deemed to be beyond the jurisdiction of the County, shall also be excluded.

Section 307 Open Burning, Recreational Fires and Portable Outdoor Fireplaces. Amended by adding the following new section:

- Section 307.4.1.1 Bonfires shall not be conducted where the pile size is larger than (3) three feet in diameter and (3) three feet in height unless when approved and authorized by the fire code official.

Section 904 Alternative Automatic Fire Extinguishing Systems. Amended by adding the following new section:

- Section 904.1.2 A person and/or company installing, testing, or maintaining alternative automatic fire extinguishing systems, commercial hood systems, and related equipment is required to provide copies of the following information:
 - New Mexico CID MS-14J and installed with a JS-12 Journeyman's card
 - Certificate of Fitness Application
 - Manufacture Certifications
 - Current proof of liability Insurance
 - San Juan County Business Registration

Section 906 Portable Fire Extinguishers. Amended by adding the following new sections:

- Section 906.2.2 A person and/or company installing, testing, or maintaining fire extinguishers and related equipment is required to provide copies of the following information:
 - Certificate of Fitness Application
 - San Juan County Business Registration
 - Copies of all trainings and certifications from manufacturers
 - Affidavit that the person and/or company can re-service and recharge all types of fire extinguishers as per the requirements set forth in the latest edition of NFPA 10 Standard for Portable Fire Extinguishers, and agrees that its mobile and/or fixed facilities can be inspected at any time during normal business hours to determine compliance.
 - Affidavit that the person or company has facilities available to conduct regulated low- and high-pressure testing on fire extinguishers. Also, able to provide all certificates and the DOT re-identification number for the facility conducting the hydro testing.



- Section 906.2.3 Personnel making manual inspections shall keep records of all fire extinguishers inspected, including those found to require corrective action. A copy of all records for manual inspection shall also be left with the business owner for their records.

APPENDIX A: Deleted in its entirety.

APPENDIX B: Deleted in its entirety except Section B103.3.

APPENDIX G: Deleted in its entirety.

APPENDIX H: Deleted in its entirety.

APPENDIX I: Deleted in its entirety.

APPENDIX J: Deleted in its entirety.

APPENDIX K: Deleted in its entirety.

APPENDIX L: Deleted in its entirety.

APPENDIX M: Deleted in its entirety.

Section 4. Validity

The Board of County Commissioners of San Juan County, New Mexico, hereby declares that should any section, paragraph, sentence, or word of this Ordinance or of the Code hereby adopted be declared for any reason to be invalid, it is the intent of the Board of County Commissioners that it would have passed all portions of this Ordinance independent of the elimination herefrom of any such portion as may be declared invalid.

Section 5. Repeal of Prior Ordinances

All previous editions of San Juan County Ordinance No. 6, and their amendments, are repealed as of the effective date of this ordinance; provided, however, that such repeal shall not affect any prosecutions then pending or which are later filed for violations occurring before the effective date of this Ordinance.

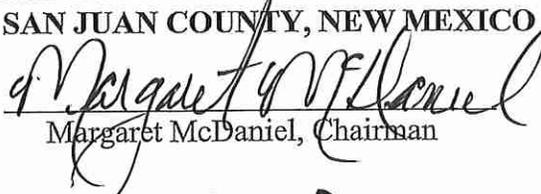
Section 6. Declaring an Emergency

Because of the urgent need for the updated Fire Code, the Board of County Commissioners declares that it is necessary for the public peace, health, and safety that this Ordinance take effect immediately after passage when it is recorded in the book kept by the County for that purpose and authenticated by the signature of the County Clerk.

APPROVED AND ADOPTED THIS 20TH DAY OF MARCH, 2018.

BOARD OF COUNTY COMMISSIONERS
OF SAN JUAN COUNTY, NEW MEXICO

By:


Margaret McDaniel, Chairman


Tanya Shelby, County Clerk

