



Administrative Committee Regular Meeting

Laurie M. Hopkins

~Agenda~

City Clerk

www.ci.moscow.id.us

208.883.7015

Monday

3:00 PM

Council Chambers

April 9, 2018

206 E. Third St.

Action Items

1. Approval Of Administrative Committee March 26, 2018 Minutes – Laurie M. Hopkins

Documents:

[ADMIN MINUTES 3-26-18.PDF](#)

2. Guiding Principles Of Affordable Housing Resolution - Ryan Cash

Over the last year, the Fair and Affordable Housing Commission has been discussing the lack of affordable housing in Moscow and the idea of creating a series of principles for the development of affordable housing. The 2016 American Community Survey identified that twenty-nine percent (29%) of Moscow's population is currently living in poverty. Also, a recent survey of local affordable housing projects indicated that there are no housing units available in any low income housing developments located within the City of Moscow and all such units have waiting lists. The Commission has worked with Sojourners Alliance, Moscow Affordable Housing Trust, Family Promise of the Palouse, and other community groups to develop guiding principles for the development of affordable housing. The intent of having guiding principles for the development of affordable housing is to provide a clear statement about the community Moscow desires to be, provide a framework for the pursuit of adequate housing for residents across the spectrum, and to support the City in pursuing grant funding for affordable housing projects.

PROPOSED ACTIONS:

Recommend approval of the attached resolution, or provide staff further direction.

Documents:

[GUIDING PRINCIPLES OF AFFORDABLE HOUSING RESOLUTION.PDF](#)

3. Amending MCC Title 7 Chapter 7 Relating To Fire Prevention - Joe Williams

The proposed amendment would adopt the International Fire Code, 2015 Edition with modifications that are consistent with those adopted by the Idaho State Fire Marshal for use in the State of Idaho. This code change is part of the three-year cycle of code revisions published by the International Code Council. Some purposed changes to the city code reflect the renumbering of sections in the 2015 IFC, as well as changes the Building Department has made to the International Building code that mirror the IFC.

PROPOSED ACTIONS: Recommend approval of the proposed amendments to Moscow City Code Title 7 Chapter 7 adopting the 2015 International Fire Code; or provide staff further direction.

Documents:

[AMENDING MCC TITLE 7 CHAPTER 7 RELATING TO FIRE PREVENTION.PDF](#)

NOTICE: Moscow City Council and committee meetings are televised, videotaped and/or recorded. Individuals attending the meeting who require special assistance to accommodate physical, hearing, or other impairments, please contact the City Clerk, at (208) 883-7015 or TDD 883-7019, as soon as possible so that arrangements may be made.



Administrative Committee

Regular Meeting
~Minutes~

Laurie M. Hopkins
City Clerk

www.ci.moscow.id.us

208.883.7015

Monday
March 26, 2018

3:00 PM

Council Chambers
206 E. Third St.

The meeting was called to order at 3:00 PM

PRESENT: Gina Taruscio Chair, Art Bettge Councilmember, Anne Zabala Councilmember

OTHERS: Mayor Lambert, Councilmember Brandy Sullivan

STAFF: Gary J. Riedner, Dwight Curtis, Kathleen Burns, David Schott, Mia Vowels, Bill Belknap, Laurie M. Hopkins

1. Approval of Administrative Committee February 26, 2018 Minutes – Laurie M. Hopkins

RESULT:	ACCEPTED [UNANIMOUS]
AYES:	Gina Taruscio, Art Bettge, Anne Zabala

2. Indian Hills Trading Company Parkland Dedication Property Exchange Request – Dwight Curtis

Indian Hills Trading Company, LLC, is requesting a parkland exchange and dedication with the City of Moscow for parkland associated with the Indian Hills 8th Addition Subdivision and remaining unplatted Indian Hills Trading Company property. The exchange involves trading a previous 1.74 acre parkland dedication parcel for a 4.09 acre parcel.

The property exchange request was reviewed by the Parks and Recreation Commission, Pathways Commission and Tree Commission, and each recommended Council approval.

This item was reviewed by the Administrative Committee on March 26, 2018 without a recommendation. The Committee requested staff bring additional impact information to present to the City Council.

PROPOSED ACTIONS: Recommend City Council approval of the parkland exchange and dedication agreement between Indian Hills Trading Company LLC, and the City of Moscow, regarding parkland for the Indian Hills 8th Addition subdivision and the remaining adjacent unplatted Indian Hills Trading Company property or provide staff further direction.

Curtis introduced the item as written above providing a map showing the properties. The developer needs the existing parkland for road design. The Parks and Recreation Commission support the exchange as they have been exploring an edible forest which would work on this property. Bettge was concerned this exchange moves the parkland further away from the residents it is intended to serve as well as concerned about the impact of moving the parkland dedication away from the Thompson property to the east. When the original parkland was dedicated in 2008, there was hope there could be a possibility of more land as the Thompson family platted to the east but with a street dividing the properties, there was some concern. Riedner explained when the Grove subdivision was developed, the placement of the parkland was outside the boundaries of the subdivision because there wasn't a way to put it in the subdivision. There is no parkland between Indian Hills Park and Anderson Frontier Park. Bettge suggested communication

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between the property owners about the large scheme of development so everything is coordinating to prevent problems in the future.

Belknap explained the Indian Hills 9th Subdivision is on the P&Z agenda for Wednesday but is not ready for Council review. The Council will need to make a decision on the parkland exchange prior to or concurrently with the subdivision as the proposal plats over the current parkland. The P&Z will have to condition any approval of the plat upon the Council agreeing to this property exchange. The Committee recommended this be heard by the full Council on the regular agenda.

RESULT:	RECOMMENDED TO FULL COUNCIL
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3. Legacy Crossing Urban Renewal District Main Street Expansion Eligibility Study - Bill Belknap

During the Moscow Urban Renewal Agency's recent strategic planning process and joint meetings with the Moscow City Council, the expansion of the Legacy Crossing District Boundary to include Main Street was identified as a priority project for both the City Council and the Agency. In the City's 2015 Strategic Plan, the City Council identified the deteriorating public infrastructure within the Downtown as a major challenge area. Amending the boundary would allow the Agency to partner with the City in future downtown streetscape and public infrastructure improvements. The first step in the process is to update the prior eligibility study that was completed in 2007. The Agency has completed the eligibility study update which documents the deteriorating public infrastructure and concludes that the study area is a deteriorating area and appropriate for an urban renewal project. The study was reviewed by the Moscow Urban Renewal Agency Board (MURA) on March 1, 2018 at which time the Board approved transmittal of the study the City Council by Resolution for the Council's consideration. If the Council concurs with the study's conclusion, the Council can authorize the MURA to begin the development of the amendment to the Legacy Crossing Urban Renewal Plan.

PROPOSED ACTIONS: Receive the eligibility study and authorize the Moscow Urban Renewal Agency to proceed with development of the amendment to the Legacy Crossing Urban Renewal Plan; or take other action as deemed appropriate.

Belknap introduced the item with background of the streetscape in downtown, formation process of a urban renewal district and the information above. There are 10 different criteria specified under Idaho Code which assess the condition of infrastructure and site improvements as well as other impediments to development and redevelopment of an area. Belknap went through each criteria and the result of the assessment. The significant deterioration of the public infrastructure documented in the study, among other factors, presents a risk to persons and property within the study area. The study shows this area to be a deteriorated and deteriorating area. See the attached map. The Committee recommended approval the item and that it be placed on the regular agenda for full Council discussion.

RESULT:	RECOMMENDED TO COUNCIL REGULAR [UNANIMOUS]
AYES:	Gina Taruscio, Art Bettge, Anne Zabala

4. Discussion of Waiver of Mobile Home Installation Fees - Gary J. Riedner

The Community Development Department has received an inquiry regarding re-location of mobile homes from Syringa Mobile Home Park, located in Latah County, to locations within the City. If the individual mobile home meets the State of Idaho requirements for relocation, fees would be required for installation of the mobile home. Those fees as contained in the FY2018 Fee Resolution include the following: Mobile Home Installation - \$55.00; Mobile Home Electrical Connection - \$66.50; Mobile Home Gas Connection - \$32.00; Mobile Home Plumbing Connection - \$47.25. Because of the situation involving the Syringa Mobile Home Park and the desire of some residents to relocate from

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the Park, waiver of mobile home installation fees has been requested. Because of the potential for multiple requests for waiver, staff is seeking direction from City Council.

PROPOSED ACTIONS: Provide staff direction relating to requests for mobile home installation fees.

Riedner introduced the item as written above adding the City Council has shown interest in supporting Syringa Mobile Home Park in some way. Staff estimates approximately 10 or so requests as some of the structures will not meet the State of Idaho requirements for relocation. The Committee recommend approval of the item and that it be placed on the regular agenda for full Council discussion.

RESULT:	RECOMMENDED TO COUNCIL REGULAR [UNANIMOUS]
AYES:	Gina Taruscio, Art Bettge, Anne Zabala

Reports

Public Library Public Art Project Update - Kathleen Burns

Burns said the public workshops provided the mosaics for the project. Citizens are engaging and excited with this project. The workshops were held March 10, 23 and 24 and saw approximately participants totaling 60 hours of volunteer time. All ages and skill levels participated making clouds, flowers and leaves which will be integrated into panels and installed. Cole was very organized and arrived with all the glass and pieces separated. There will be a map with names so those who participated can find their piece.

Adjourn

The meeting was closed at 3:52 PM

Minutes Acceptance: Minutes of Mar 26, 2018 3:00 PM (Regular Items)

MOSCOW CITY COUNCIL AGENDA**Meeting Date:** 04/09/2018**Title:** Guiding Principles of Affordable Housing Resolution**Responsible Staff:** Ryan Cash

Information

DESCRIPTION: Over the last year, the Fair and Affordable Housing Commission has been discussing the lack of affordable housing in Moscow and the idea of creating a series of principles for the development of affordable housing. The 2016 American Community Survey identified that twenty-nine percent (29%) of Moscow's population is currently living in poverty. Also, a recent survey of local affordable housing projects indicated that there are no housing units available in any low income housing developments located within the City of Moscow and all such units have waiting lists. The Commission believes that safe and affordable housing should be a basic human right and that everyone including key community workers such as teachers, police officers, healthcare workers, retail workers, civil servants, and others should be able to live within the communities they serve. As such, the Commission has worked with Sojourners Alliance, Moscow Affordable Housing Trust, Family Promise of the Palouse, and other community groups to develop guiding principles for the development of affordable housing. The intent of having guiding principles for the development of affordable housing is to provide a clear statement about the community Moscow desires to be, provide a framework for the pursuit of adequate housing for residents across the spectrum, and to support the City in pursuing grant funding for affordable housing projects. The Commission reviewed the final draft resolution at their last meeting on February 1, 2018, and forwarded it on for City Council's review and approval.

STAFF RECOMMENDATION: Recommend approval of the attached resolution.

PROPOSED ACTIONS: Recommend approval of the attached resolution, or provide staff further direction.

Necessary Resources/Impacts

<Type your fiscal/personnel/miscellaneous impacts here or N/A>

Attachments

Principles For Affordable Housing Resolution 2018

RESOLUTION NO. 2018 -

A RESOLUTION OF THE CITY OF MOSCOW, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE ADOPTION OF GUIDING PRINCIPLES OF AFFORDABLE HOUSING FOR THE CITY OF MOSCOW, IDAHO; PROVIDING FOR THE CERTIFICATION THAT THE CITY OF MOSCOW AFFIRMATIVELY PROMOTES AFFORDABLE HOUSING WITHIN THE COMMUNITY; PROVIDING THIS RESOLUTION BE EFFECTIVE UPON ITS PASSAGE AND APPROVAL.

WHEREAS, the 2016 American Community Survey identified that twenty-nine percent (29%) of Moscow's population is currently living in poverty; and

WHEREAS, a recent survey of local affordable housing projects indicated that there are no housing units available in any low income housing developments located within the City of Moscow, and all such units have waiting lists; and

WHEREAS, the City of Moscow believes that safe and affordable housing should be a basic human right; and

WHEREAS, the City of Moscow believes that the availability of affordable housing strengthens the community by providing housing for the community's workforce and ensuring that key community workers such as teachers, police officers, healthcare workers, retail workers, civil servants, and others are able to live within the communities they serve; and

WHEREAS, the City of Moscow believes that having guiding principles for the development of affordable housing provides a clear statement about the community Moscow desires to be, provides a framework for the pursuit of adequate housing for residents across the spectrum, and supports the City in pursuing grant funding for affordable housing projects; and

WHEREAS, the City of Moscow hereby establishes the following guiding principles for the development of affordable housing within the community:

1. The City encourages both for-profit and not-for-profit community organizations (such as the Moscow Affordable Housing Trust, Habitat for Humanity, realtors, builders/developers, and lending institutions) to pursue the development of affordable housing within Moscow; and
2. The City encourages the efforts of local social service and volunteer organizations in providing emergency or transitional housing for those experiencing or facing the risk of homelessness.
3. The City believes that affordable housing:
 - a. should be integrated into the community, existing neighborhoods, and in locations with proximity to essential services such as transportation, shopping, food, and schools; and

- b. should include a wide range of housing options for people at various stages in their lives and at all income levels; and
 - c. should be energy efficient, safe, contribute to the community, and be attractive so as not to impact the character of the surrounding neighborhoods.
4. The City believes that ongoing access to education on rights and responsibilities to both landlords and tenants is important to ensure that all participants understand their roles of housing within the community.

NOW, THEREFORE, be it resolved by the City Council of the City of Moscow, Idaho, that the included guiding principles for the development of affordable housing is hereby adopted as guidance for City of Moscow in the promotion of affordable housing within the community.

Passed by the City Council and approved by the Mayor this ____ day of _____, 2018.

Bill Lambert, Mayor

ATTEST:

Laurie M. Hopkins, City Clerk

MOSCOW CITY COUNCIL AGENDA**Meeting Date:** 04/09/2018**Title:** Amending MCC Title 7 Chapter 7 Relating to Fire Prevention**Responsible Staff:** Joe Williams**Information**

DESCRIPTION: The proposed amendment would adopt the International Fire Code, 2015 Edition with modifications that are consistent with those adopted by the Idaho State Fire Marshal for use in the State of Idaho. This code change is part of the three-year cycle of code revisions published by the International Code Council. Some purposed changes to the city code reflect the renumbering of sections in the 2015 IFC, as well as changes the Building Department has made to the International Building code that mirror the IFC.

STAFF RECOMMENDATION: Recommend approval of the proposed amendments to Moscow City Code Title 7 Chapter 7 adopting the 2015 International Fire Code.

PROPOSED ACTIONS: Recommend approval of the proposed amendments to Moscow City Code Title 7 Chapter 7 adopting the 2015 International Fire Code; or provide staff further direction.

Necessary Resources/Impacts:

N/A

Attachments

FireCodeAmended(2018)(pm3)

ORDINANCE NO. 2018 -

AN ORDINANCE OF THE CITY OF MOSCOW, IDAHO, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO; PROVIDING FOR THE AMENDMENT OF MOSCOW CITY CODE TITLE 7, CHAPTER 7, -----; PROVIDING THAT THE PROVISIONS OF THIS ORDINANCE BE DEEMED SEVERABLE; AND PROVIDING FOR THIS ORDINANCE TO BE IN FULL FORCE AND EFFECT FROM THE DATE OF ITS PASSAGE, APPROVAL AND PUBLICATION ACCORDING TO LAW.

WHEREAS,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MOSCOW, IDAHO, AS FOLLOWS:

SECTION 1: That Moscow City Code Title 7, Chapter 7 be amended as follows:

...

Sec. 7-2. Codes Adopted and/or Amended.

- A. 1. The International Fire Code, adopted by the State Fire Marshal pursuant to authority provided in Title 41, Chapter 2 of the Idaho Code with revisions, additions, deletions, and/or appendices adopted by the State Fire Marshal and with any further revisions, additions, deletions, and/or appendices as contained in this Chapter, shall be the rules, regulations and ordinances governing and regulating (a) the storage, use and handling of dangerous and hazardous materials, substances, devices and processes, (b) the maintenance of buildings, premises and equipment, (c) the maintenance of adequate egress facilities, and (d) fire safety measures for minimizing losses of life and property.
2. The Clerk shall keep one (1) certified copy of the [2012-2015](#) Edition of the IFC on file. The Clerk shall also keep one (1) copy of the IDAPA 18.01.50 (State Fire Marshal's adoption of the International Fire Code [2012-2015](#) Edition, with amendments) on file. The City shall have on file for inspection the various publications of the National Fire Protection Association (International) that are referenced by the IFC.
- B. In addition to appendices adopted by the State Fire Marshal, the following appendices to the IFC are adopted as part of the IFC:
 1. Appendix H. Hazardous Materials Management Plan (HMMP) and Hazardous Materials Inventory Statement (HMIS) instruction;
 2. Appendix I. Fire Protection Systems – Noncompliant Conditions;
 - ~~3. Appendix J. Emergency Responder Radio Coverage.~~
 3. [Appendix K. Construction Requirements for existing Ambulatory Care facilities.](#)

Sec. 7-3. Amendments, Deletions and Additions.

The IFC is hereby amended as follows:

- ~~A. Section 103.2 shall be amended to read as follows:
—The Fire Code Official shall be appointed by the chief appointing authority of the jurisdiction.~~
- ~~B. Section 104.1, General, shall add the following second paragraph:~~

- ~~— The Fire Chief is authorized to administer and enforce this IFC. Under the Chief's direction, the Fire Department is authorized to enforce all ordinances of the jurisdiction pertaining to:~~
- ~~1. The prevention of fires;~~
 - ~~2. The suppression or extinguishment of dangerous or hazardous fires;~~
 - ~~3. The storage, use and handling of hazardous materials;~~
 - ~~4. The installation and maintenance of automatic, manual and other private fire alarm systems and fire extinguishing equipment;~~
 - ~~5. The maintenance and regulation of fire escapes;~~
 - ~~6. The maintenance of fire protection and the elimination of fire hazards on land and in buildings and other property, including those under construction;~~
 - ~~7. The maintenance of means of egress; and~~
 - ~~8. The investigation of the cause, origin and circumstances of fire and unauthorized releases of hazardous materials, for authority related to control and investigation of emergency scenes, see Section 104.11.~~

AC. *Section 105.1.1 Permits* shall be amended as follows:

It shall be unlawful for any person, firm, or corporation to use a building or premises or to engage in any activities for which a permit is required by the authority having jurisdiction without first having obtained such permit. Permits may be required from the Bureau of Fire Prevention.

A permit from the Bureau of Fire Prevention shall be required at all times for the following activities, operations, practices or functions:

1. Carnivals and Fairs;
- ~~2. Compressed Gases;~~
23. Explosives (Fireworks);
- ~~4. Flammable or Combustible Liquids;~~
- ~~5. Covered Malls;~~
36. Open Burning (delete the exception); and
- ~~7. Temporary Membrane Structures, Tents and Canopies; and~~
48. Pyrotechnic Special Effects Material.

D. *Section 108 Board of Appeals* shall be amended as follows:

- ~~— Section 108.1 Board of Appeals established. In order to hear and decide appeals of orders, decisions or determinations made by the Fire Chief relative to the application and interpretation of this Code, there shall be a Board of Appeals. The Board of Appeals shall be appointed by the Council and shall hold office at its pleasure.~~
- ~~— Section 108.2 Limitations on authority. An application for appeal shall be based on a claim that the intent of this Code or the rules legally adopted hereunder have been incorrectly interpreted, the provisions of this Code do not fully apply, or an equivalent method of protection or safety is proposed. The Board of Appeals shall have no authority to waive requirements of this Code.~~

BE. *Section 505.1 Address Identification.* New and existing buildings shall be provided with approved address numbers or letters. Each character shall not be less than four inches (4") in height and not less than one half inch (1/2") in width. They shall be installed on a contrasting background and be plainly visible from the street or road fronting the property. When required by the Fire Code Official, address numbers shall be provided in additional approved locations to facilitate emergency response and shall be not less than four inches (4") in height and not less than one half inch (1/2") in width and shall be reflective. Where access is by means of a

private road, if the building address cannot be viewed from the public way, a monument, pole or other approved sign or means shall be used to identify the structure. Address numbers shall be maintained.

CF. *Section 507.5 Fire Hydrants shall have added:*

- ~~1. No person shall use or operate any hydrant or other valves installed on any water system intended for use by the Chief for fire suppression purposes and which is accessible to any public highway, alley or private way open to or generally used by the public, unless such person first secures a permit for use from the Chief. This section does not apply to the use of any hydrant or other valves by a person employed by and authorized to make such use by the water company which supplies water to such hydrants or other valves.~~
- ~~2. Any person, firm or corporation specifically permitted to operate and use any hydrant shall be liable for any injury or damage thereto. Whenever the Chief determines that the visibility of any fire hydrant is wholly or partially obscured by light or sign standards, utility poles or by other similar structures or installations from the view of the members of the Fire Department answering emergency calls, he may cause to be painted on such structures or installations a stripe the same color as that of the hydrant not over twelve inches (12") in width and not more than four feet (4') from the ground surface of such structure or installation.~~
- ~~3. Five inch (5") storz fittings shall be installed on all new hydrants.~~

DG. *Section 507.5.4 Obstruction shall have added:*

- 1. No vehicle shall be placed in front thereof or within fifteen feet (15') of either side of said fire hydrant, distance to be measured along curb in each direction from a line drawn from the center of the fire hydrant perpendicular to the curb, except when the Fire Code Official determines and approves a distance less than fifteen feet (15').
- 2. Except, that an emergency fire, police or ambulance shall be allowed to park in the above designated area for emergency or inspection purposes only.

E. *Section 703.2.4 Hold Open Devices. Where the International Building Code requires self-closing doors, the Fire Code Official may require magnetic hold open devices that release upon activation of a fire alarm.*

FH. *Section 903.2.8 shall be amended as follows:*

Exception: An automatic fire sprinkler is not ~~required~~required in Group R containing two (2) units or less.

GI. *Section 903.3.6 Hose Threads shall have added:*

Fire hose threads for Fire Department connections shall be two point five inches (2.5").

HJ. *Section 907.1 Fire Alarm and Detection Systems shall have added:*

Partial or Limited Detection systems are Allowed. If notification devices are provided, they shall meet requirements of Subsection 7.3.G.1 herein.

IK. *Section ~~915.1908.7~~ shall be amended as follows:*

Section ~~915.1908.7~~ Carbon Monoxide Alarms. New and existing group I or R occupancies located in a building containing a fuel-burning appliance or a building which has an attached garage, where a permit is required for additions, remodels, and/or gas mechanical work, shall be equipped with single station carbon monoxide alarms.

L. *Section 2301 Motor Vehicle Fuel Dispensing Stations shall have added:*

~~6. Emergency telephone numbers, including fire, police and ambulance, shall be posted in large type near telephone facilities. Sufficient telephone facilities shall be maintained by the operator in the station so as to permit quick outgoing calls at any time.~~

~~7.—Water shall be available at each island to be used in any emergency created by spills or other causes. Other fire control devices shall be provided in accordance with local authority requests.~~

~~JM.~~ Section 2305.1.1 *Delivery Vehicle Location* shall have added:

In making a delivery of Class I liquids to a bulk plant and to a service station, the tank vehicle shall be completely off the street and sidewalk area.

~~KN.~~ Section 5706.1.1 *Special Operations* is amended to read as follows:

3. (a) Any person, firm, or corporation desiring to install a bulk plant for the handling or storage of flammable liquids within the corporate limits of the City, shall make application to the Bureau of Fire Prevention for a permit to do so. Such application shall include a plat or sketch showing the proposed location, a full description of the proposed installation to include the size and character of tanks proposed to be installed, a statement as to whether the tanks are to be located above or underground, and proposed measures for fire protection.

(b) This application shall be submitted to the Council, together with a recommendation of said Bureau of Fire Prevention as to the action to be taken.

(c) The Council shall act on said application at the earliest possible date by accepting or rejecting same, and its decision shall be final.

(d) The Clerk shall notify the Bureau of Fire Prevention in writing of the action taken by the Council on the application. If the action of the Council is favorable, the Bureau of Fire Prevention will issue the permit. If not, the permit shall be denied.

~~LO.~~ Section 6004.2.2.7 *Treatment Systems* shall have added:

Exception: Upon approval of the Fire Chief, emergency response kits recommended by the Chlorine Institute may be used for chlorine gas product leaks in lieu of the treatment system requirements of this section as long as there are an adequate number of responders immediately available who are trained in their use and who are acceptable to the Fire Chief.

~~MP.~~ Chapter 80, *Referenced Standards*, shall have added: Beginning on page 463439 of the NFPA Referenced Standards, the most current NFPA standards shall be considered part of the requirements of the IFC to the prescribed extent of each such reference.

~~Q.~~ Appendix B, Section B-105 is hereby amended to read as follows:

~~—The minimum fire flow requirements for one (1) and two (2) family dwellings with fire areas not exceeding three thousand six hundred (3,600) square feet shall be one thousand (1,000) gallons per minute for dwellings in subdivisions constructed after the effective date of this ordinance and seven hundred fifty (750) gallons per minute in existing subdivisions.~~

~~—EXCEPTION: Fire flow may be reduced fifty percent (50%) when the building is provided with an approved automatic sprinkler system.~~

~~—The fire flow for buildings other than one (1) and two (2) family dwellings shall be not less than that specified in Table B-105.1.~~

~~—EXCEPTION: The required fire flow may be reduced up to seventy five percent (75%) when the building is provided with an approved automatic sprinkler system, but in no case less than one thousand five hundred (1,500) gallons per minute.~~

~~R. Appendix D, *Fire Apparatus Access Roads*, D107.1 One (1) or two (2) family dwelling residential developments. Exceptions: Item 1. In the first sentence, replace the words “or fewer” with the word “more”.~~

...

Sec. 7-6. Appointment and Duties of Fire Chief.

The head of the Bureau of Fire Prevention shall be ~~a~~the Fire Chief appointed by the Mayor, by and with the advice and consent of the Council and the Moscow Volunteer Fire Department Board of Directors. The Fire Chief shall be charged with:

- A. The general supervision and administration of the Bureau of Fire Prevention (Fire Department) and of all officers and employees of said Department;
- B. The prevention of fires and the protection of life and property against fire; and
- C. The responsibility for the maintenance and care of all property, fire apparatus and equipment used by the Department.

Sec. 7-7. Violations; Penalties.

- A. It shall be unlawful for any person to violate any provision of the IFC or this Title, as amended, deleted or added to, ~~of by~~ the City.
- B. Giving false fire alarms; tampering with a fire alarm, fire-detection or fire extinguishing system. It shall be unlawful for any person to wantonly and willfully give or cause to be given, or to advise, counsel, or aid and abet anyone in giving a false alarm of fire, or break the glass key protector, or to pull the slide, arm, or lever of any station or signal box of any fire-alarm system, except in case of fire, or willfully misuse or damage a portable fire extinguisher or in any way to willfully interfere with, damage, deface, molest, or injure any part or portion of any fire alarm, fire detection, smoke detection or fire extinguishing system.
- ~~B. Any person violating any of the provisions of the IFC shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined pursuant to this Code and the Idaho Code. Each day a violation of the provisions of this Chapter continues, shall constitute a separate offense.~~
- ~~C. In Section 109.4, Violation Penalties, IFC, delete everything after the phrase "shall be guilty of a," and replace with the word "misdemeanor".~~
- C. Any person violating any provision of this Chapter shall be subject to the following:
It is an infraction punishable by a fine of one hundred dollars (\$100) plus court costs for any person to violate provisions of this Chapter for the first time. A second violation within five (5) years is an infraction punishable by a fine of three hundred dollars (\$300) plus court costs. A third violation within five (5) years shall be a misdemeanor as defined by the Idaho Code and shall subject such person up to the maximum misdemeanor penalties as provided in the Idaho Code.
Each separate day during which any violation of this Chapter occurs or continues shall be deemed to constitute a separate offense, and upon conviction thereof shall be punishable as stated herein.

...

Sec. 7-9. Safety Inspections.

- A. No inspection shall take place during the nighttime hours unless the inspector has probable cause to believe that life-threatening circumstances exist on the premises or the owner or a resident consents to the inspection.
- B. All commercial buildings, including buildings of three (3) or more units used for residential uses, shall be subject to inspection during daylight hours. Owners or residents may demand twenty-four (24) hours' notice of such inspection.
- C. Single family or duplex dwellings may not be inspected unless such inspection has been requested by the owner or a resident, or the inspector has cause to believe that a dangerous situation exists or that a law, code, or ordinance related to the safe and proper use of the premises exists.

- D. When violations are noted by the Fire Marshal's office, the owner/and occupants shall be given at least thirty (30) days to correct the noted violations, unless the violations are life threatening. If the violations are life threatening, a shorter time period may be given or the property may be ordered vacated. After expiration of the period given for correction, the premises will-may be reinspected.
- E. Inspection Fee. A fee, as set from time to time by Resolution of the Council, shall be assessed for reinspection of premises at which violations have been noted. The fee for an inspection may be waived if it is found that all necessary corrections have been completed. If, after the original inspection and three (3) reinspections of the premises, the owner or occupant has failed to correct the safety violations the Fire Marshal may order the premises to be vacated and that the premises not be utilized until all corrections have been made and inspected. The owner of the premises shall be responsible for all fees charged pursuant to this section. The Council may, from time to time, amend the fees charged under this section by resolution.

...

SECTION 2: SEVERABILITY. Provisions of this Ordinance shall be deemed severable and the invalidity of any provision of this Ordinance shall not affect the validity of remaining provisions. The remaining sections of Title 7 shall be in full force and effect.

SECTION 3: EFFECT ON OTHER ORDINANCES. Where the definitions contained in this Ordinance are in conflict with relevant portions of the City of Moscow, Idaho, Municipal Code, the definitions contained within those portions of the Moscow Municipal Code will be unaffected until such time, if any, as they are amended to be consistent with this Ordinance.

SECTION 4: EFFECTIVE DATE. This Ordinance shall be effective upon its passage, approval, and publication according to law.

PASSED by the City Council and APPROVED by the Mayor this _____ day of _____, 2018.

Bill Lambert, Mayor

ATTEST:

Laurie M. Hopkins, City Clerk