

FILE OF THE COUNCIL OF THE CITY OF LEBANON, PA.

BILL NO. 17 SESSIONS 2024-2025

INTRODUCED BY Mrs. Karen S. Haitos, September 22, 2025

AN ORDINANCE

ADOPTING THE 2018 EDITION OF THE *INTERNATIONAL FIRE CODE*, REGULATING AND GOVERNING THE SAFE-GUARDING 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 IN THE CITY OF LEBANON; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES THEREFORE; AND REPEALING ALL ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.

SECTION 1. That a certain document, three (3) copies of which are on file in the office of the City Clerk of the City of Lebanon, being marked and designated as the *International Fire Code*, 2018 Edition, including Appendix Chapters B, C, D, F, G, H and I as published by the International Code Council, be and is hereby adopted as the Fire Code of the City of Lebanon in the Commonwealth of Pennsylvania 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 as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said Fire Code on file in the Office of the City Clerk 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, if any prescribed in Section 2 of this ordinance.

SECTION 2. The following sections of the *International Fire Code*, 2018 Edition, as adopted are hereby deleted, altered or amended as follows:

IFC 101.1 Title. These regulations shall be known as the *Fire Code* of the City of Lebanon, hereinafter referred to as “this code”.

IFC 104.6.3 Fire Records. The Fire Chief or his designee shall keep a record of all fires and all facts concerning the same, including investigation findings and statistics and information as to the cause, origin and the extent of such fires and the damage caused thereby.

IFC 104.10 Fire Investigations. The Fire Chief or his designee shall have the authority to investigate the cause, origin and circumstances of any fire, explosion or other hazardous condition. The Fire Chief or his designee shall request the assistance of the State Police Fire

Marshall when a fire may be determined to be of a suspicious nature or when there has been a loss of life due to fire or explosion.

IFC 106.2 Schedule of permit fees. A fee for each permit shall be paid as required, in accordance with the following schedule:

Required Operational Permits.

<u>Description</u>	<u>Permit Fee</u>
Aerosol products	\$45.00 per year
Amusement buildings	\$45.00 per year
Carnivals and fairs	\$30.00 per event
Combustible dust-producing operations	\$45.00 per year
Covered mall buildings	\$45.00 per year
Crop ripening or coloring processes	\$45.00 per year
Dry cleaning plants	\$45.00 per year
Exhibits and trade shows	\$30.00 per event
Flammable finishes	\$45.00 per year
Fumigation and thermal insecticidal fogging	\$20.00 per job
High-piled storage	\$45.00 per year
Hot work operations (including torch or flame producing device)	\$30.00 per event or \$45.00 per year
Industrial ovens	\$45.00 per year
Lumber yards and woodworking plants	\$45.00 per year
Magnesium	\$45.00 per year
Miscellaneous combustible storage	\$45.00 per year
Organic coating	\$45.00 per year
Places of assembly and education:	
Class A 1,000 and over	\$90.00 per year
Class B 300 to 999	\$60.00 per year
Class C 50-299	\$30.00 per year
Pyrotechnic special effects material	\$30.00 per event
Service stations and garages	\$60.00 per year
Spraying or dipping	\$45.00 per year
Storage of scrap tires and tire byproducts	\$45.00 per year
Tents, air-supported and other temporary structures	\$25.00 per event
Tire rebuilding plants	\$45.00 per year
Vehicle wrecking yards, junkyards and waste material handling plants	\$60.00 per year
Cutting and welding	\$40.00 per event
Combustible fibers	\$45.00 per year
Compressed gases	\$45.00 per year
Cryogenic liquids	\$45.00 per year
Explosives, ammunition and blasting agents	\$30.00 per day
Flammable and combustible liquids	\$45.00 per year
Hazardous materials and chemicals	\$45.00 per year

Liquefied petroleum gases \$45.00 per year

Fire Alarm Permit Fees

1. Residential:

a. Single family dwelling	\$ 20.00
b. Multi-family with fifteen or less units	40.00
c. Multi-family with sixteen to thirty units	60.00
d. Multi-family with thirty-one or more units	80.00

2. Non-Residential/Commercial/Manufacturing

a. 3,000 square feet or less	\$ 25.00
b. 3,001 square feet to 9,999 square feet	50.00
c. 10,000 square feet to 99,999 square feet	75.00
d. 100,000 square feet or more	100.00

3. Late Fee. The fee for a calendar year shall be paid within thirty (30) days of the billing.

Invoices will be mailed in April/May of each year. A Twenty-Five Dollars (\$25.00) fee will be assessed for every sixty (60) days the fire alarm permit invoice remains unpaid.

Required Construction Permits.

Description

Automatic fire-extinguishing systems	\$180.00 per job
Battery systems	\$45.00 per job
Compressed gases	\$45.00 per job
Fire alarm and detection systems	\$120.00 per installation
Fire pumps and related equipment	\$150.00 per installation
Flammable and combustible liquids	\$45.00 per job
Hazardous materials and chemicals	\$45.00 per job
Industrial ovens	\$45.00 per job
Liquefied petroleum gases	\$25.00 per installation
Spraying or dipping	\$45.00 per installation
Standpipe system	\$100.00 per installation
Tents, air-supported and other temporary structures	\$25.00 per job
Heating appliances (including baseboard radiation warm air furnaces and ductwork, wood burning stoves, fireplaces, unit heaters, gas and oil fired burners and conversion burners, propane heaters and solar energized systems)	
Up to 30,000 BTUs	\$25.00 per installation
30,000 to 80,000 BTUs	\$50.00 per installation
80,000 to 120,000 BTUs	\$75.00 per installation
120,000 to 300,000 BTUs	\$100.00 per installation
300,001 to 500,000 BTUs	\$150.00 per installation
500,001 to 750,000 BTUs	\$200.00 per installation

Above 750,000 BTUs

\$250.00 plus \$10.00 for each
100,000 BTUs thereafter

The permit shall be posted in a conspicuous place on the premises. The Bureau of Fire shall establish, by written regulation, periods of validity for all permits based upon a classification of hazards associated with the use or occupancy of all establishments. Such periods shall be not less than one (1) year or more than three (3) years; periods of validity shall be of all establishments to be made in accordance with the established classification.

IFC 107.2.3 Annual Fire and Life Safety Inspections

The Fire Chief may require annual fire and life safety inspections of the following occupancy classifications:

Assembly facilities
Child day-care facilities
Residential rental facilities
Mercantile facilities (over 30,000 square feet), Class A
Mercantile facilities (3,001 to 30,000 square feet), Class B
Mercantile facilities (0 to 3,000 square feet), Class C
Educational facilities (over 500 students), Class A
Educational facilities (251 to 500 students), Class B
Educational facilities (0 to 250 students), Class C
Healthcare facilities (over 400 patients), Class A
Healthcare facilities (201 to 400 patients), Class B
Healthcare facilities (0-200 patients), Class C
Business/Commercial facilities
Storage Facilities
Factory and Industrial
High Hazard
Institutional
Utility and Miscellaneous

Private Fire Hydrant Annual Inspections

- a. Pursuant to Section 507 of the 2018 International Fire Code and the National Fire Protection (NFPA) NFPA 24, Installation of Private Fire Service Mains and their Appurtenances, and Chapter 7 of NFPA 25, Inspection and Testing of Private Hydrants, all owners of private fire hydrants located in the City of Lebanon must provide to the City's Fire Department, proof of inspection of the fire hydrant(s) and that said hydrant(s) are in proper working order and will operate as designed for fire suppression.
- b. Proof of inspection and that the fire hydrant is operable, as designed for fire suppression, must be submitted to the Lebanon City Fire Department yearly.
- c. Failure to provide proof of the yearly inspection report or repair any deficiencies shall be subject to penalties as follows:

- (1) Upon the issuance of a summary citation or the commencement of a summary proceeding by the City Fire Code Enforcement Officer, the owner of the fire hydrant(s) shall be subject to a fine of not less than Three Hundred Dollars (\$300.00) and not more than One Thousand Dollars (\$1,000.00) for each day the report and/or repairs are not provided/repaired as required.
- (2) No penalty contained herein shall prevent the City from enforcing this Part by equitable, injunctive, or other legal remedies.

IFC 107.2.4 Fire Inspection Fees

Use Groups B, F, H, I, M, R-1, R-2, S and U

1-3,000 sq. ft.	No charge
3,001-5,000 sq. ft.	No charge
5,001-9,999 sq. ft.	No charge
10,000 sq. ft.	No charge

Private Fire Hydrant

No charge (must provide proof of inspection by third party)

Service fees

Lockouts	\$50.00 per job
Plumbing calls: broken pipes/sewage	\$50.00 per job
Basement pumping	\$150.00 per job
State-mandated fire drills at personal care homes, day cares, etc. and required letters	\$100.00 per drill
Fire Watch	
• Two firefighters	\$100.00 per hour (minimum two hours)
• Fire engine	\$150 per hour (minimum two hours)
• Fire ladder truck	\$180 per hour (minimum two hours)
• Other/Miscellaneous (as determined by Fire Chief)	\$75 per hour

False Alarm Fee. No alarm user shall fail to pay when due the false alarm fee for each occurrence of a false alarm in a given year. A false alarm year shall be a calendar year. The following rates shall apply:

- a. No cost for the first alarm; a warning shall be issued.
- b. One Hundred Dollars (\$100.00) for the second false alarm.
- c. Two Hundred Fifty dollars (\$250.00) for the third through sixth alarm.
- d. Five Hundred Dollars (\$500.00) for the seventh and all subsequent false alarms.

Tenant or resident false alarms and improper smoke detector/alarm system maintenance fees are as follows:

- a. No cost for the first alarm; a warning shall be issued for improper maintenance, failure to maintain battery in smoke detector, or failure to keep smoke detector connected to an electrical source.
- b. Fifty Dollars (\$50.00) for the second offense.
- c. Seventy-five Dollars (\$75.00) for the third through sixth offense.
- d. One Hundred Dollars (\$100.00) for the seventh and all subsequent offenses.

IFC 107.2.5 Annual Fire and Life Safety Re-Inspection Fee

Upon failure of an Annual Fire and Life Safety Inspection, the following reinspection fees shall be charged:

- a. First re-inspection. A re-inspection fee of One Hundred Dollars (\$100.00) shall be paid for the first re-inspection for noncompliance of code.
- b. Second re-inspection. A re-inspection fee of Two Hundred Dollars (\$200.00) shall be paid for the second re-inspection for noncompliance of code.
- c. Third re-inspection. A re-inspection fee of Three Hundred Dollars (\$300.00) shall be paid for the third re-inspection for noncompliance of code.

IFC 109.1 Board of Appeals Established. In order to hear and decide appeals of orders, decisions or determinations made by the Fire Code Official relative to the application and interpretation of this code, there shall be and is hereby created a Board of Appeals. The Board of Appeals shall consist of three members and one alternate member who shall be appointed by the Mayor by reason of education, experience and knowledge, who are deemed to be competent to sit in judgment on matters concerning the Fire Prevention Code and its enforcement. The members shall serve terms of three years or until their successor is appointed and confirmed. The Board shall adopt reasonable rules and regulations for conducting its hearings. An application for appeal must be submitted to the Board of Appeals within ten (10) days of the date of notice or order of the Fire Code Official. The applicant shall submit a fee of Six Hundred Dollars (\$600.00) for the filing of an appeal.

IFC 110.4 Violation penalties. Any person who fails to correct a violation or institute a remedial action as ordered by the enforcing official or who violates a provision or fails to comply with any requirements of this article or code or any of the other applicable codes or ordinances shall be guilty of a summary offense, for each violation, punishable by a fine of not less than Five Hundred Dollars (\$500.00) or more than One Thousand Dollars (\$1,000.00) plus costs of prosecution and/or be imprisoned not more than ninety (90) days. Each day that a violation continues shall be deemed a separate offense.

IFC 112.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition, shall be liable to a fine of not less than Five Hundred Dollars (\$500.00) or more than one thousand dollars (\$1,000.00).

IFC 302.1 Definitions (addition)

BURN CONTAINER: Any noncombustible container or enclosure used to dispose of materials through burning which does not contain holes greater than one inch and which is covered by a wire mesh or other noncombustible cover to prevent fly ash from escaping into the atmosphere.

IFC 307.1 General. A person shall not kindle or maintain or authorize to be kindled or maintained any open burning.

IFC 307.1.1 Prohibited Open Burning. The burning of garbage, rubbish, rags, bones, leaves, paper and other trash in cans, barrels, drums or metal containers, incinerators or in the open or where burning of any item is offensive or objectionable because of smoke emissions or when atmospheric conditions or local circumstances make any fires hazardous are prohibited and such acts pertaining thereto are declared nuisances. Further all open burning of any product within the City is prohibited.

Exception: Bonfire for school activity as approved by the Fire Chief. A written request shall be submitted no less than thirty (30) days prior to the event. See §307.4.1

IFC 307.2.1 Authorization. Delete in entirety

IFC 307.2.2 Public Demonstrations (addition)

- a. Any person desiring to conduct a public demonstration involving the burning of flags or other items in the City of Lebanon shall make application to the City Clerk for a permit therefor on a form made available by the City for such purpose. No fee shall be charged to make such application.
- b. The City shall decide any application for issuance of a permit for any demonstration involving the burning of a flag or other item for the proposed date if application is made therefor at least two business days immediately preceding the date of the proposed demonstration.
- c. Any permit as issued shall be issued to the following terms:
 1. The permittee must ensure that an operable fire extinguisher will be present at the proposed demonstration at all times.
 2. No permittee shall burn a flag or other item exceeding four feet by six feet in area.
 3. No permittee shall burn any item except directly in a burn container.
 4. The metal or other fire-resistant container and any remnants of the burn must be immediately removed by the applicant after the demonstration is over.
 5. If there is damage to property caused by the burn, the applicant is responsible for the damage.
 6. The container must be fifteen (15) feet from any building or combustible material.
 7. No permittee shall leave the scene of a demonstration without ensuring that any fire started as part of the demonstration has been fully extinguished.
- d. Penalties. Any person who violates any provision of this subsection shall be sentenced:

1. Upon the conviction of a first violation, to pay a fine of not less than One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00) and costs of prosecution, and in default of payment of such fines and costs, to imprisonment for not more than thirty (30) days.
2. Upon conviction for second or subsequent violation, to pay a fine of not less than Five Hundred Dollars (\$500.00) nor more than One Thousand Dollars (\$1,000.00) and costs of prosecution, and in default of payment of such fines and costs, to imprisonment for not more than ninety (90) days.
3. Each day that a violation continues after notice of the violation has been served shall be deemed to be a separate offense.
- e. Enforcement. The provisions of this subsection shall be enforced by the Fire Chief or by civil action, or both, as the City may elect.

IFC 307.4 Location. Delete in entirety

IFC 307.4.1. Approved Bonfire for School Activity. Bonfires are permitted solely for school activities.

IFC 307.4.2 Recreational Fires. Recreational fires are not permitted unless in a portable or permanent outdoor fireplace.

IFC 307.4.3 Portable outdoor fireplaces. Portable outdoor fireplaces shall be used in accordance with the manufacturer's instructions and shall not be operated within 15 feet (3,048 mm) of a structure or combustible material.

Exception: Portable outdoor fireplaces used at one-and two-family dwellings shall not be operated within 36 inches of a structure or combustible material and if used on a combustible surface must use a heat and spark resistant mat.

IFC 307.5 Attendance. Approved bonfires, public demonstrations, recreational fires and use of portable outdoor fireplaces shall be constantly attended until the fire is extinguished. A minimum of one portable fire extinguisher complying with Section 906 with a minimum 4-A rating or other approved on-site fire extinguishing equipment, such as dirt, sand, water barrel, garden hose or water truck, shall be available for immediate utilization.

IFC 308.1.4 Open-flame cooking devices. Charcoal burners and other open-flame cooking devices shall not be operated on combustible balconies, public sidewalks, or within 10 feet (3,048 mm) of combustible construction or public sidewalks.

IFC 506.1 Key Box. It is mandatory for the owner or person in control of the following types of buildings to install and maintain a key box as approved by the Fire Chief:

- a. Any apartment building or other rental building containing five (5) or more residential units which has an automatic fire alarm or in which access to the building or to common areas or mechanical or electrical rooms within the building is denied through locked doors.

- b. Any non-residential building where a fire detection or suppression system is monitored by an alarm company or has an external audible alarm.
- c. Any building or facility containing a quantity of hazardous materials which would require compliance with Title III of SARA (Superfund Amendment Reauthorization Act).

IFC 603.8.1 Residential Incinerators. Delete in entirety

IFC 907.2, 907.9 and 1103.7 Installation of Equipment Required.

It shall be mandatory for the builders, owner or owners of hospitals, hotels, motels, schools, convalescent homes, group and personal care homes of five (5) or more residents, rooming and boarding homes of five (5) or more residents, and any apartment building containing five (5) or more apartment units, situated in the City limits to install a supervised automatic fire alarm system which shall be monitored twenty-four (24) hours by an authorized monitoring company.

No person, company, business or organization shall use a supervised automatic alarm system without having applied for and been issued a current and valid alarm user permit. An annual permit fee shall be due and payable by April 1 of each year. There shall be no prorating of the initial fee though the permit has been applied for after April 1. Under no circumstances will fees be refunded. An alarm user permit shall be kept on the premises where the alarm system is located and shall be produced and displayed to any Bureau of Fire officer.

IFC 907.2.10.6 Power Source.

In new, renovated or existing multi-family residential occupancy of three or four units, smoke detectors shall be wired directly (hard wired) to the building's power, with a battery backup. In renovated or existing multi-family residential occupancy of five or more units, smoke detectors shall either be wired directly (hard wired) to the building's power supply or have wireless transmitting smoke detectors, with battery back up. In single or two-family residential occupancies, single station battery-operated detectors may be installed in lieu of hard-wired detectors.

In new construction, required smoke alarms shall receive their primary power from the building wiring where such wiring is served from a commercial source and shall be equipped with battery back up. Wiring shall be permanent and without a disconnecting switch other than as required for over current protection. Smoke alarms shall emit a signal when the batteries are low.

It shall be the responsibility of the tenants or residents to maintain the smoke detectors, to include keeping the units connected to the electrical source or replacement of batteries. The removal or destruction of any smoke detector by any person except the owner for the purposes of immediate replacement is strictly prohibited.

IFC 907.8.5 Annual Inspection, testing and maintenance.

The building owner shall be responsible to maintain the fire and life safety systems in an operable condition at all times. Service personnel shall meet the qualification requirements of NFPA 72 for inspection, testing and maintenance of such systems and be done annually. Records of inspection, testing and maintenance shall be maintained and turned into the Fire Code Official when renewing annual Fire Alarm Permit.

A fire alarm system shall not be removed or disabled unless prior written approval is obtained by the Fire Chief.

- a. Failure to provide proof of the yearly inspection report or repair of any deficiencies shall be subject to penalties as follows:
 - (1) Upon the issuance of a summary citation or the commencement of a summary proceeding by the City Fire Code Enforcement Officer, the property owner shall be subject to a fine not less than Three Hundred Dollars (\$300.00) and not more than One Thousand Dollars (\$1,000) for each day the report and/or repairs are not provided/repared as required.
 - (2) No penalty contained herein shall prevent the City from enforcing this Part by equitable, injunctive, or other legal remedies.

IFC 1103.7.6 Group R-2. A fire alarm system shall be installed in existing Group R-2 occupancies more than three stories in height or with more than 5 dwelling units or sleeping units.

Exceptions:

1. A separate fire alarm system is not required in buildings that are equipped throughout with an approved supervised automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2 and having a local alarm to notify all occupants.
2. A fire alarm system is not required in buildings that do not have interior corridors serving dwelling units and are protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1. or 903.3.1.2, provided that dwelling units either have a means of egress door opening directly to an exterior exit access that leads directly to the exits or are served by open-ended corridors designed in accordance with Section 1027.6, Exception 3.

IFC 5601.1.3. Fireworks. The possession, manufacture, storage, sale, handling and use of fireworks are prohibited. No permission is granted by the City to any person to ignite or discharge consumer fireworks on the streets of the City of Lebanon, the sidewalks of the City of Lebanon or any property owned by the City of Lebanon, including, without limitation, all of the City's parks and buildings.

Exceptions (any exception must also adhere to NFPA 1124):

1. Storage and handling of fireworks as permitted in Section 5604.
2. Manufacture, assembly and testing of fireworks as permitted in Section 5605.
3. The use of fireworks for display as permitted in Section 5608.
4. The possession, storage, sale, handling and use of specific types of Division 1.4G fireworks where allowed by applicable local or state laws, ordinances and regulations provided such fireworks comply with CPSC 16 CFR, Parts 1500 and 1507, and DOTn 49 CFR, Parts 100-178, for consumer fireworks.

However, with the special consent of the Mayor, evidenced by written approval, fireworks displays may be conducted at such times and places within the City as the Mayor may designate.

Violations and penalties. Any person using consumer fireworks in violation of the provisions of IFC 5601.1.3, shall be cited as follows:

- a. First Offense: The first offense shall be a summary offense and upon conviction shall, in addition or any other penalty authorized by law, be punishable by a fine of not more than Five Hundred Dollars (\$500.00).
- b. Subsequent Offense: If committed within three (3) years of a prior conviction, the offense shall be a summary offense, and upon conviction shall, in addition to any other penalty authorized bylaw, be punishable of a fine of not more than One Thousand Dollars (\$1,000.00).

IFC 5601.2.2.1 Sales and Storage. Sales and storage associated with sales shall conform to this section.

Exceptions:

1. Where approved by the Fire Chief; and.
2. Less than twenty-five (25) pounds total weight of small novelties and caps, such as party poppers, paper caps for cap guns, bangsite cannon chemical, and similar low hazard products.

IFC 5601.2.2.2 Tent, Canopy and Outside Sales.

a. Legal fireworks may be displayed and sold in tents, canopies, or other temporary structures that are erected in compliance with the City Fire and Building Code. All fireworks must comply with APA Standard 87-1 for “toy caps”, “novelties”, or “ground and hand-held sparkling devices.

b. The distance from the edge of the tent or canopy to any building shall be a minimum of fifty (50) feet.

c. The distance from the edge of any tent to a public way, lot line or other hazard shall be a minimum of twenty (20) feet.

d. Fireworks must be monitored at all times during sale hours.

e. Fireworks must be safely secured at all other times.

f. No sales are permitted to persons under the age of eighteen (18) unless accompanied by an adult.

IFC 5601.2.2.3 All Stores (not to include tents and canopies)

a. All displays, stock and storage must be kept inaccessible to the public.

b. No storage permitted in a basement.

c. All fireworks must comply with APA Standard 87-1 for “toy caps”, novelties”, or “ground and hand-held sparkling devices.

d. Fireworks shall not be located in any manner that is a fire hazard or restrict egress from the occupancy.

e. No sales are permitted to persons under the age of eighteen (18) unless accompanied by an adult.

IFC 5601.2.2.4 Stores Larger than 5,000 Square Feet

Sales and storage is restricted to five hundred (500) pounds of total package and product weight unless controlled areas are constructed in compliance with the International Building Code. This amount may be doubled if the building is equipped with an approved fire sprinkler system meeting Ordinary Hazard Group 2 density.

IFC 5601.2.2.5 Stores Smaller than 5,000 Square Feet

Sales and storage is restricted to one hundred (100) pounds of total package and product weight of fifty (50) cubic feet.

IFC 5608.1.1 Displays. All private displays of consumer-type fireworks, devices known as “ground and handheld sparkling devices” or “novelties”, shall comply with this section.

Exceptions:

1. Where approved by the Fire Chief.
2. Small novelties and caps that are by nature of minimal consequence such as party poppers, cap guns and similar products.

a. No pyrotechnic device shall be ignited or used on any public street, thoroughfare, alley, parking lot, public sidewalk or walkway, city parks, public way or similar area.

b. No pyrotechnic device shall be ignited or used on private property without the owner's permission.

c. No pyrotechnic device shall be ignited or used beneath overhead objects, structures, or combustible materials.

d. No pyrotechnic device shall be ignited or used within fifteen (15) feet of any structure or vehicle.

e. No pyrotechnic device shall be ignited or used in areas deemed a fire hazard such as dry grasses, fields, storage areas, and similar hazard sites.

f. No pyrotechnic device shall be ignited or used in a manner in which the sparks or discharge are a hazard to any combustible material.

g. No pyrotechnic device shall be used inside an enclosed area including but not limited to structures, buildings, porches and vehicles.

h. All pyrotechnic devices must be used in accordance with the directions on the device.

IFC 5704.3.4.2(7) Occupancy quantity limits. Quantities in Group R occupancies shall not exceed that necessary for maintenance purposes and operation of equipment, and shall not exceed quantities as set forth in Table 50031.1(1) and below.

(1) One gallon in any single-family residential building

(2) Five gallons in any accessory structure on a residential premises. For the purpose of this section flammable liquids shall be stored in approved type containers.

Appendix A – Board of Appeals. Delete in its entirety

SECTION 3. The geographic limits referred to in certain sections of the 2018 *International Fire Code* are hereby established as follows:

IFC 5704.2.9.6.1 Locations of tanks where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground tanks outside of buildings is prohibited in all zoning districts except for ML-Manufacturing Light and MH-Manufacturing Heavy.

IFC 5706.2.4.4 The storage of Class I and II liquids in above-ground tanks is prohibited in all zoning districts except for ML-Manufacturing Light and MH-Manufacturing Heavy.

IFC 5806.2 Limitations. Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited in all zoning districts except of MH-Manufacturing Heavy.

IFC 6104.2 Maximum capacity within established limits. Within the limits established by law restricting the storage of liquefied petroleum gas for the protection of heavily populated or congested areas the aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7570L) in all zoning districts except ML-manufacturing light and MH-manufacturing heavy.

SECTION 4. Any ordinance or part of ordinance conflicting with the provisions of this ordinance be and the same is hereby repealed so far as the same affects this ordinance.

SECTION 5. If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Council of the City of Lebanon hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

SECTION 6. Nothing in this ordinance or in the Fire Code hereby adopted shall be construed to affect any suit or proceeding impending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in Section 2 of this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 7. This ordinance and the rules, regulations, provision, requirements, orders and matters established and adopted hereby shall take effect upon final adoption by Lebanon City Council.