

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO: 5796

ORDINANCE COUNCIL SERIES NO: _____

COUNCIL SPONSOR: MR. LORINO

PROVIDED BY: COUNCIL ATTORNEY

INTRODUCED BY: _____

SECONDED BY: _____

ON THE 6 DAY OF APRIL , 2017

EMERGENCY ORDINANCE TO AMEND ST. TAMMANY PARISH COUNCIL SERIES NO. 17-3689 AND ST. TAMMANY PARISH CODE OF ORDINANCES, SEC. 8-050.00 TO ADOPT THE MOST CURRENT EDITION OF THE NATIONAL FIRE PROTECTION LIFE SAFETY CODE (NFPA 101) AND THE NATIONAL FIRE PROTECTION ASSOCIATION FIRE CODE (NFPA 1) AND TO PERMIT ST. TAMMANY PARISH FIRE DISTRICT 2 TO ADOPT THE MOST CURRENT EDITION OF NFPA 101 AND NFPA 1.

WHEREAS, in order to support certain fire districts to establish a reasonable level of fire safety and property protection from the hazards created by fire and explosion, St. Tammany Parish Government in St. Tammany Parish Council Series No. 17-3689 adopted the most current edition of the National Fire Protection Association Life Safety Code (NFPA 101) and the National Fire Protection Association Fire Code (NFPA 1) within the boundaries of St. Tammany Fire District No. 1, St. Tammany Fire District No. 4, St. Tammany Fire District No. 5, St. Tammany Fire District No. 8, St. Tammany Fire District No. 9, St. Tammany Fire District No. 11, St. Tammany Fire District No. 12 and St. Tammany Fire District No. 13; and

WHEREAS, in order to further establish a reasonable level of fire safety and property protection, St. Tammany Parish agreed that, as required by state law, St. Tammany Fire District No. 1, St. Tammany Fire District No. 4, St. Tammany Fire District No. 5, St. Tammany Fire District No. 8 and St. Tammany Fire District No. 9, St. Tammany Fire District No. 11, St. Tammany Fire District No. 12 and St. Tammany Fire District No. 13 may adopt and enforce the most current edition of NFPA 101 and NFPA 1; and

WHEREAS, the above referenced Fire Districts may, as required by state law, adopt and enforce the most current editions of NFPA 101 and NFPA 1 as they are amended from time to time; and

WHEREAS, the above referenced Fire Districts agreed to create Fire Prevention Bureaus, as required by state law, in order to enforce NFPA 101 and NFPA 1; and

WHEREAS, the above referenced Fire Districts agreed that by adopting the NFPA 101 and NFPA 1 pursuant to this ordinance, they will obtain all necessary certifications, and hold harmless and indemnify St. Tammany Parish Government from any liability associated with inspections and enforcement authorized by the adoption of the NFPA 101 and NFPA 1; and

WHEREAS, St. Tammany Parish Fire District No. 2 now requests authorization to adopt the most current edition of the National Fire Protection Association Life Safety Code (NFPA 101) and the National Fire Protection Association Fire Code (NFPA 1) within the boundaries of said Fire District No. 2; and

WHEREAS, in order to immediately implement the provisions of said codes to protect the life, health, property and public safety of residents and businesses located in St. Tammany Fire District No. 2, it is necessary to immediately adopt this ordinance; and

WHEREAS, St. Tammany Parish Fire District No. 2 agrees to create Fire Prevention Bureau, as required by state law, in order to enforce NFPA 101 and NFPA 1; and

WHEREAS, St. Tammany Parish Fire District No. 2 agrees that by adopting the NFPA 101 and NFPA 1 pursuant to this ordinance, they will obtain all necessary certifications, and hold harmless and indemnify St. Tammany Parish Government from any liability associated with inspections and enforcement authorized by the adoption of the NFPA 101 and NFPA 1.

The Parish of St. Tammany hereby ordains that it amends St. Tammany Parish Council Series No. 17-3689 and St. Tammany Parish Code Sec. 8-050.00 to include St. Tammany Parish Fire District No. 2, adopting the most current edition of the National Fire Protection Association Life Safety Code (NFPA 101) and the National Fire Protection Agency Fire Code (NFPA 1) within the boundaries of St. Tammany Fire District No. 1, St. Tammany Fire District No. 2, St. Tammany Fire District No. 4, St. Tammany Fire District No. 5, St. Tammany Fire District No. 8, St. Tammany Fire District No. 9, St. Tammany Fire District No. 11, St. Tammany Fire District No. 12 and St. Tammany Fire District No. 13 and authorizes St. Tammany Fire District No. 1, St. Tammany Fire District No. 2, St. Tammany Fire District No. 4, St. Tammany Fire District No. 5, St. Tammany Fire District No. 8, St. Tammany Fire District No. 9, St. Tammany Fire District No. 11, St. Tammany Fire District No. 12 and St. Tammany Fire District No. 13 to adopt and enforce, through the creation of Fire Prevention Bureaus, the most current editions of NFPA 101 and NFPA 1.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SEVERABILITY: If any provision of this Ordinance shall be held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provision and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon final adoption.

MOVED FOR ADOPTION BY: _____ SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN THE FOLLOWING:

YEAS: _____

NAYS: _____

ABSTAIN: _____

ABSENT: _____

THIS ORDINANCE WAS DECLARED DULY ADOPTED AT A REGULAR MEETING OF THE PARISH COUNCIL ON THE 6 DAY OF APRIL , 2017 ; AND BECOMES ORDINANCE COUNCIL SERIES NO .

STEVE STEFANCIK, COUNCIL CHAIRMAN

ATTEST:

THERESA L. FORD, COUNCIL CLERK

PATRICIA P. BRISTER, PARISH PRESIDENT

Published Introduction: MARCH 29 , 2017

Published Adoption: _____, 2017

Delivered to Parish President: _____, 2017 at _____

Returned to Council Clerk: _____, 2017 at _____