

Chapter 61

FIRE PREVENTION

§ 61.1. Modifications and amendments to code in accordance with the Pennsylvania Construction Code Act (P.L. 491, No. 45), as amended. [Amended 5-5-14 by Ord. No. 2113]

[HISTORY: Adopted by the Board of Commissioners of the Township of Upper St. Clair Ord. No. 306 enacted 3/7/1966, Ord. No. 307 enacted 3/7/1966, Ord. No. 550 enacted 7/1/1974, Ord. No. 602 enacted 11/3/1975, Ord. No. 697 enacted 6/6/1977, Ord. No. 818 enacted 2/5/1979, Ord. No. 1198 enacted 4/7/1986, Ord. No. 1373 enacted 3/6/1989, Ord. No. 1560 enacted 12/7/1992, Ord. No. 1766 enacted 5/4/1998, Ord. No. 1914 enacted 7/6/2004, Ord. No. 1967 enacted 2/5/2007, Ord. No. 2113 enacted 5/5/2014].

GENERAL REFERENCES

Definitions and rules of interpretation – See Ch.3.

Buildings and Fire Codes Appeals and Advisory Board – see Ch. 15, Art. IV

Department of Fire Protection – See Ch. 21.

Department of Planning and Community Development – See Ch. 21.

Building Construction – See Ch. 51.

Fees – See Ch. 57.

Enforcement of Ordinances; Penalties – See Ch. 5.

Pennsylvania Construction Code Act (P.L. 491, No. 45).

§ 61.1 Modifications and amendments to code in accordance with the Pennsylvania Construction Code Act (P.L. 491, No. 45), as amended. [Amended 5-5-14 by Ord. No. 2113]

The International Fire Code, as it may be subsequently amended, is hereby adopted with the following changes: **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.1. The following subsection is hereby inserted in Chapter 1 General and Administrative Provisions: **[Amended by 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.1.1.¹ **Schedule and payment of fees.** A permit shall not be issued until the designated fees, as provided in Ch. 57, Fees, have been paid to the Township. After proper approval by the Township Manager, there shall be no fee for Upper St. Clair municipal agencies, the Upper St. Clair School District and the Upper St. Clair Municipal Authority.

¹ Editor's Note: Various subsections throughout Ch. 61 were renumbered for consistency and clarity within the Chapter on 5-5-14 by Ord.No. 2113.

61.1.1.2. “LP-gas”, is hereby amended by deleting the following sentence: “Exception: A permit is not required for individual containers with a 500-gallon (1892 L) water capacity or less serving occupancies in Group R-3”. [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

61.1.1.3. The following subsections are hereby inserted: [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

61.1.1.3.1 The owner of every structure and premises, except single-family dwellings and dwelling units in two-family and multi-family dwellings, shall maintain a current certificate of compliance for such structure and premises indicating safe and proper maintenance of all structures and premises and compliance with Section 1001.2 of the Building Code.

61.1.1.3.2. The certificate of compliance shall be issued by the Code Official after inspection of the site and all required test reports, compliance with Code requirements and payment of fees for inspection as set forth in Chapter 57 of the Code of the Township entitled Fees. The certificate of compliance shall expire within one year of date issued.

61.1.1.4. "Board of Appeals" is hereby deleted and substituted therefor is the following: [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

Board of appeals. Any person shall have the right to appeal a decision of the Code Official to the Building and Fire Codes Appeals and Advisory Board established by Chapter 15, Boards and Commissions, of the Township Administrative Code. All appeals shall be filed, heard and acted upon in accordance with Pennsylvania Construction Code Act (P.L. 491, No. 45), as amended by Chapter 51 of the Township Code.

61.1.1.5. “Violations” is hereby deleted and substituted therefor is the following: [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

Violation penalties, and Obstruction of fire apparatus access roads. Any person who shall violate any of the provisions of Ch. 61 and/or the International Fire Code and/or the Pennsylvania Construction Code Act (P.L. 491, No. 45) or fail to comply with any order issued pursuant to any section thereof, shall be subject to penalties and fines as provided in Chapter 5, Enforcement of Ordinances; Penalties, of the Township Code. Each day that a violation continues shall be deemed a separate offense. [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

61.1.1.6. Failure to Comply. See Ch. 5, Enforcement of Ordinances; Penalties. [Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]

61.1.2. Chapter 8 Interior Finish, Decorative Materials, and Furnishings is amended as follows: **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.2.1. Pennsylvania Construction Code Act § 7210.901. Exemptions.: (c) NATURAL CUT TREES – Section 804.1.1 (relating to natural cut trees) of the International Fire Code (2003) and any successor provision is excluded from this act. A municipality that elects to adopt an ordinance for the administration and enforcement of this act may, by ordinance, restrict the placement of natural cut trees in an occupancy group. The ordinance restricting the placement shall not be subject to section 503(b) through (k). **[Added 5-5-14 by Ord. No. 2113]**

61.1.2.2. Restricted occupancies. Natural cut trees shall be prohibited in Group A, E, I-1, I-2, I-3, I-4, M, R-1, R-2, and R-4 occupancies. Exceptions: **[Added 5-5-14 by Ord. No. 2113]**

61.1.2.2.1. Trees located in areas protected by an approved automatic sprinkler system installed in accordance with NFPA 13 sprinkler systems or NFPA 13R sprinkler systems shall not be prohibited in Groups A, E, M, R-1, and R-2 **[Added 5-5-14 by Ord. No. 2113]**

61.1.2.2.2. Trees shall be allowed within dwelling units in Group R-2 occupancies. **[Added 5-5-14 by Ord. No. 2113]**

61.1.3. The following is added to Chapter 11 of the International Fire Code (“Aviation Facilities”): **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.3.1. “It shall be unlawful to land any aircraft, except for emergency purposes, without first having obtained a permit in accordance with Chapter 11 of the International Fire Code and Chapter 130, entitled “Zoning” of the Code of the Township. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.4. The following is added to Chapter 33 of the International Fire Code (“Explosives and Fireworks”): **[Amended 5-5-14 by Ord. No. 2113]**

61.1.4.1. The provisions of this code shall not be deemed to nullify any provision of zoning law or other statute of the jurisdiction or other regulations pertaining to the storage of explosive materials. Where the provisions for the storage of explosive materials conflicts, the most rigid requirements shall apply. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.5. Chapter 34 Flammable and Combustible Liquids: **[Amended 5-5-14 by Ord. No. 2113]**

61.1.5.1. Geographic limits in which the storage of Class I and Class II liquids in above-ground tanks outside of buildings is prohibited: Prohibited in all zoning districts with the exception of semi-public uses, contingent upon approval of the Code Official and

compliance with all applicable codes. The provisions of this code shall not be deemed to nullify any provision of zoning law or other statute of the jurisdiction or other regulations pertaining to the storage of Class I and Class II liquids in above-ground tanks outside of buildings. Where the provisions for the storage of Class I and Class II liquids in above-ground tanks outside of buildings conflicts, the most rigid requirements shall apply. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.5.2. Geographic limits in which the storage of Class I and Class II liquids in above-ground tanks is prohibited: Prohibited in all zoning districts with the exception of semi-public uses, contingent upon approval of the Code Official and compliance with all applicable codes. The provisions of this code shall not be deemed to nullify any provision of zoning law or other statute of the jurisdiction or other regulations pertaining to the storage of Class I and Class II liquids in above-ground tanks. Where the provisions for the storage of Class I and Class II liquids in above-ground tanks conflict, the most rigid requirements shall apply. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.6. Chapter 35 Flammable Gases and Flammable Cryogenic Fluids
[Amended 5-5-14 by Ord. No. 2113]

61.1.6.1. Geographic limits in which the storage of flammable cryogenic fluids in stationary containers is prohibited: Prohibited in all zoning districts with the exception of semi-public uses, contingent upon approval of the Code Official and compliance with all applicable codes. The provisions of this code shall not be deemed to nullify any provision of zoning law or other statute of the jurisdiction or other regulations pertaining to the storage of flammable cryogenic fluids. Where the provisions for the storage of flammable cryogenic fluids conflicts, the most rigid requirements shall apply. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**

61.1.7. Chapter 38 Liquefied Petroleum Gases: **[Amended 5-5-14 by Ord. No. 2113]**

61.1.7.1. Geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas: Prohibited in all zoning districts with the exception of semi-public uses, contingent upon approval of the Code Official and compliance with all applicable codes. The provisions of this code shall not be deemed to nullify any provision of zoning law or other statute of the jurisdiction or other regulations pertaining to the storage of liquefied petroleum gas. Where the provisions for the storage of liquefied petroleum gas conflicts, the most rigid requirements shall apply. **[Amended 2-5-07 by Ord. No. 1967; 5-5-14 by Ord. No. 2113]**