

**ORDINANCE NO. 91608-0411**

**AN ORDINANCE AMENDING TITLE 6 FIRE REGULATIONS,  
CHAPTER 1 FIRE DEPARTMENT REGULATIONS, CHAPTER 2 OPEN BURNING, CHAPTER 4  
FIREWORKS AND EXPLOSIVES, AND  
CHAPTER 5 FIRE INSPECTIONS**

Be It Enacted by the City Council of the City of Muscatine, Iowa:

SECTION 1. AMENDMENT. TITLE 6 FIRE REGULATIONS, CHAPTER 1 FIRE DEPARTMENT REGULATIONS of the City Code of Muscatine is hereby amended to add a new Section 17 to include administrative fees as follows:

6-1-17 Administrative Fees

See Attached Exhibit A

SECTION 2. TITLE 6 FIRE REGULATIONS, CHAPTER 1 FIRE DEPARTMENT REGULATIONS of the City Code of Muscatine is hereby amended to add a new Section 18 to include fees for false alarms as follows:

6-1-18 False Alarms

Fire Alarm Systems which are monitored will be assessed a fee for false alarms which occur during any consecutive 12-month period of time as follows:

See Attached Exhibit A

SECTION 3. AMENDMENT. TITLE 6 FIRE REGULATIONS, CHAPTER 2 OPEN BURNING, SECTION 1 NO OPEN BURNING; PERMIT REQUIRED. Section 1 No Open Burning; Permit Required of the City Code of Muscatine is hereby amended to include open burning permit fees as follows:

6-2-1 No Open Burning; Permit Required. There will be no open burning within the corporate City Limits without a permit having been issued by a representative of the Fire Department or by special exception of City Council. The permit fees shall be as follows:

See Attached Exhibit A

SECTION 4. TITLE 6, FIRE REGULATIONS, CHAPTER 4 FIREWORKS AND EXPLOSIVES of the City Code of Muscatine is hereby amended to add a new Section 10 to include fireworks permit fees as follows:

See Attached Exhibit A

SECTION 5. AMENDMENT. TITLE 6 FIRE REGULATIONS, CHAPTER 5 FIRE INSPECTIONS.  
Section 1 Inspections of the City Code of Muscatine is hereby amended to include inspection fees as follows:

6-5-1 Inspections. The Fire Prevention Bureau shall inspect, as often as the Chief deems necessary, buildings and premises, including such other hazards or appliances as the Chief may designate for the purpose of ascertaining and causing to be corrected any conditions or violations of provisions of this code or of any other law or standard affecting fire safety. The inspection fees shall be as follows:

See attached Exhibit A

The fees for inspections contained in the City Code shall be in those amounts as provided by resolution adopted from time to time by the City Council.

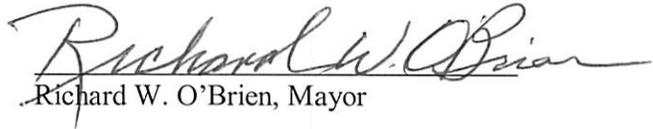
SECTION 5. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 6. SEVERABILITY CLAUSE. If any section, provision or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

SECTION 7. WHEN EFFECTIVE. This ordinance shall be in effect from and after its final passage, approval and publication as provided by law.

APPROVED by the City Council on April 21, 2011, and APPROVED on April 21, 2011.



  
Richard W. O'Brien, Mayor

First Reading: March 17, 2011  
Second Reading: April 7, 2011  
Third Reading: April 21, 2011  
Publication: \_\_\_\_\_

**EXHIBIT A**

**Title 6 Chapter 1:**

**6-1-17**

ADMINISTRATIVE FEES

<u>Type</u>	<u>Fee</u>	
Copy of Medical Report	\$ 15.00	
Copy of Fire Report	\$ 15.00	
Fire Investigation Report	\$ 60.00	
Copy of photos	\$ 10.00 ea.	(photos on cd)
Plan reviews	\$ 50.00	(sprinklers, fire alarms, hood systems)
Site Assessment Fee	\$ 30.00	(per site/property)

**Title 6 Chapter 1:**

**6-1-18**

FALSE ALARMS

Fire Alarm Systems which are monitored will be assessed a fee for false alarms which occur during any consecutive 12-month period of time as follows:

<u>Type</u>	<u>Fee</u>
1 <sup>st</sup> False Alarm	No charge
2 <sup>nd</sup> False Alarm	No charge
3 <sup>rd</sup> False Alarm	\$ 50.00
4 <sup>th</sup> False Alarm	\$ 100.00
5 <sup>th</sup> or more false alarms	\$ 150.00

**Title 6 Chapter 1:**

**6-1-19**

STANDBY FEES

<u>Type</u>	<u>Fee</u>
Apparatus with personnel	\$ 262.09 hr

*\* Minimum of 1 hour. Billed in 15 minute increments beyond first hour.*

**Title 6 Chapter 2:**

**6-2-1 A**

PERMIT FEES

<u>Type</u>	<u>Fee</u>	
Authorized Burning	\$ 25.00	(Valid for calendar year)
Fire Pit / Ring	\$ 0	(Valid for calendar year)
Commercial Open Burning	\$ 200.00	(Valid for 30 days)

*Note: Permit fees double for failure to obtain permit prior to conducting activities.*

**Title 6 Chapter 4:**

**6-4-10**

FIREWORKS FEES

Fireworks	\$ 200.00	(Valid for single event)
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**Title 6 Chapter 5:**

**6-5-1 A**

FIRE INSPECTION / NON-COMPLIANCE FEES

Occupancy Classification Group A, B, E, I, M, S, U

<u>Type</u>	<u>Fee</u>	
Initial Inspection	\$ 45.00	
1st Re-Inspection	No Charge	(performed 30 days after initial)
2 <sup>nd</sup> Re-Inspection	\$ 50.00	
3 <sup>rd</sup> or more re-Inspections	\$ 100.00	

Occupancy Classification Group F, H

<u>Type</u>	<u>Fee</u>	
Initial Inspection	\$ 75.00 hr	(includes inspection and admin time)
1st Re-Inspection	No Charge	(performed 30 days after initial)
2 <sup>nd</sup> or more re-inspections	\$ 75.00 hr	

**PROOF OF PUBLICATION**

I, Jeff Lee, being duly sworn, on my oath, say that I am an advertising clerk at the *Muscatine Journal*, a newspaper of general circulation, published in the City of Muscatine, Muscatine County, Iowa; and that the following Notice:

Muscatine City Clerk  
Ordinance No. 91608-0411

Of which the annexed printed slip is a true, correct and complete copy, was published in said *Muscatine Journal* one time having been made there in on:

April 28, 2011

Jeff Lee 

**STATE OF IOWA  
MUSCATINE COUNTY**

Subscribed and sworn to before me this  
29th day of April 2011

  
Beth Lester, Notary Public



ORDINANCE NO. 91608-0411  
AN ORDINANCE AMENDING TITLE 6  
FIRE REGULATIONS,  
CHAPTER 1 FIRE DEPARTMENT  
REGULATIONS, CHAPTER 2 OPEN BURNING,  
CHAPTER 4 FIREWORKS  
AND EXPLOSIVES, AND  
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PASSED by the City Council on April 21, 2011, and APPROVED on April 21, 2011.

Richard W. O'Brien, Mayor

ATTEST:  
Gregg Mandstager, City Clerk

First Reading: March 17, 2011  
Second Reading: April 7, 2011  
Third Reading: April 21, 2011  
Publication: April, 28, 2011

**EXHIBIT A**

**Title 6 Chapter 1:**  
**6-1-17**  
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**6-1-19**  
STANDBY FEES

Type	Fee
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*Minimum of 1 hour. Billed in 15 minute increments beyond first hour.	

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**6-2-1 A**  
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Type	Fee
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Fire Pit / Ring (Valid for calendar year)	\$ 0
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*Note: Permit fees double for failure to obtain permit prior to conducting activities.*

**Title 6 Chapter 4:**  
**6-4-10**  
FIREWORKS FEES

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Fireworks (Valid for single event)	\$200.00

**Title 6 Chapter 5:**  
**6-5-1 A**  
FIRE INSPECTION / NON-COMPLIANCE FEES

Occupancy Classification Group A, B, E, I, M, S, U

Type	Fee
Initial Inspection	\$45.00
1st Re-Inspection (performed 30 days after initial)	No Charge
2nd Re-Inspection	\$50.00
3rd or more re-inspections	\$100.00

Occupancy Classification Group F, H

Type	Fee
Initial Inspection (includes inspection and admin time)	\$75.00 hr
1st Re-Inspection (performed 30 days after initial)	No Charge
2nd or more re-inspections	\$75.00 hr



**FIRE DEPARTMENT**

MEMORANDUM

TO: Mayor and City Council Members  
Gregg Mandsager, City Administrator

FROM: Jerry Ewers, Fire Chief

DATE: March 15, 2011

SUBJECT: Council Agenda / Ordinance Establishing Various Fees

INTRODUCTION:

In accordance with the direction of city staff and council the Muscatine Fire Department surveyed other Iowa Fire Departments to review and research various fees for service and associated permits related to fire department operations.

BACKGROUND:

The Muscatine City Code provides for a variety of charges (fees) for services. City staff and City Council regularly reviews these charges as part of the annual budget preparation and approval process. The Muscatine Fire Department surveyed other Iowa Fire Departments and compiled a list of comparable fees. After reviewing and analyzing the fees the Fire Department presented the information to council during the March 10<sup>th</sup> in-depth meeting. The projected revenues for implementing the new fees are \$ 21, 160. It should be noted that the majority of these fees are directly related to the cost of providing a particular service. The fees would not go into effect until July 1, 2011. The Fire Department will also provide all businesses affected with a letter prior to July 1, 2011 explaining the new fee structure.

RECOMMENDATION/RATIONALE:

It is recommended that City Council approve the attached ordinance on first reading to establish various fire department fees.

ATTACHMENTS:

1. Ordinance
2. Exhibit A