

ORDINANCE NO. 2017-8

AN ORDINANCE OF THE CITY OF SOCIAL CIRCLE TO AMEND THE CITY OF SOCIAL CIRCLE CODE OF ORDINANCES FOR THE PURPOSE OF ADOPTING STATE MINIMUM FIRE STANDARDS AND TO ALLOW ENFORCEMENT OF OTHER MODEL CODE PROVISIONS WITHIN THE STATE MINIMUM FIRE STANDARDS.

WHEREAS, the City of Social Circle has adopted ordinances pertaining to certain regulations for the purpose adopting certain model code provisions; and

WHEREAS, certain of these ordinances have been enforced by the Walton County Board of Health, its agents and inspectors, law enforcement personnel, the City of Social Circle and the City of Social Circle Department of Planning and Zoning.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Social Circle, Georgia, and it is hereby ordained by authority of same, as follows:

SECTION 1. The Code of the City of Social Circle, Georgia is hereby amended by adding a new ordinance division entitled “Public Safety and Health” and this subsection entitled the “Social Circle Fire Standards as follows:

PUBLIC SAFETY AND HEALTH

1. State Minimum Fire Standards; Adoption of Model Codes

- (A) The State Minimum Fire Safety Standards adopted in the rules and regulations promulgated by the Safety and Fire Commissioner pursuant to O.C.G.A. §25-2-1, et seq., and OCGA 8-2-200 et seq., including all subsequent revisions thereof (the “State Rules and Regulations”), are adopted herein by reference.
- (B) The City of Social Circle has also adopted by separate ordinance the international codes including the International Building Code, International Fuel Gas Code, the International Mechanical Code, the International Fire Code, International Existing Building Code, International Property Maintenance Code and Life Safety Code (herein “Model Codes”). Complete copies of the Model Codes set forth in subsection 1 (A) and (B) of this Ordinance are on file at the Social Circle Fire Department Office, 165 East Hightower Trail Social Circle, Georgia 30025.¹
- (C) Notwithstanding any other provisions of law or any local ordinance to the contrary, in the event of a conflict between the State Rule and Regulations and any other adopted by reference herein, the provisions of the State Rules and Regulations shall prevail. Subject to

¹ The Model Codes referenced herein were adopted by reference by the Mayor and City Council at the April 18, 2017 regular meeting.

the forgoing, in the event of any conflict between any specific code or standard, the following shall act as the guide:

Area	Primary	Supplement
Occupancy Classification	LSC	IBC
Building Construction types including allowable height, allowable building areas, and the requirements for sprinkler protection related to minimum building construction types.	IBC	LSC
Means of Egress	LSC	None
Standpipes	IBC	IFC
Interior Finish	LSC	None
HVAC Systems	IMC	None
Vertical Openings	LSC	None
Sprinkler Systems Minimum construction Standard	LSC	None
Smoke Alarms and Smoke Detection Systems	LSC and State Statute	None
Portable Extinguishers	LSC	None
Cooking Equipment	LSC and NFPA 96	None
Fuel Fired Appliances	IFGC	NFPA 54
Liquefied Petroleum Gas	NFPA 58	IFGC
Compressed Natural Gas	NFPA 52	None

LSC = Life Safety Code

IFC = International Fire Code
IBC= International Building Code
IMC= International Mechanical Code
IFGC= International Fuel Gas Code
NFPA= National Fire Protection Association

2. Applicability

- (A) The State Rules and Regulations and the Model Codes incorporated by reference in Article 1, and the provisions of this Ordinance, shall be collectively referred to as the Social Circle Fire Standards.
- (B) Social Circle Fire Standards shall apply to all buildings, structures, premises, facilities, occupancies, conditions and regulated activities as herein specified within incorporated Social Circle except one and two family dwellings.
- (C) Every building and structure shall comply with the provisions of the Social Circle Fire Standards, or applicable portions thereof, which were in effect at the time such building or structure was constructed. A less restrictive provision contained in any subsequently adopted minimum fire safety standard may be applied to any existing building or structure.
- (D) Every Proposed building and structure shall comply with the Social Circle Fire Standards, or applicable portions thereof, that were in effect on the date the plans and specifications thereof were received by the Fire Marshall for review and approval.

3. Social Circle Fire Prevention Bureau

(A) Establishment and Duties of Fire Prevention Bureau.

- 1. There is hereby created under the supervision of the Social Circle Fire Chief, the Social Circle Fire Prevention Bureau. The purpose of the Social Circle Fire Prevention Bureau is to better conserve property and safeguard human lives and to assist in the enforcement of various rules, regulations and ordinances of the City of Social Circle and the State of Georgia pertaining to fire prevention and life safety.
- 2. The Fire Marshall shall be the manager in charge of the Fire Prevention Bureau shall be appointed by the Fire Chief on the basis of examination to determine qualifications. The appointment of the Fire Marshall shall continue during good behavior and satisfactory service. The Fire Marshall's employment shall otherwise be governed by the City of Social Circle Personnel Policy. The use of the term "Fire Marshall" shall mean the head of the Fire Prevention Bureau.
- 3. Except as otherwise expressly provided herein, the Fire Prevention Bureau and the Fire Marshall shall be charged with responsibility for the direct administration and

enforcement of all codes, regulations, and ordinances dealing with fire prevention and life safety, including but not limited to all provisions of the Social Circle Fire Standards. Further the term "Authority Having Jurisdiction" or its equivalent, as may be used in the Social Circle Fire Standards under this section shall mean the Fire Prevention Bureau and the Fire Marshall thereof.

4. Every fire shall be reported in writing by Social Circle Fire Department staff to the Fire Prevention Bureau. Such reports shall be in such a form as shall be prescribed by the Fire Chief. The Fire Prevention Bureau shall investigate the cause, origin, and circumstances of every fire occurring in Social Circle in which property has been destroyed or damaged, or loss of life has occurred and, so far as possible, shall determine whether the fire is the result of carelessness or design. Such investigation shall begin immediately upon the occurrence of the fire. The Fire Marshall shall notify any other proper authorities designated by law to pursue the investigation of such matters, and shall further cooperate with the authorities in the collection of evidence and in the prosecution of such cases.
5. The Fire Marshall shall compile and keep a record of all fires and of all facts concerning the same including injuries, deaths, rescues of persons, and statistics to the extent such fires cause damage. The Fire Marshall shall make a monthly report of the activities of the Fire Department and the Fire Prevention Bureau and shall transmit this report to the Fire Chief.

(B) Building Permits and Certificates of Occupancy Subject to Review of Fire Marshall

1. Plans and specifications for all proposed buildings which come under the fire code enforcement jurisdiction of the Social Circle Fire Department, as defined in O.C.G.A. § 25-2-12(a)(2), shall be permitted to and receive approval from the Fire Marshall before any building permit may be issued by Building Department. All such plans and specifications submitted by this subsection shall be accompanied by a fee set forth in the fee schedule promulgated by the Social Circle Fire Department. All such plans and specifications submitted as required by this subsection shall bear the seal and Georgia registration number of the drafting architect or engineer.
2. A complete set of approved plans and specifications shall be maintained on the construction site, and construction shall proceed in compliance with the minimum fire safety standards under which the plans and specifications were approved.
3. Every building or structure which comes under the fire code enforcement jurisdiction of the Social Circle Fire Department, as specified in Article 2(2.2) hereof, shall have a certificate of occupancy issued by the Social Circle Fire Department before such building or structure may be occupied. The fee for a certificate of occupancy for an existing building (new tenant/business license) shall be as set forth in a fee schedule promulgated by the Social Circle Fire Department. The Fire Marshall shall proceed

to inspect the subject building or structure to ensure compliance with the provisions of the Social Circle Fire Standards, with in ten (10) days after said application, the Fire Marshall shall either issue a certificate of occupancy to the applicant or notify the applicant in writing of the reasons for the denial of the certificate of occupancy. Such certificates of occupancy shall be issued for each business establishment within a building, and when issued shall state the occupant load for such business establishment or building. The certificate of occupancy shall be posted in a prominent location within such business establishment or building.

4. Inspection of Buildings

(A) Inspection of Buildings and Premises; Authority to Enter Premises; Inspection Warrants.

1. The Fire Chief, Fire Marshall and designated Social Circle Fire Department Personnel have the authority at all times day and night to enter in or upon and to examine any building or premises where a fire is in progress or has occurred, as well as other buildings or premises adjacent to or near the same. The Fire Chief and his delegated authorities shall have the right to enter in or upon all buildings and premises subject to this Ordinance, at any reasonable time, for the purpose of examination or inspection.
2. Upon the complaint of any person, the Fire Chief, Fire Marshall and designated Social Circle Fire Department Personnel may inspect or cause to be inspected all buildings and premises within their jurisdiction whenever deemed necessary.
3. Notwithstanding anything contrary elsewhere in these ordinances, any inspections of buildings and premises not otherwise open to the public shall be made upon consent of the owner or occupant of said premises or upon securing and inspection warrant as provided in subsection 4(B) herein.

(B) Inspection Warrants.

1. Inspection warrants may be obtained from any judge of the superior, magistrate, or municipal court upon oath or affirmation showing probable cause for the purpose of conducting inspections authorized herein. For the purpose of issuance of inspection warrants, probable cause exists upon showing a valid public interest in the effective enforcement of the Social Circle Fire Standards sufficient to justify inspection of the area, premises, building, or nveyance in the circumstance specified in the application for the warrant.

2. A warrant shall be issued only upon affidavit of the Fire Chief, Fire Marshall or any person authorized to conduct inspections, sworn to before a judicial officer and establishing grounds for issuing a warrant.
3. The issuing judge may issue the warrant when he is satisfied that the following conditions are met:
 - i. The one seeking the warrant must establish under oath or affirmation that the property to be inspected is to be inspected as part of a legally authorized program of inspection which includes property or that there is probable cause for believing that there is a condition, object, activity, or circumstance which legally justifies such an inspection of that property.
 - ii. The issuing judge determines that issuance of the warrant is authorized by this Section One.
4. The warrant shall:
 - i. State the grounds for its issuance and name each person whose affidavit has been taken in support thereof;
 - ii. Be directed to persons authorized to conduct inspections and execute it;
 - iii. Command the persons to whom it is directed to inspect the area, premises, building, or conveyance identified for the purpose specified and, if appropriate, direct the seizure of the property specified;
 - iv. Identify the item or types of property to be seized, if any; and
 - v. Designate the judicial officer to whom the warrant shall be returned.
5. A warrant issued pursuant to this subsection must be executed and returned within ten days of its date of issuance unless, upon showing need of additional time, the court orders otherwise. If property is seized pursuant to a warrant, a copy shall be provided upon request to the person from whom or from whose premises the property has been taken, together with a receipt of the property taken. The return of the warrant shall be made promptly, accompanied by a written inventory of any property taken. A copy of the inventory shall be delivered upon request to the person from whom or from whose premises the property was taken and the application for the warrant.

The judicial officer who issued the warrant shall attach thereto a copy of return and all papers returnable in connection therewith and file them with the clerk of the superior court for the county in which the inspection was made.

(C) Correction of Deficient Conditions.

1. When the Fire Chief, Fire Marshall or other personnel authorized to conduct inspections finds any building or other structure which, for want of repair or by reason of age or dilapidated condition or any other cause is especially liable to fire hazard or which is so situated as to endanger other property or the safety of the public, or when, in or around any building, such officer finds combustible or explosive matter, inflammables, or other conditions dangerous to the safety of the building, notice may be given to the owner or agent and occupant of the building to correct such unsafe conditions as may be found.

2 If any owner, agent, or occupant fails to comply with this notice within the time specified therein, the Fire Marshall may issue a citation or, with the approval of the Fire Chief, may petition the court for a rule of nisi to show cause why an order should not be issued by the court that the same be removed and remedied. Such court order shall forthwith be complied with by the owner or occupant of the premises or building within such time as may be fixed in the court order.

3. If any person fails to comply with the order of the court within the time fixed, the city shall cause the building or premises to be forthwith repaired, torn down, or demolished, the hazardous materials removed, or the dangerous conditions remedied, as the case may be, at the expense of the city. If the owner thereof, within 30 days after notice in writing of the amount of such expense, fails, neglects, or refuses to pay the city the expenses thereby incurred, the city shall issue a fi.fa. against the property for the expenses actually occurred.

4. The final authority for ordering the carrying out of the enforcement of the provisions of Article 4 (C) to ensure compliance with this Ordinance shall be by Order of the Court and not the Fire Chief or Fire Marshall.

5. Additional Regulations

(A) Outdoor Burning.

1. No person shall kindle or maintain any outdoor burning of hand piled natural vegetation or authorize such outdoor burning to be kindled or maintained without first obtaining a burn permit from the Georgia Forestry Commission.

2. No person shall kindle or maintain any outdoor burning of machine piled natural vegetation or authorize such outdoor burning to be kindled or maintained without first obtaining an Air Curtain Destructor (ACD) permit the Ga. Forestry Commission. The rules and regulations from the Georgia Forestry Commission and the Georgia EPD shall apply all burns of this nature.
3. Outdoor burning of manmade materials is prohibited.
4. The Fire Chief or his appointed representative may prohibit any and all fires when prescribed rules, regulations, and laws are not followed or circumstance make such fires or smoke hazardous to life, health, or property.

(B) Authorized burning without a permit. Notwithstanding any other provisions of this article, open burning may be done without a permit as follows:

1. Open fires may be set in the performance of an official duty of any public safety officer, if necessary to prevent a fire hazard or to carry out his or her official duties.
2. Fire may be used for the cooking of food or for recreational purposes, such as camp fires, provided no smoke violation or other nuisance is created.

(C) Open flame cooking/heating devices.

1. Definition: Open flame cooking/ heating device per this ordinance is defined as hibachi, gas fired grill or smoker, charcoal grill or smoker or other similar devices used for cooking, heating, or any other purpose.²
2. The use of open flame cooking/heating devices on balconies or breeze ways of an apartment complex or condominium is prohibited.
3. The use of open flame cooking/heating devices within 10' of any structure of an apartment complex or condominium is prohibited. Enforcement: Owner, managers or residents may be held responsible for violating this code section. Whoever violates any provision of this section shall be fined not more than \$300.00. Every day a violation occurs shall constitute a separate offense as prescribed under this section.

² Note: Many apartment complexes or condominiums have regulations on the use of grills and other heating devices that exceed fire code requirements. Please check with your management staff to see what requirements or expectations apply to grills at your complex.

(D) Clearing Property of Debris and Refuse where a Building is Burned.

1. Where a building or structure has burned, the premises must be cleared of all debris and refuse within (90) days thereafter unless such building is under investigation. Any premises under investigation shall be cleared of all debris and refuse (90) days after notice is sent to the property owner of the close of the investigation. If such premises are not cleared within said period, the same shall constitute a violation and be treated accordingly.
2. If the remains of the building mentioned under subsection 5(D) (1) above constitute a safety hazard, the Building Inspector or Fire Marshall may at any time file a complaint with the Code Enforcement Official to have such condition declared a nuisance and the abatement of the same.
3. The provisions of this subsection are and shall be construed to be cumulative of all other provisions regarding the condition of the property within the city and shall not be construed to alter, amend, or repeal any other such provisions.

(E) Fire Watch.

1. Fire Watch is the assignment of a person or persons to an area for the express purpose of notifying the Fire Department and/or building occupants of an emergency, preventing a fire from occurring, extinguishing small fires, or protecting the public from fire or life safety dangers.
2. The Fire Marshal shall have the authority to require standby fire personnel or an approved fire watch in the following situations when deemed essential for the protection of public safety:
 - a. Potentially hazardous conditions or a reduction in a life safety feature exists due to the type of performance, display, exhibit, occupancy, contest or activity being conducted;
 - b. An impairment to a fire protection feature or system has occurred; or
 - c. The number of persons present justifies additional fire protection.
3. The owner, agent or lessee of an event for which fire watch is required (the "Event Sponsor") shall employ one or more qualified persons, as required and approved, to be on duty. The cost of standby fire personnel shall be paid by the Event Sponsor.

4. All standby fire personnel or fire watch personnel shall be subject to the orders of the Fire Chief, Fire Marshal, or his designee, at all times, shall be identifiable as fire watch personnel and, unless expressly relieved of duty by order of the Fire Marshal, shall remain on duty during the times such places are open to the public, when such activity is being conducted, or while such impairment or condition remains.

(F) Rapid Entry System.

1. The City of Social Circle recognized the importance of providing the Fire Department rapid entry into locked buildings. The delay in gaining entry can result in substantial property damage, the potential for rapid fire erosion and increased danger for the fire fighters. To assist the Fire Department in gaining rapid entry, the City of Social Circle adopts a rapid entry system ordinance.
2. In accordance with International Fire Code Section 506.1, the Fire Chief can require a business to have a key box on-premises as well as provide a fire department master key to authorized personnel of the Fire Department.
3. The Rapid Entry System is required within the City of Social Circle for the following buildings:
 - i. Government facilities
 - ii. Buildings that have restricted business, industrial, commercial or limited commercial uses
 - iii. Buildings containing a sprinkler system;
 - iv. Buildings containing a fire alarm system;
 - v. Buildings containing an automatic fire suppression system; or
 - vi. Buildings that are a facility that is required to prepare and have available material safety data sheets and/or hazardous chemical inventory forms under the Superfund Amendments and Reauthorization Act of 1986 (SARA Title III).
4. Except as ordered by the Fire Chief under paragraph 2 or as required under paragraph 3 of this section, no building is required to have a Rapid Entry System.

(G) Definitions. As used in this Ordinance, the following terms shall have the meaning indicated:

1. *Automatic fire suppression system.* A system or assembly of piping, valves, controls and sprinklers which are designed and installed to comply with the NFPA standards, which utilize water, foam, CO₂, or other gas to automatically react to suppress fires.
2. *Central station.* An office of a private company to which a remote alarm and supervisory signaling devices are transmitted and where personnel are in attendance at all times to supervise the circuits and investigate signals.

3. *Fire alarm system.* Equipment which automatically actuates a fire alarm when the detecting element is exposed to fire, smoke, abnormal rise or decrease in temperature or activation of a sprinkler system or manually activated device.
4. *Fire department master key.* A limited issue key of special or controlled design to be carried by fire department officials in command which will open key boxes on specified properties.
5. *Lock box/key box.* A high security key vault which is listed under the UL 161 O and the UL 1037 standards, master keyed with a Medeco Biaxial Level 1 or equivalent lock. Locks shall be keyed to the key configuration provided by the fire department.
6. *Lock box document vault.* A high security steel plate vault with a minimum of 14 inches high by 12 inches wide by 2 inches deep, constructed to the same standards as the lock box, for the storage of documents.

(H) Installation requirements.

1. The Social Circle Fire Department has chosen the Knox Company to serve as our supplier. All key boxes purchased for use in the City of Social Circle must come from this company.
2. As directed by the Fire Chief, a building owner, shall install or cause to be installed a lock box system and/or lock box document vault prior to the issuance of a certificate of occupancy for any portion of the building for new or remodeling construction or within six months of the adoption date of this ordinance if no new construction or remodeling takes place.
3. The lock box shall be installed on the front of the building near the main entry door and between six and eight feet above the ground unless approved at a higher or lower level by the Fire Chief.
4. The lock box shall contain the key(s) for the exterior doors, the keys for all interior doors within the building and a scaled floor plan of the building. In lieu of having the interior keys at this location, a second lock box may be located within the main lobby of the building to hold these keys. Keys within the lock box shall be labeled for easy identification either by the tenant name or indexed floor plan of the building and shall be kept current. Where a building contains a business that is required to maintain material safety data sheets, a lock box document vault shall be installed. The lock box document vault shall be installed on the front of the building, near the main entry door and between six and eight feet from the ground unless approved at a higher or lower level by the Fire Chief. The vault shall contain copies of the material safety data sheets that are required to be on file within the building as well

as a floor plan or written description that indicates the location of the general areas of these materials will be found within the building.

- (I) Penalties for offenses. Any violation of this article is hereby declared to be an offense, punishable pursuant to enforcement procedures of the Social Circle Code of Ordinances.
- (J) Amendment of provisions. The city council may from time to time amend, supplement, change, modify or repeal this article pursuant to the provisions of the city ordinance and the general municipal law applicable thereto.
- (K) Sale of Fireworks. In accordance with O. C.G.A. §25-10-S(C), licenses for temporary consumer fireworks retail sales stands shall be obtained from Social Circle Fire Department.
- (L) Repeal of Ordinances Inconsistent with Model Code. Any matters in said Model Codes which are contrary to existing Ordinances of the City, shall prevail
- (M) Designated Enforcement Officers. Within said Model Codes when reference is made to the duties of certain officials named therein that designated official of the City of Social Circle, Walton County, Georgia the responsibility shall be assigned by order of the Fire Chief.
- (N) Penalties. Any person who shall violate any of the provisions of the various standard codes as set out above or fail to comply therewith or who shall violate or fail to comply with any order made thereunder, or who should violate any order made thereunder, or who should build in violation of any detailed statement of specifications or plans submitted and approved thereunder and from which no appeal has been taken, or who should fail to comply with such an order as affirmed or modified by the Fire Chief or governing body, or by any other court of competent jurisdiction, within the time fixed therein, shall, for each such failure or violation or non-compliance be punished by a fine not to exceed \$1,000.00 and costs, or by imprisonment not to exceed twelve months, or both, any and all of such penalties to be imposed in the discretion of the Judge of the Municipal Court of the City of Social Circle. In the event a party desires to pay a penalty without appearing before the Municipal Court, the established fine shall be \$500.00. If the matter is heard in the Municipal Court, the fine imposed shall be at the discretion of the Municipal Court Judge. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue, and all such persons shall be required to correct or remedy such violations or defects within a reasonable time. The application of the above penalty shall not be held to prevent the enforced removal of prohibited conditions.
- (O) Obstructing fire hydrants or connections. It is unlawful for any person to obstruct any fire hydrant so as to obstruct approaches to the same by the fire department. It is unlawful for

any person to obstruct any fire department connection, closer than five feet in any direction, parallel with street access.

- (P) Obstructing a fire station. It is unlawful for any person to put any obstruction of any nature whatsoever in front of any fire station or location where fire service equipment is located.
- (Q) Persons permitted within vicinity of fire. No persons other than firefighters, city officials, police officers, and the property owner or his agent shall be allowed within the immediate vicinity of a fire, unless such persons are given permission to do so by the Fire Chief or designee.

6. Administration

- (A) Fees. Fees for services provided by Social Circle Fire Department shall be established by the fee schedule adopted by the Social Circle Mayor and Council. All federal, state, county or city publicly owned buildings covered by this Ordinance are exempt from any fee or license. Such fees or licenses may be waived by only by a resolution of the Mayor and Council.
- (B) Variances. The Fire Marshal shall have the power to grant reasonable variances to modify any of the provisions of the Social Circle Fire Standards upon application in writing by the owner, lessee or his duly authorized agent when a strict application of the rule is not reasonable under the special circumstances demonstrated by the property owner , provided that the intent of this Ordinance and the applicable Code shall be observed, public safety secured, and substantial justice done. Notwithstanding the foregoing, the Fire Marshal is not authorized to grant any variances to the State Rules and Regulations. The particulars of such modifications and the decision of the Fire Marshal shall be entered upon the records of the Fire Prevention Bureau and a signed copy shall be furnished to the applicant.
- (C) Appeals. Whenever the Fire Marshal has disapproved an application or refused to grant a permit applied for, or when it is claimed that a provision of this Ordinance does not apply or that the true intent and meaning of the within mentioned Model Codes have been misconstrued or wrongly interpreted, the applicant shall be entitled to appeal from the decision of the said Fire Marshal to the Fire Chief by filing a written notice of appeal with the Fire Marshal within ten (10) days of the decision being appealed. If the matter is not satisfactorily resolved by the Fire Chief, the applicant may file a written notice of appeal to the City Manager of the City of Social Circle within ten (10) days from Fire Chief's decision. If the matter is not satisfactorily resolved by the City Manager, then the applicant may file a written appeal of the decision to the Superior Court of Walton County within 30 days of the final decision of the City Manager.
- (D) Nonliability of Persons Enforcing Section. Any public employee, officers or other person responsible for the enforcement of this Ordinance, including the Fire Marshal, acting for the governing body in the discharge of its duties, shall not be liable personally and each person is hereby relieved from all personal liability from any damage that may occur to

persons and/or property as a result of any act required or permitted in the discharge of duties.

(E) Sovereign Immunity. Nothing contained in this Ordinance shall be construed to constitute a waiver of the sovereign immunity of the City or official immunity any officer or employee thereof in carrying out the provisions of this Ordinance. No action shall be maintained against the City or any officer, elected officer, or employee thereof for damages sustained as a result of any fire or related hazard covered by this section by reason of any inspection or other action taken or not taken pursuant to this section. Nothing in this Ordinance shall be construed to relieve any property owner or lessee thereof from any legal duty, obligation or liability incidental to the ownership, maintenance and use of such property.

7. Schedule of Fees and Fines.

The mayor and city council hereby adopt the schedule of fees and fines by reference and incorporate the list into this Ordinance as Attachment 1.

SECTION 2. Unless otherwise provides herein, the penalties provided for violations of this Ordinance are set out in the general penalties sections of the Code of Ordinances of the City of Social Circle, are under the authority of the Municipal Court as established by the Code and are hereby incorporated herein as if fully set out.

SECTION 3. Except as provided otherwise herein, all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4. Pursuant to the Section 2.25 of the City Charter, authority is hereby delegated to the City Clerk to cause this Ordinance to be numbered and codified in the City Code of Social Circle, Georgia, in such a way as to place this Ordinance in the Code in an organized and orderly sequence to maximize the organization of the Code. The City Clerk is authorized to designate to the City Attorney or to such other Mayor and Council approved contractors to assist in the effort to codify this provision provided the decision of the City Clerk is final as to the placement of this Ordinance within the City Code of Social Circle, Georgia. The goal of this authorization is to codify and number this Ordinance in the Code in such a way as to be clear and orderly.

SECTION 5. This ordinance shall become effective immediately upon its adoption by the Mayor and Council of the City of Social Circle, Georgia.

SECTION 6. It is hereby declared that if any phrase, sentence, or paragraph hereof shall be found or declared unconstitutional or invalid by a court of competent jurisdiction, the remaining phrases, sentences and paragraphs hereof shall remain in full force and effect as if enacted without the phrase, sentence, or paragraph declared unconstitutional or invalid.

SO ORDAINED, this 18th day of April, 2017.

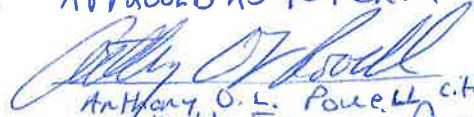


Hal W. Dally, Mayor

Attest:



Susan M. Roper, City Clerk

APPROVED AS TO FORM


Anthony O. L. Powell, City Attorney
Webb, Tanner & Powell, P.C.

Adopted by the City Council at a regular meeting on April 18, 2017.

 4 Council members voting in favor

 0 Council members voting against

 0 Council members abstaining

ATTACHMENT 1

Social Circle Fire Department Fee Schedule

Plan Review	Fees
Site	\$100.00
Building < 5000 Sq. Ft.	\$100.00
Building > 5000 Sq. Ft.	\$0.03 per sq. ft.
(Includes site inspections up to and including final and first follow up)	
2 nd Follow Up	\$50.00
3 rd Follow Up and any additional Follow Ups	\$100.00
Fire Alarm < 10,000 sq. ft.	\$50.00
> 10,000 sq. ft.	\$100.00
Fire Sprinkler <5000 sq. ft.	\$100.00
> 5000 sq. ft.	\$150.00
Inspections	
Annual	No Charge
1 st Follow Up	No Charge
2 nd Follow Up	\$25.00
3 rd Follow Up and any additional follow ups	\$50.00
After Hours	\$30.00 per hour/ 2 hour min.
Change of Occupancy (New Tenant/Business License)	\$150.00
Certificate of Occupancy (Replacement Copy)	\$25.00
Fire Watch	\$40.00 per hour/per person
Incident Reports	\$3.00 per copy