

## **TITLE ONE - General Standards**

- Chap. 1501. Ohio Fire Code.
- Chap. 1505. [Repealed - Reserved for future use]
- Chap. 1511. Open Burning.
- Chap. 1519. Fireworks.
- Chap. 1523. Cost Recovery of Emergency Actions
- Chap. 1527. General Regulations

### **CHAPTER 1501**

### **OHIO FIRE CODE**

- 1501.01 Adoption - Ohio Fire Code.**
- 1501.02 Code changes adopted. (Repealed)**
- 1501.03 Modifications.**
- 1501.04 Compliance; Violations.**
- 1501.05 Copies.**
- 1501.06 Conflict.**
- 1501.99 Penalties; Equitable Remedies.**

#### **CROSS REFERENCES**

Ohio Fire Code – see Ohio R.C. 3737.82 et seq.; OAC 1301:7-7 et seq.  
Adoption by reference - see Ohio R.C. 731.231

#### **1501.01 Ohio Fire Code Adopted.**

Pursuant to Ohio R.C. 731.231, the City adopts, enforces and incorporates herein by reference, the Ohio Fire Code, its related codes and referenced standards, as adopted by the State of Ohio Department of Commerce, Division of State Fire Marshal, as may be amended from time to time, pursuant to Ohio R.C. Chapters 3737, 3781, 3791, and as referenced in 1301:7-7 of the Ohio Administrative Code.

#### **1501.02 Code Changes Adopted.**

(EDITOR'S NOTE: Former 1501.02 was repealed by Ordinance 2000-36, passed June 19, 2000.)

#### **1501.03 Modifications.**

The Fire Chief has the authority to modify any provision of the Code adopted herein, upon application in writing by the owner, lessee or authorized agent, if the strict interpretation of

the Code results in unreasonable practical difficulties, and further provided that such authority is explicitly granted by the Ohio Fire Code. In such cases, a sincere belief that the safety of the public will be compromised shall result in a denial by the Chief.

#### **1501.04 Compliance; Violations**

(a) No owner or any other person shall construct, erect, build or equip any building or structure to which the Ohio Fire Code, its related codes and referenced standards, including, as adopted herein, or make any addition thereto or alteration thereof, except in the case of repairs or maintenance that does not affect the construction, sanitation, safety or any other vital feature of such building or structure, without complying with this Chapter, or fail to comply with any lawful order issued pursuant thereto.

(b) No architect, builder, engineer, plumber, carpenter, mason, contractor, subcontractor, foreman or employee shall violate or assist in violating any of the provisions of the Ohio Fire Code, and its related codes and referenced standards, or fail to comply with any lawful order issued pursuant thereto.

(c) No owner or any other person shall proceed with the construction, erection, alteration or equipment of any building or structure to which the Ohio Fire Code is applicable without complying with this Chapter and the plan and specification submission and processing requirements of the City of Berea and/or the OFC and until plans or drawings, specifications and data have been approved and/or inspected.

#### **1301.05 Conflict**

Whenever a provision of the OFC and its related codes and referenced standards, as adopted in this Chapter, conflicts with a provision of any other standard technical code adopted by the City, the stricter standard shall prevail.

#### **1501.06 Copies.**

Copies of the Codes adopted in this Chapter are available at <https://codes.iccsafe.org/codes/ohio> and are also on file at the County Law Library.

#### **1501.99 Penalty; Equitable Remedies.**

(a) Whoever violates or fails to comply with any provisions of this Chapter, is guilty of a misdemeanor of the first degree and shall be fined not more than One Thousand Dollars (\$1,000) and/or imprisoned not more than six (6) months for each offense. Unless otherwise provided, a separate offense shall be deemed committed each day during or on which a violation or noncompliance occurs or continues.

(b) The application of the penalty provided in subsection (a) herein shall not be deemed to prevent the enforced removal of prohibited conditions or the application of any other equitable remedy, including nuisance abatement.