



Legislation Text

File #: Ord 16-34, **Version:** 1

Amending Chapter 40 of the Saint Paul Legislative Code pertaining to Fire Certificate of Occupancy.

THE COUNCIL OF THE CITY OF SAINT PAUL DOES ORDAIN:

SECTION 1

Sections 40.03 and 40.04 of the Saint Paul Legislative Code is hereby amended to read as follows:

Sec. 40.03. - Definitions.

Fire code official. The authority specifically designated by ordinance or regulation which is charged with the administration and enforcement of the fire code. For the purposes of this chapter the fire code official is the ~~director of DSI fire safety manager~~ and his or her designees. The fire code official shall include any enforcement officer under his or her supervision or direction. The director of DSI shall ensure that any designees under this provision are competent by virtue of certification as a fire inspector, training or experience in fire prevention inspections and enforcement.

SECTION 2

Sec. 40.04. - Certification process.

(a) *Buildings and occupancies requiring a fire certificate of occupancy.*

- (1) A building or portion thereof which receives a certificate of occupancy from the city's building official upon completion of construction or major rehabilitation shall simultaneously receive a fire certificate of occupancy if their use or occupancy so requires.
- (2) Buildings which have a change in use or occupancy and become subject to the fire certificate of occupancy requirement.
- (3) One- and two-family dwellings which have a change in status from owner occupied to non-owner occupied or rental.
- (4) Commercial buildings and residential occupancies which have current fire certificates of occupancy on or after January 1, 2007 shall be subject to the ongoing requirement to maintain a fire certificate of occupancy. These buildings shall be issued fire certificates of occupancy and shall be subject to periodic inspection based on the date of the building's last complete fire certificate of occupancy inspection, subject to the terms of this chapter.
- (5) One- and two-unit rental dwellings which are currently registered and rental properties under the requirements of this code on January 1, 2007 shall receive provisional fire certificates of occupancy. These properties shall be issued fire certificates of occupancy upon the successful completion of a fire certificate of occupancy inspection.

(6) A building which has been registered as a vacant building under chapter 43 of the Legislative Code that subsequently received a certificate of code compliance under section 33.06 of the Legislative Code shall be issued a fire certificate of occupancy concurrently with the certificate of code compliance, if their use or occupancy so requires.

(b) *Information and application.* Owners of all buildings subject to the fire certificate occupancy requirement shall apply for a fire certificate of occupancy. The application shall include, at a minimum, the following information:

- (1) A description of the building;
- (2) The name, address and twenty-four (24) hour telephone numbers of the owner(s);
- (3) The name, address and telephone numbers of the property manager(s) or responsible party;
- (4) An owner of a building used for residential occupancy who is applying for their first fire certificate of occupancy must complete the ~~Minnesota crime free multi-housing program~~ DSI Landlord 101 course or have completed a similar program approved by the department of safety and inspections within the last two (2) years. The owner must submit with the application a certificate of attendance or a letter showing proof of attendance at the program or verification of enrollment at the next scheduled class. This requirement shall not apply to an owner who has a fire certificate of occupancy on another building used for residential occupancy; and
- (5) Additional property and property management-related information as will promote effective enforcement of this chapter.

SECTION 3

This Ordinance shall take effect and be in force thirty (30) days following its passage, approval and publication.