

4. Ordinance 2024-02, amending the Code of Ordinances, Chapter 33, Fire Department, Subchapter 'Fire Prevention; General Provisions', by including provisions for new construction requirements, first reading.

## **ORDINANCE 2024-02**

**AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, AMENDING THE CODE OF ORDINANCES, TITLE III, ADMINISTRATION, CHAPTER 33, FIRE DEPARTMENT, SUBCHAPTER 'FIRE PREVENTION; GENERAL PROVISIONS', BY INCLUDING PROVISIONS FOR NEW CONSTRUCTION REQUIREMENTS; PROVIDING FOR THE REPEAL OF ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING FOR INCLUSION IN THE CITY OF PALM BAY CODE OF ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, a fire system closet is a dedicated space for fire protection equipment located on an outside wall that allows emergency personnel quick access to fire sprinkler controls and equipment, and

**WHEREAS**, a fire safety closet with keyed access to firefighters helps provides immediate access that is necessary for life-saving or fire-fighting purposes, and

**WHEREAS**, a backflow prevention device protects municipal water supplies from pollution and contamination by allowing water to flow in one direction, and

**WHEREAS**, the City Council finds that the fire safety closets and backflow prevention devices are important fire protection systems that are necessary to protect the health, safety and welfare of the public.

**BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA**, as follows:

**SECTION 1.** The above recitals are true and correct and are hereby incorporated by reference.

**SECTION 2.** The City of Palm Bay Code of Ordinances, Title III, Administration, Chapter 33, Fire Department, 'Fire Prevention; General Provisions', Section 33.26, Fire

Safety Inspection Fees, is hereby amended and shall henceforth read as follows:

**“Section 33.26 FIRE SAFETY INSPECTION FEES.**

\* \* \*

>>(C) Enforcement. The failure to remit the annual fire inspection fee and any late fees due shall be a violation of the Code of Ordinances and subject to code enforcement proceedings.<<”

**SECTION 2.** The City of Palm Bay Code of Ordinances, Title III, Administration, Chapter 33, Fire Department, ‘Fire Prevention; General Provisions’, by creating Section 33.27, New Construction Requirements, which shall henceforth read as follows:

**“Section 33.27 >>NEW CONSTRUCTION REQUIREMENTS.**

(A) Backflow prevention for fire protection systems. An approved double check valve assembly shall be installed on all fire mains serving all structures, except single-family homes and duplexes, as provided in NFPA 13 and NFPA 13R. An approved dual check valve assembly shall be installed on all fire mains serving single-family homes and duplexes (NFPA 13D).

(B) Fire protection system closet. A fire protection system closet shall be provided for all buildings and structures equipped with a fire alarm or fire sprinkler protection.

(1) Fire protection system closet shall meet the following requirements:

(a) The closet shall house the fire sprinkler system riser, and associated devices, fire alarm system control panel with associated system devices. Portions of the fire alarm system may be located elsewhere in the building subject to approval by the fire and life safety division.

(b) The annual fire alarm registration and copies of the most recent fire alarm, and fire sprinkler, inspection reports shall be posted in the closet.

(c) The closet shall not be used for storage and shall not be used for any other electrical, plumbing or mechanical equipment.

(d) The minimum size of the closet shall be 2 feet deep by 4 feet wide, which shall be increased to accommodate the provided equipment.

(e) The door shall be labeled with a sign that reads "RISER

ROOM", "FACP", and if mechanical equipment is also located in the room, then the door must be labeled 'MECHANICAL ROOM'.

(f) A KnoxBox approved by the Palm Bay Fire Department with a master key provided to the Palm Bay Fire Department, shall be required for all properties that are required to have a fire protection system closet.

(2) Fire protection system closets are not required in high rise buildings and other buildings where a fire pump room and a fire control room are required or provided. Fire protection system closets are not required for fire sprinkler systems provided in single family homes with fire sprinkler systems.<<"

**SECTION 3.** All ordinances or parts of ordinances in conflict herewith are hereby repealed and all ordinances or parts of ordinances not in conflict herewith are hereby continued in full force and effect.

**SECTION 4.** It is the intention of the City Council of the City of Palm Bay that the provisions of this Ordinance shall be made a part of the City of Palm Bay Code of Ordinances and the sections may be renumbered to accomplish such intention.

**SECTION 5.** If any portion, clause, phrase, sentence or classification of this ordinance is held or declared to be either unconstitutional, invalid, inapplicable, inoperative or void, then such declaration shall not be construed to affect other portions of the ordinance; it is hereby declared to be the express opinion of the City Council of the City of Palm Bay that any such unconstitutional, invalid, inapplicable, inoperative or void portion or portions of this ordinance did not induce its passage, and that without the inclusion of any such portion or portions of this ordinance, the City Council would have enacted the valid constitutional portions thereof.

**SECTION 6.** The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2023-XX, held on , 2023; and read in title only

and duly enacted at Meeting 2023-XX, held on \_\_\_\_\_, 2023.

\_\_\_\_\_  
Rob Medina, MAYOR

ATTEST:

\_\_\_\_\_  
Terese M. Jones, CITY CLERK

Reviewed by CAO: \_\_\_\_\_

***Strikethrough words shall be deleted; highlighted words to be included shall be placed in between two arrow symbols (>> <<). Deletions and additions constitute the proposed amendment. Words remaining are now in effect and remain unchanged.***