

CHAPTER 147

FIRE ZONE

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147.01 PURPOSE. The purpose of this chapter is to prescribe regulations governing conditions hazardous to life and property due to fire or explosion.

147.02 FIRE LIMITS DEFINED. The following described area shall constitute and be known as the Fire Limits of the City, to-wit:

The South Half of Lot 3, all of Lots 4, 5, 6, and 7 and the South Half of Lot 8, in Block 7; the South Half of Lot 3, all of Lots 4, 5, 6 and 7 and the South Half of Lot 8 in Block 8; all of Lots 4 and 5 in Block 32; all of Lots 1, 2, 3, 7, 8 and 9 in Block 9; all of Lots 1, 2, 3, 7, 8 and 9 in Block 10; and the North Half of Lot 3, all of Lots 1, 2, 9 and 10, and the North Half of Lot 8 in Block 11, all in the City of Dakota City, Humboldt County, Iowa.

147.03 PERMIT REQUIRED. It is unlawful for any person to erect, repair, or rebuild any building or buildings within the Fire Limits of the City without first obtaining a permit from the Council. The request for the permit shall be accompanied by plans and specifications for said building or buildings.

147.04 STRUCTURAL REQUIREMENTS. No building or addition to a building shall hereafter be erected or rebuilt within, and no building shall hereafter be moved to a location within the Fire Limits for the City unless it shall be enclosed on all sides with walls constructed wholly of stone, brick, concrete or tile block or concrete and of a minimum thickness of eight inches, but if any such wall is a common wall of two separate buildings, it shall have a minimum thickness of 12 inches, and if constructed partly of hollow block, no less than four inches of such thickness shall be of solid stone, brick or concrete. No such common wall of two separate buildings shall be pierced by an opening less than three feet above the roof of the lower of such two buildings. Such building within said Fire Limits shall have its entire roof and the top and sides of all roof structures, including dormer windows, covered with non-combustible material and all cornices of such building shall be of non-combustible material.

147.05 PERMITTED CONSTRUCTION. There may be built within the confines of the Fire Limits of the City buildings or structures of other fire proof materials, provided that if said buildings or structures are proposed, the same shall be constructed only after obtaining a permit therefor and in accordance with the following:

1. Application. Application for said permit shall be made to the Clerk and shall be in writing and shall show the type of material to be used; the gauge thereof, if applicable; the method and specifications of construction, including a description of insulating material to be used, if any, and manner and specifications of its installation; the dimensions of said building or structure; the location of said building or structure,

and its location upon said tract showing lot lines, and structures upon adjoining premises with the presence of "fire walls" or similar barriers if any; the type and design of roofing proposed to be used and the type and design installation of the heating system to be used.

2. Further Conditions. As a condition of issuing said permit the Council may impose such further or other conditions as it deems necessary for the protection of the structures in said Fire Limits.

3. Fees. The Council may, as a condition for the issuance of a permit for said construction, impose a fee which shall be used to pay the expenses of inspection of the construction as the same progresses, to insure that the conditions hereof, and as imposed by said Council as a condition to the issuance of said permit, are met at all stages as construction progresses.

147.06 EXISTING STRUCTURES; REBUILDING. Any existing frame building within the Fire Limits which may hereafter be damaged by fire, decay, or otherwise, to an amount greater than one-half of its present value, exclusive of foundation, shall not be repaired or rebuilt, but shall be removed.

147.07 HAZARDOUS ACCUMULATIONS NEAR BUILDINGS. No hay, straw, stalks, leaves, paper, kindling or other readily combustible material shall be stacked, piled or kept within the Fire Limits unless it is entirely contained in a fully closed non-combustible container.

147.08 HAZARDOUS ACCUMULATIONS IN BUILDINGS. No paper, excelsior, combustible rubbish or discarded material or other readily combustible material shall be allowed to accumulate unnecessarily within any building within the Fire Limits.

147.09 BURNING RESTRICTED. No garbage, refuse, paper or other discarded material shall be burned in any incinerator or otherwise within the Fire Limits unless it be burned within a properly constructed furnace or stove within a building and provided with a tight and proper flue extending at least 25 feet above such furnace or stove.

147.10 ENFORCEMENT. Any structure, building, addition, or enlargement which is erected, constructed, or established by removal, change of location, or otherwise, in violation of this chapter or any other violation hereof, shall be deemed, and the same is hereby declared, a nuisance and shall be removed or abated as other nuisances by the Council, or the erection, establishment, or maintenance thereof may be enjoined but nothing herein shall be held to preclude or limit the enforcement of any other legal remedy.

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