

**ORDINANCES**  
**MILES CITY, MONTANA**

**ORDINANCE NO. 1369**

**AN ORDINANCE REVISING SECTION 11-77 OF THE CODE OF ORDINANCES OF THE CITY OF MILES CITY, MONTANA, SO AS TO ADOPT THE 2021 INTERNATIONAL FIRE CODE.**

**BE IT ORDAINED**, by the City Council of the City of Miles City, Montana, as follows:

**Section 1.** Section 11-77 shall be amended to read as follows:

**Sec. 11-77. - International Fire Code adopted.**

(a) Pursuant to MCA 7-5-108 and 7-5-4202, there is hereby adopted by reference, by the City of Miles City the International Fire Code (IFC), 2012 2021 Edition, including all appendices. At least one copy of such Code, including appendices, shall be filed in the office of the city clerk, and kept there, for use, inspection, and examination by the public. Such copies shall be filed with the city clerk at least 30 days prior to final adoption of this section.

(b) All ordinances, resolutions, and sections of this Code of Ordinances inconsistent herewith, are hereby repealed.

(c) If there is any conflict between the 2012 2021 International Fire Code, as adopted herein, and the Montana Code Annotated, the provisions of the Montana Code Annotated control.

(d) Any person who violates the provisions of the International Fire Code, 2012 2021 Edition, or of any of the appendices herein adopted, or fails to comply with any order made thereunder, shall be deemed guilty of a misdemeanor and, upon conviction, shall be punished by a fine not to exceed \$500.00 or by imprisonment for a term not to exceed six months, or both. The imposition of one penalty for any violation shall not excuse the violation or permit it to continue. All persons shall be required to correct such violation within a reasonable time. When not otherwise specified, each ten days that the violation continues shall constitute a separate offense. The application of the penalty set out in this section shall not be held to prevent the enforced removal of the prohibited conditions.

(e) If any section, subsection, sentence, clause or phrase of this section, adopted herein by reference, is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this section. The city council of the City of Miles City hereby declares that it would have passed this section, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 2.** Upon the passage of the first reading of this Ordinance, the City Clerk shall publish the following Notice of Intent to Adopt the International Fire Code, 2021 Edition,

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as required by MCA 7-5-108: "NOTICE IS HEREBY GIVEN that the City Council of the City of Miles City will be considering the adoption of the International Fire Code, 2021 Edition, at the regular City Council Meeting of May 9th, 2023, to take place at 6:00 p.m. at City Hall, Miles City, Montana. A copy of said International Fire Code, 2021 Edition, and all appendices, shall be filed with the City Clerk for inspection by the public prior to such meeting."

**Section 3.** This Ordinance shall become effective thirty (30) days after its final passage.

Said Ordinance read and put on its passage this 25<sup>th</sup> day of April, 2023.



John Hollowell, Mayor

ATTEST:



Mary Rowe, City Clerk

**FINALLY PASSED AND ADOPTED** this 9<sup>th</sup> day of May, 2023.



John Hollowell, Mayor

ATTEST:



Mary Rowe, City Clerk