

(Published in the Topeka Metro News June 28, 2010)

ORDINANCE NO. 19436

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending Topeka Municipal Code § 14.45.010 concerning the life safety code and specifically repealing said original section.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA:

Section 1. That section 14.45.010, Adopted, of The Code of the City of Topeka, Kansas, is hereby amended to read as follows:

Adopted.

(a) There is hereby adopted by reference chapters 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13 (as amended), 15, 17, 19, 21, 23, 24, 25, 26, 27, 29, 31, 33, 34, 35, 37, 39, 40, 41, 42, Annex A and Annex B of the Life Safety Code, 2006 edition, as published by the National Fire Protection Association, Inc.

(b) Chapter 2 of the Life Safety Code, 2006 edition, is also incorporated herein and may be considered and applied by the fire chief to the extent necessary in the fire chief's sole discretion to implement and enforce the Life Safety Code.

(c) Chapters 12, 14, 16, 18, 20, 22, 28, 30, 32, 36, 38, and 43 of the Life Safety Code, 2006 edition, are specifically not adopted herein.

(d) Facilities which are in service prior to the adoption of the 2006 edition of the Life Safety Code and not in strict conformity therewith may continue in service provided such facilities are not determined by the fire chief to constitute a distinct hazard to life or property.

(e) Amendments. Section 13.3.5.1 of the Life Safety Code, 2006 edition, is hereby deleted in its entirety and the following provisions shall be substituted therefore:

Where the occupancy load exceeds 300, or as otherwise required by City of Topeka Code § 14.40.100, the following assembly occupancies shall be protected throughout by an approved, supervised automatic sprinkler system in accordance with 9.7.1.1(1):

- (1) Bars with live entertainment
- (2) Dance halls
- (3) Discotheques
- (4) Nightclubs
- (5) Assembly occupancies with festival seating.

Section 2. That original § 14.45.010 of The Code of the City of Topeka, Kansas, is hereby specifically repealed.

Section 3. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official City newspaper.

Section 4. All ordinances, resolutions or rules, or portions thereof, inconsistent with the provisions of this ordinance are hereby rescinded or repealed.

Section 5. Should any section, clause or phrase of this ordinance be declared invalid by a court of competent jurisdiction, the same shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so declared to be invalid.

PASSED AND APPROVED by the City Council June 22, 2010.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk