

## ORDINANCE 1369

### **AN ORDINANCE OF THE CITY OF PAYETTE, IDAHO, ADDING A NEW CHAPTER 8.30 KEY LOCK BOX SYSTEM TO TITLE 8 OF THE PAYETTE MUNICIPAL CODE, REQUIRING CERTAIN BUILDINGS OR STRUCTURE BE EQUIPPED WITH A KEY LOCK BOX SYSTEM; SETTING AN EFFECTIVE DATE; ALLOWING PUBLICATION IN SUMMARY FORM; ESTABLISHING SEVERABILITY; ESTABLISHING A PENALTY; ESTABLISHING A REPEALER.**

WHEREAS, the City of Payette has previously adopted the International Fire Code, which addresses various fire related issues, including key boxes; and

WHEREAS, the City of Payette recognizes the importance and need of providing the fire department rapid entry in locked buildings. Delays in the fire department gaining rapid entry reduces the occupants chance of survival in a fire, the chances for substantial property damage increases because of delays in gaining entry to the structure and fire fighter safety and survival may be compromised because of said delays; and

WHEREAS, the benefits of installing Knox Boxes include providing immediate emergency access to firefighters and police officers; preventing costly forced entry damage allowing undamaged doors to be re-secured after the emergency; and protecting property, inventory, equipment and supplies as well as firefighters and police officers against possible injuries.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PAYETTE, IDAHO:

**Section 1.** A new Chapter 8.30 of the Payette Municipal Code is hereby created, which Chapter shall read as follows:

#### **CHAPTER 8.30 KEY LOCK BOX SYSTEM**

##### **8.30.010 Key Lock Box Required for Certain Buildings or Structures**

The following buildings or structures shall be equipped with a key lock box at or near the main entrance or such other location required by the fire chief or his/her designee:

- A. All commercial or industrial buildings or structures that are secured in a manner that restricts access during an emergency; state or federally regulated banks, savings and loans, and credit unions are excluded from compliance with this ordinance.
- B. Any building or facility containing a quantity of hazardous materials;
- C. Governmental structures;
- D. Nursing care facilities;
- E. Educational or child care facilities;
- F. All places of assembly

**8.30.020 Commercial and Industrial Structures:** All commercial and industrial structures requiring a change of occupancy (use) inspection subject to this ordinance shall have the key lock box installed an operational prior to final inspection and occupancy.

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**8.30.030** Type of Lock Box System: The fire chief shall designate the type of key lock box system to be implemented within the city and shall have the authority to require all structures to use the designated system. The fire chief shall be authorized to implement rules and regulations for the use of the lock box system.

**8.30.040** Maintenance of Lock Box: The owner or operator of a structure, gated community, or complex required to have a key lock box shall, at all times, maintain the operation of the lock box, and keep labeled keys in the lock box that will allow access to the following:

- (1) Keys to locked points of egress, whether on the interior or exterior of such buildings;
- (2) Keys to locked mechanical equipment rooms;
- (3) Keys to locked electrical rooms;
- (4) Key to elevator controls;
- (5) Keys to any other areas as designated by the Payette Fire Department.

**8.30.020** Installation and Location: All key lock boxes (also known as a "Knox Box") shall be recess mounted into the building/structure at a height of not less than 6' above the ground (surface grade). The face place of the key lock box shall be flush with the exterior façade of the structure/building on new construction. All key lock boxes shall be located as close as reasonably possible to the main entrance to the structure/building.

**Section 2.** This Ordinance may be published in summary form as permitted by Idaho Code.

**Section 3.** This Ordinance shall be in full force and effect immediately upon passage and publication as required by the laws of the State of Idaho.

**Section 4.** Any ordinances or resolutions which are in conflict with this Ordinance are hereby repealed, but only insofar as the conflict exists.

**Section 5.** Any violation of this ordinance shall be a misdemeanor punishable in accordance with the misdemeanor statutes of the State of Idaho.

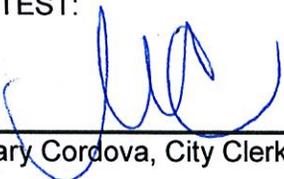
**Section 6.** If any portion of this Ordinance should be found to be unconstitutional or unenforceable for any reason, the remainder of the Ordinance shall be applied to effectuate the purposes of this Ordinance.

PASSED and APPROVED by the Mayor and City Council of the  
City of Payette, Idaho this 1 day of October, 2012.

CITY OF PAYETTE, IDAHO

  
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Jeffrey T. Williams, Mayor

ATTEST:

  
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Mary Cordova, City Clerk

SUMMARY OF ORDINANCE 1369

Ordinance 1369 is an ordinance of the City Of Payette, Idaho, adopted October 1, 2012. The ordinance may be descriptively known as the ordinance requiring Knox Boxes on commercial and industrial buildings. Ordinance 1369

Adds a new chapter 8.30 to title 8 of the Payette Municipal Code which section requires Commercial and Industrial Structures buildings or structures be equipped with a key lock box system installed an operational prior to final inspection and occupancy. The ordinance describes the type of lock box system required; The ordinance authorizes the fire chief implement rules and regulations for the use of the lock box system; ordinance 1369 describes the required maintenance of the lock boxes and sets out the method of installation and the location; Ordinance 1369 provides a severability clause, provides for publication by summary, sets an effective date, and establishes a repealer.

I, Bert L. Osborn, City Attorney for the City of Payette Idaho, certify that I am familiar with Ordinance 1369 of the City of Payette, Idaho and with the foregoing summary. The summary is true and complete and provides adequate notice to the public. The full text is on file with the Payette City Clerk and shall promptly be made available to any citizen upon request.

Dated this 4<sup>th</sup> day of October, 2012.



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Bert L. Osborn