

**CITY OF FORT MITCHELL  
KENTON COUNTY, KENTUCKY  
ORDINANCE 2022-06**

**AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CHAPTER 151 OF THE FORT  
MITCHELL CODE OF ORDINANCES RELATING TO SMOKE DETECTORS**

**WHEREAS**, the Fort Mitchell City Council has heretofore adopted an official ordinance related to smoke detector requirements within the city via Ordinance 1985-17;

**WHEREAS**, the fire department has restructured positions since the creation of the original ordinance,

**NOW, THEREFORE BE IT ORDAINED BY THE CITY OF FORT MITCHELL, COUNTY OF KENTON, COMMONWEALTH OF KENTUCKY, AS FOLLOWS:**

SECTION I

The following provisions in Chapter 151 of the Fort Mitchell Code of Ordinances are amended to read as follows:

**§ 151.03 TYPE AND PLACEMENT OF SMOKE DETECTORS.**

(A) In order to comply with this chapter, only ionization or photo-electric type smoke detectors approved by a nationally recognized testing laboratory shall be installed. As an alternative to self-contained smoke detectors, under certain limited conditions an approved fire detection system or a combination thereof may be installed. Each and every alternative system must be individually approved in written form by the Fire Chief ~~or the Chief Fire Inspector~~, Assistant Chief, or designee of the Fire Department.

(B) Smoke detectors in new residential dwellings shall be wired directly (hard wired) to the building's power supply. In existing buildings, it is preferred that smoke detectors be wired directly to the power supply; however, the detectors may be powered by a self-monitored battery or operated by an electrical plug-in outlet which is fitted with a plug restrainer device, provided that the outlet is not controlled by any switch other than the main power supply.

(C) Smoke detectors shall be placed in accordance with applicable National Fire Protection Act, N.F.P.A., standards. Detectors may be ceiling or wall mounted, provided, that if wall mounted, they shall be within 12 inches, but not closer than six inches, of the ceiling.

(D) At least one smoke detector shall be installed to protect each sleeping area. A “sleeping area” is defined as the area or areas of the dwelling unit in which the bedrooms (or sleeping rooms) are located. Where bedrooms or rooms ordinarily used for sleeping are separated by other use areas (such as kitchens or living rooms, but not bathrooms or closets), they shall be considered as separate sleeping areas for the purposes of this chapter. In a dwelling unit which contains a well-defined sleeping room separated from the other activity areas of the same unit, the detector shall be located in the corridor within the unit or interior area giving access to the rooms used for sleeping purposes. Where sleeping areas are separated or where a single smoke detector will not adequately service all sleeping areas, there shall be a smoke detector installed adjacent to each sleeping area.

(E) In a rooming unit, the detector shall be centrally located on the ceiling.

(F) In a dwelling containing two or more dwelling units or any rooming unit, in addition to the requirements for individual smoke detectors in each dwelling unit or rooming unit, detectors shall be placed in centrally located common areas, so that smoke detectors will adequately service all sleeping areas.

(G) At least one detector shall be installed in or near each stairway leading up to an occupied area in such a manner as to assure that rising smoke is not obstructed in reaching the detector and the detector intercepts rising smoke before it reaches the occupied area.

#### **§ 151.06 ENFORCEMENT.**

(A) The Fire Chief or designee ~~the Chief Fire Inspector of the Fire Department~~ shall be primarily responsible for the enforcement of this chapter.

(B) The Building Department shall assist the Fire Prevention Bureau by making referrals to the Bureau as part of its regular inspection and enforcement of all city housing, building, and safety codes. No building permits for remodeling or repair of a dwelling unit shall be issued for any dwelling unit not properly equipped with smoke detectors. No certificate of occupancy shall be issued for any new dwelling or dwelling unit not properly equipped with smoke detectors. Detectors must be operable for the final inspection of the Building Inspector or Fire Prevention Bureau Inspector. Instruction and maintenance booklets must be provided to the owner by the manufacturer in accordance with National Fire Protection Standard 74, and the documentation shall be displayed to the Building Inspector during the final inspection.

#### SECTION II


All Ordinances or parts of Ordinances in conflict herewith are, to the extent of such conflict, if any, hereby repealed.

SECTION III

The Provisions of this Ordinance are severable and the invalidity of any provision of this Ordinance shall not affect the validity of any other provisions hereof, and such other provisions shall remain in full force and effect as long as they remain valid in the absence of that provision determined to be invalid.

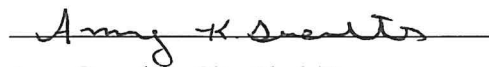
SECTION IV

This Ordinance shall be in full force and effect from and after its passage and publication according to law and said publication may be in summary form.



Jude S. Hehman, Mayor

ATTEST:



Amy Guenther, City Clerk/Treasurer

FIRST READING: 4-11-2022

SECOND READING: 5-2-2022

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