

Ordinance No. 2023-03

An Ordinance amending Sections 910.010 and 910.020 of the Minnetonka City Code, adopting and amending the 2020 Minnesota State Fire Code

The City of Minnetonka Ordains:

Section 1. Section 910.010 of the Minnetonka City Code is amended to read as follows:

910.010. Adoption of Minnesota State Fire Code.

The following are adopted and incorporated by reference as the city fire code:

1. State fire code. The ~~2015-2020~~ state fire code, promulgated by the state department of public safety, as published in Minnesota Rules chapter 7511, subject to the amendments specified below.
2. International Fire Code. The ~~2012-2018~~ edition of the International Fire Code (IFC) promulgated by the International Code Council, Inc., Washington, D.C., subject to the changes in this chapter 910 and in the state fire code.
3. Appendices. The following appendices to the state fire code are of Minnesota Rules-subpart 7511.7900, amendments to the appendices of the IFC, is adopted as part of this code:
 - ~~B _____ (Fire Flow Requirements for Buildings),~~
 - ~~C _____ (Fire Hydrant Locations and Distribution),~~
 - ~~D _____ (Fire Apparatus Access Roads),~~
 - ~~F _____ (Hazard Ranking),~~
 - ~~H _____ (Hazardous Materials Management Plan [HMMP] and Hazardous Materials Inventory Statements [HMIS] Instructions),~~
 - ~~I _____ (Fire Protection Systems-Noncompliant Conditions), and~~
 - ~~K-O _____ (Fires or Barbecues on Balconies or Patios)~~
 - P _____ Emergency Responder Radio Coverage.

One copy of the state fire code will be retained on file in the city clerk's office.

Section 2. Section 910.020, subdivision 2 of the Minnetonka City Code, relating to amendments to the Minnesota state fire code, is amended to read as follows:

2. Appendix ~~K-O~~ (Fires or Barbecues on Balconies or Patios) of the state fire code is amended to read as follows:
 - 1.1 **Open flame prohibited.** In any institutional, apartment or condominium building two or more stories in height, no person may kindle, maintain, or cause any fire or open

The ~~stricken~~ language is deleted; the underlined language is inserted.

flame on any balcony above ground level, or on any ground floor patio within 15 feet of the structure.

1.2 **Fuel storage prohibited.** No person may store or use any fuel, grill, torch, or other similar heating or lighting chemical or device in any institutional apartment or condominium building two or more stories in height, except as provided in section 1.3 below.

1.3 Grill clearances.

1.3.1 Listed electric grills are allowed on balconies and patios provided they maintain an 18-inch clearance on all sides to combustibles, unless a greater clearance is specified by the manufacturer, and provided they are plugged directly into a GFI protected exterior outlet while in use.

1.3.2 Listed natural gas fueled grills are allowed on balconies and patios provided they are permanently mounted and plumbed to the building's natural gas supply and maintain an 18-inch clearance on all sides to combustibles.

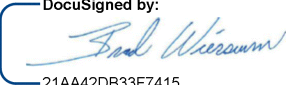
1.3.3 Listed propane fueled grills are allowed only on ground level. Propane grills and cylinder storage is prohibited within 15 feet of the building.

1.3.4 Listed charcoal grills and smokers are allowed only on ground level and may not be used or stored within 15 feet of the building.

~~A violation of this ordinance is subject to the penalties and provisions of Chapter XIII of the city code.~~

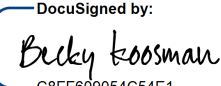
Section 3. This ordinance is effective 30 days after publication.

Adopted by the city council of the City of Minnetonka, Minnesota, on May 1, 2023.

DocuSigned by:

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Brad Wiersum, Mayor

Attest:

DocuSigned by:

C8EE609054C54E1

The ~~stricken~~ language is deleted; the underlined language is inserted.

Becky Koosman, City Clerk

Action on this Ordinance:

Date of introduction: April 17, 2023
Date of adoption: May 1, 2023
Motion for adoption: Schack
Seconded by: Kirk
Voted in favor of: Calvert-Schaeppi-Coakley-Kirk-Schack-Wilburn-Wiersum
Voted against: None
Abstained: None
Absent: None
Ordinance adopted.

Date of publication: May 18, 2023

I certify that the foregoing is a true and correct copy of an ordinance adopted by the city council of the City of Minnetonka, Minnesota, at a meeting held on May 1, 2023.

Becky Koosman, City Clerk