

ORDINANCE NO. 14,992

AN ORDINANCE to amend the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, by amending Sections 46-1(c)(28), 46-63, and 46-316 and by adding and enacting new sections 46-318 and 46-319, relating to amendments and additions to the International Fire Code regarding tents.

Be It Ordained by the City Council of the City of Des Moines, Iowa:

Section 1. That the Municipal Code of the City of Des Moines, Iowa, 2000, adopted by Ordinance No. 13,827, passed June 5, 2000, as heretofore amended, is hereby amended by amending Sections 46-1(c)(28), 46-63, and 46-316 and by adding and enacting new sections 46-318 and 46-319, relating to amendments and additions to the International Fire Code regarding tents, as follows:

**Sec. 46-1. Permits required.**

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- (c) Yearly operational permits shall be required for each of the following facilities or uses, and the fee for each such installation or use shall be the amount established in the schedule of fees adopted by the city council by resolution:
- (28) Tents. To erect or maintain a tent or air-supported structure (see chapter 24 of the fire code and article X of this chapter).
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**Sec. 46-63. Amendments and additions.**

- (a) Article I of this chapter and the remaining sections in this chapter and in division 2 of article III of chapter 38 of the city code are and represent amendments and additions to the requirements contained in the International Fire Code. Where their requirements conflict with those of the international fire code, the requirements of sections 38-81 and 38-82 of the city code and articles IV through X of this chapter shall prevail.
- (b) The deleted sections and the corresponding amendments and additions to those sections are as follows:
- (1) Section 108 (see section 46-64 of this chapter).
  - (2) Section 105 (see section 46-1 of this chapter).
  - (3) Section 2601.2 (see section 46-121 of this chapter).
  - (4) Section 3308.2 (see article VII of this chapter).

- (5) Section 3401.4 (see section 46-246 of this chapter).
- (6) Sections 2701.5, 2703.9.1, 2703.9.1.1, 2701.6.3, 2701.6, 2701.5.1 and 2701.5.2 (see article IV of this chapter).
- (7) Section 3804 (see section 46-281 of this chapter).
- (8) Section 308.1.4 (see section 46-66 and 46-67 of this chapter).
- (9) Section 503.2.3 (see section 46-68 of this chapter).
- (10) Section 506.1 (see section 46-69 of this chapter).
- (11) Section 506.1.1 (see section 46-70 of this chapter).
- (12) Section 907.2.10 and 4603.7 (see section 46-71 of this chapter).
- (13) Section 912.3.1 (see section 46-72 of this chapter).
- (14) Section 4601.4 (see section 46-73 of this chapter).
- (15) Section 2403.2 (see section 46-318 of this chapter).
- (c) The addition of the following sections/appendices:
  - (1) Appendix I.

**Sec. 46-316. Distance.**

The distance requirements in Chapter 24 of the International Fire Code may be lowered if approved in advance and in writing by the fire chief or designee.

**Sec. 46-318. Exception to Section 2403.2.**

Section 2403.2 of the International Fire Code shall be amended to include the following exception, with all other provisions of said Section remaining the same:

- (3) The aggregate area of 10-feet by 10-feet (10'x10') tents, with or without open sides, in any configuration, not to exceed 1000 square feet (93 m<sup>2</sup>) total.

**Sec. 46-319. Limitation on 10-feet by 10-feet tents.**

- (a) The aggregate area of 10-feet by 10-feet (10' x 10') tents, with or without sides, in any configuration, shall not exceed 1000 square feet (93 m<sup>2</sup>) total.
- (b) A minimum clearance of 12 feet (3658 mm) to all structures and other tents is required between each configuration of 10-feet by 10-feet (10' x 10') tents.

Section 2. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

FORM APPROVED:

Glenna K. Frank, Assistant City Attorney

T. M. Franklin Cownie, Mayor

Attest:

I, Diane Rauh, City Clerk of the City of Des Moines, Iowa, hereby certify that the above and foregoing is a true copy of an ordinance (Roll Call No. 11-0328), passed by the City Council of said City at a meeting held February 28, 2011 signed by the Mayor on February 28, 2011 and published as provided by law in the Business Record on March 18, 2011. Authorized by Publication Order No. 7453.

Diane Rauh, City Clerk