



SUBSTITUTE ORDINANCE

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

AN ORDINANCE AMENDING THE FIRE SAFETY CODE OF THE CITY OF ATLANTA TO ALLOW FOR THE PLACARDING OF UNSAFE AND DANGEROUS STRUCTURES THAT IMPERIL THE SAFETY OF THE GENERAL PUBLIC AS WELL AS FIRE FIGHTERS WHO MAY ENTER UPON THESE PREMISES.

Section 78-57 Fire Prevention Code adopted, in incorporated by reference; amendments.

WHEREAS, the condition of the structure is sound but unsafe and constitutes a threat to the general public and the occupants therein, and

WHEREAS, the Fire Marshal, upon determining that a structure is unsafe and a danger to the public or fire fighters who may subsequently enter therein, shall be authorized to place a dated and signed placard on the damaged structure.

WHEREAS, unsafe and dangerous structures have been identified to be a safety hazard as set forth under the Housing or Commercial, Institutional and Industrial Building Maintenance Code.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

Section 78-57 Fire Prevention Code adopted, incorporated by reference; amendments

The Fire Marshal shall notify the owner, operator or agent of the property by certified mail, return receipt requested, to his/her last known address that the building has been placarded and the reason therefore.

The placard should be placed on all sides of the structure about 10' high.

Such placard shall be green to indicate that firefighters should proceed with caution and state the following:

“WARNING, BY ORDER OF THE FIRE MARSHAL, THIS STRUCTURE IS DANGEROUS AND UNSAFE.

This structure has been determined by the Fire Marshal of the City of Atlanta to be dangerous, unsafe, unsound and unfit for human habitation or occupancy and in violation of section 78-57 of the Atlanta Fire Prevention Code and/or the Atlanta Housing Code or Commercial Institutional and Industrial Building Maintenance Code.

A handwritten signature or mark in the bottom right corner of the page.



It shall be unlawful for any person to enter upon this property other than an authorized governmental licensee, the owner or his designated agent or contractor (upon written verification). It shall also be unlawful to occupy or to allow the occupancy of this property until rendered fit for human habitation or occupancy in a manner satisfactory to and approved by the Bureau of Buildings and/or the Bureau of Code Compliance.

Mutilation or unauthorized removal or defacing this placard shall be an offense punishable by fine and/or imprisonment.

A true copy,

Rhonda Dauphia Johnson
Municipal Clerk, CMC

ADOPTED by the Council
APPROVED by the Mayor

October 18, 2004
October 22, 2004

RCS# 6152
10/18/04
4:01 PM

Atlanta City Council

Regular Session

04-O-1666

AMEND FIRE AND SAFETY CODE OF COA

ADOPT ON SUB

YEAS: 12
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 3
EXCUSED: 0
ABSENT 1

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Starnes	Y Fauver	Y Martin	NV Norwood
Y Young	NV Shook	B Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

04-O-1666

04-1666
 (Do Not Write Above This Line)

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 FIREFIGHTERS WHO MAY ENTER UPON THESE
 PREMISES.

ADOPTED BY
 OCT 18 2004
 COUNCIL

SUBSTITUTE

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER

Date Referred 10-04-04

Referred To: P&SA

First Reading
 PUBLIC SAFETY & LEGAL ADM.
 Committee
 Date AUGUST 31, 2004
 Chair

Committee
 Date 10/12/04
 Chair
 Actions
 Rev, Adv, Hold (see rev. side)
 Others
 On Substitute
 Le long
 Members
 Howl Shook
 Refer To

Committee
 Date
 Chair
 Actions
 Rev, Adv, Hold (see rev. side)
 Others
 Members
 Refer To

Committee
 Date
 Chair
 Actions
 Rev, Adv, Hold (see rev. side)
 Others
 Members
 Refer To

Committee
 Date
 Chair
 Actions
 Rev, Adv, Hold (see rev. side)
 Others
 Members
 Refer To

COUNCIL ACTION
 2nd
 1st & 2nd
 3rd
 Readings
 Consent
 V Vote
 RC Vote
 CERTIFIED

OCT 18 2004
 Mayor's Office

MAYOR'S ACTION
 APPROVED
 Mayor's Office
 MAYOR