

# City of Providence

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

## CHAPTER 2007-40

No. 416

### AN ORDINANCE AMENDING SECTION 5-6 IN THE CODE OF ORDINANCES ENTITLED "FIRE SAFETY APPROVALS"

Approved JULY 26, 2007

***Be it ordained by the City of Providence:***

**SECTION 1.** The Code of Ordinances of the City of Providence is amended as follows:

Sec. 5-6. Fire safety approvals.

(a) *General requirements.*

(1) Any person, including any partnership, corporation or association, undertaking the erection, extension, alteration, repair, structural alteration, installation of electrical wiring, plumbing or mechanical equipment in an existing structure which changes are regulated under General Laws, section 23-28.1-1 et seq. or any other change so regulated; shall first make application for an inspection and for a plan review to the city bureau of fire prevention. Said application shall be made not fewer than fifteen (15) calendar days prior to the start of any proposed construction, repair, extension, etc. Such application shall be accompanied by the appropriate fee or fees as described in subsection (b) herein. No construction, repair, extension, etc. shall be initiated until the required application has been approved by the bureau of fire prevention. No approval is required for any legal one-, two- or three-family residential structure.

(2) Any individual may request review by the city fire marshal of any decision made hereunder. The marshal shall conduct the appropriate hearing. Any person aggrieved by a decision of the city fire marshal may appeal that determination in accordance with General Laws, section 23-28.3-1 et seq., as amended.

(3) Any and all construction, repair, extension, etc. shall be in compliance with the Rhode Island Fire Safety Code, 1976, as amended.

(4) All fees as set forth in this article shall be based on full valuation of current construction costs. Construction costs shall be determined by the applicable building permit issued by the department of inspection and standards.

(5) Payment of fees recited herein shall be made to the bureau of fire prevention upon application and shall be payable to the city collector.

(6) No fees shall be due for any structure situated on land owned by the city, the state, or the United States of America.

(7) No fees shall be due for a fire safety inspection which may be required for a license renewal.

**(b) *Schedule of approval fees.* Fees for fire safety approvals shall be computed as**

**follows: The state of Rhode Island's fee schedule for fire prevention plan reviews is**

**incorporated herein by reference and the same is hereby adopted for use in all plan**

**reviews conducted. The plan review fee schedule for Rhode Island state fire marshal's**

**office pursuant to RIGL 23-28.2-26, is as follows:**

No.

CHAPTER  
AN ORDINANCE

IN CITY COUNCIL  
JUL 5 2007  
FIRST READING  
REFERRED TO COMMITTEE ON  
ORDINANCES  
Am M. Stettin CLERK

THE COMMITTEE ON  
ORDINANCES  
Approves Passage of  
The Within Ordinance, *As Amended*  
Am M. Stettin  
7-9-07 Clerk

*Council President Mancini; Councilman Hussett & 19/0331*

\$500.00 or less	\$25.00
\$501 to \$1,000.00	\$35.00
\$1,001 to \$2,000.00	\$45.00
\$2,001 to \$500,000	\$45.00 + \$6.00 for each additional \$1,000.00 over \$2,000.00
\$500,001 & up over \$500,000	\$3,033 + \$4.00 for each additional \$1,000.00

SECTION 2. This Ordinance shall take effect upon passage.

IN CITY COUNCIL  
JUL 19 2007  
FIRST READING  
READ AND PASSED

Ann M. Steen CLERK

IN CITY  
COUNCIL

JUL 25 2007  
FINAL READING  
READ AND PASSED

W. J. Mancini PRESIDENT  
Ann M. Steen CLERK

APPROVED

[Signature]  
MAYOR 7/26/07

*Amending Section 5-6* **Fire Department Plan Review Fees**

- The amendment to the list of fees charged by the Fire Department for plan reviews would accrue benefits for the City.
- By aligning the fee structure to the state's Plan Review Fee Schedule, as contained in RIGL 23-28.2-26, the City would reduce the fees for smaller projects and the small business owner (over 52% of all the reviews conducted,) while making city charges uniform with the state's.
- At the same time, by using the same fee schedule as the State Fire Marshall, somewhat higher state fees charged for larger projects (\$60,000-\$777,000) the City would increase revenues in this line item by 29%, based on the plan reviews conducted during 2006, even while reducing fees on smaller projects.

**Model Revenue Analysis: comparison of 2006 plan review revenue under the state's fee structure would yield a 29% increase in revenue, or \$293,351.00.**