

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS, REPEALING ORDINANCE NO. 17-11-76 AND ADOPTING THE 2016 EDITION OF THE NATIONAL FIRE PROTECTION ASSOCIATION STANDARD NUMBER 13 (INSTALLATION OF SPRINKLER SYSTEMS), SAVE AND EXCEPT THE DELETIONS AND ADDITIONS SET FORTH HEREIN; PRESCRIBING REGULATIONS GOVERNING THE INSTALLATION OF SPRINKLER SYSTEMS; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; PROVIDING REPEALING, SAVINGS AND SEVERABILITY CLAUSES; PROVIDING AN EFFECTIVE DATE OF THIS ORDINANCE; AND PROVIDING FOR THE PUBLICATION OF THE CAPTION HEREOF.

WHEREAS, the City Council of the City of Frisco, Texas (“City Council”) has investigated and determined that it would be advantageous and beneficial to the citizens of the City of Frisco, Texas (“Frisco”) to repeal Ordinance No. 17-11-76 in its entirety; and

WHEREAS, the City Council has further investigated and determined that it would be advantageous and beneficial to the citizens of Frisco to adopt the 2016 Edition of the National Fire Protection Association Standard Number 13 (Installation of Sprinkler Systems), published by the National Fire Protection Association, an International Codes and Standards Organization, and copyrighted by the International Code Council, Inc. (“2016 NFPA 13”), save and except the deletions and additions as set forth below. A copy of the 2016 NFPA 13 is incorporated herein by reference in its entirety.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS:

SECTION 1: Findings Incorporated. The findings set forth above are incorporated into the body of this Ordinance as if fully set forth herein.

SECTION 2: Repealing Ordinance No. 17-11-76. Frisco Ordinance No. 17-11-76 is hereby repealed, in its entirety, and replaced by this Ordinance. The effective date of the repeal discussed in this Section shall not occur until the effective date of this Ordinance, at which time Ordinance No. 17-11-76 shall be repealed. Such repeal shall not abate any pending prosecution and/or lawsuit or prevent any prosecution or lawsuit from being commenced for any violation of Ordinance No. 17-11-76 occurring before the effective date of this Ordinance.

SECTION 3: Adoption of the 2016 NFPA 13. The 2016 NFPA 13, save and except the deletions and additions set forth below, is hereby adopted as the regulations governing the installation of sprinkler systems in Frisco. Three (3) copies of the 2016 NFPA 13 are on file in the office of the City Secretary of Frisco, being marked and designated as the 2016 NFPA 13.

SECTION 4: Adoption of Deletions and Additions to the 2016 NFPA 13. The following deletions and additions to the 2016 NFPA 13 are approved and adopted (deletions are evidenced by ~~strikethrough~~ and additions are evidenced by underline)¹:

“**Chapter 6: System Components and Hardware** of the 2016 NFPA 13 is amended as follows:

Section 6.7 Valves of the 2016 NFPA 13 is amended as follows:

6.6.1.3.2 A listed water control valve assembly with a reliable position indication connected to a remote supervisory station shall be permitted. Valves on connections to water supplies, sectional control and isolation valves, and other valves in supply pipes to sprinklers and other fixed water-based fire suppression systems shall be supervised in accordance with the current International Fire Code, as adopted and amended by the Frisco City Council.

Section 6.7 Fire Department Connections of the 2016 NFPA 13 is amended as follows:

6.7.1.3 [Entire subsection deleted.]

6.7.2 [Entire subsection deleted.]

6.7.2 Fire Department connections shall be equipped with listed Knox locking caps, properly secured and arranged for easy removal by fire departments.

Section 6.8 Waterflow Alarm Devices of the 2016 NFPA 13 is amended as follows:

~~6.8.3.1~~ *[Entire subsection deleted.]*

6.8.3.1 An alarm unit shall include a listed mechanical alarm. No electrically operated appliance shall be used.

Chapter 8: Installation Requirements of the 2016 NFPA 13 is amended as follows:

Section 8.15 Special Situations is amended to read as follows:

~~8.15.5.3 and Items 1-5~~ *[Entire subsection deleted.]*

8.15.5.3 Automatic sprinklers shall be installed in elevator machine rooms and elevator machine spaces. Automatic sprinklers shall be installed in elevator hoistways where combustible materials are

¹ Other italicized and bold notations are provided throughout for informational purposes only. By way of example only, “*[Entire subsection deleted.]*”

present or the elevator shaft is constructed of combustible construction.

8.15.7.1 Unless the requirements of 8.15.7.2, 8.15.7.3, or 8.15.7.4 are met, sprinklers shall be installed under exterior roofs, canopies, porte-cocheres, balconies, decks, or similar projections exceeding 4 ft. (1.2m) in width. Sprinklers must be provided beneath exterior roofs, canopies, porte-cocheres, balconies, decks or similar projections when a vehicle or truck can stop or park beneath the roof, canopy, porte-cochere, balcony, deck or similar projection, regardless of construction type of the structure.

8.15.7.2 *[Entire subsection deleted.]*

8.15.7.3 *[Entire subsection deleted.]*

8.15.7.5 Sprinklers shall be installed under exterior projections greater than 2 ft (0.6 m) wide over areas where combustibles are stored or present. Dining establishments must have sprinklers provided beneath the projection where seating is provided.

8.15.8.1.1 *[Entire subsection deleted.]*

8.15.8.1.1 Sprinklers are required in all bathrooms regardless of construction type and/or size.

8.15.8.2* *[Entire subsection deleted.]*

8.15.8.2* Sprinklers are required in all clothes closets, linen closets, and pantries within dwelling units regardless of size or construction type.

Section 8.16 Piping Installation is amended as follows:

8.16.1.1.2.1 *[Entire subsection deleted.]*

8.16.1.1.2.1 Valves on connections to water supplies, sectional control and isolation valves, and other valves in supply pipes to sprinklers and other fixed water-based fire suppression systems shall be supervised in accordance with the current International Fire Code, as adopted and amended by the Frisco City Council.

Section 25.2.1.8 Hydrostatic Test is amended as follows:

25.2.1.8 When systems are being hydrostatically tested, tests

~~shall be permitted to be conducted with pendent or horizontal
sidewall sprinklers or plugs installed in fittings. Any plugs
shall be replaced with pendent or horizontal sidewall sprinklers
after the test is completed."~~

SECTION 5: Savings/Repealing Clause. All provisions of any ordinance in conflict with this Ordinance are hereby repealed to the extent they are in conflict, but such repeal shall not abate any pending prosecution for violation of the repealed ordinance, nor shall the repeal prevent a prosecution from being commenced for any violation if occurring prior to the repeal of the ordinance. Any remaining portions of such ordinances shall remain in full force and effect.

SECTION 6: Penalty Provision. Any person, firm, corporation or entity violating this Ordinance, as it exists or may be amended, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in an amount not exceeding TWO THOUSAND AND NO/100 DOLLARS (\$2,000.00). Each continuing day's violation shall constitute a separate offense. The penal provisions imposed under this Ordinance shall not preclude Frisco from filing suit to enjoin the violation. Frisco retains all legal rights and remedies available to it under local, state and federal law.

SECTION 7: Severability. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. Frisco hereby declares that it would have passed this Ordinance, and each section, subsection, clause or phrase thereof, regardless of whether any one or more sections, subsections, sentences, clauses or phrases is declared unconstitutional and/or invalid.

SECTION 8: Effective Date. This Ordinance shall become effective from and after its adoption and publication as required by the City Charter and by law.

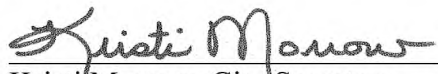
DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FRISCO, TEXAS, on this 19th day of November, 2019.





Jeff Cheney, Mayor

**ATTESTED AND CORRECTLY
RECORDED:**

APPROVED AS TO FORM:


Kristi Morrow, City Secretary


Abernathy, Roeder, Boyd & Hullett, P.C.
Ryan D. Pittman, City Attorneys

Dates of Publication: November 22 and November 29, 2019, *Frisco Enterprise*