



PROPOSAL FOR CODE CHANGE

State Form 41186 (R3 / 5-10)



- INSTRUCTIONS:**
1. Only a **TYPED** copy will be accepted.
 2. ~~Dashed line through material to be deleted~~; underline or bold face material to be added.
 3. Use a second sheet for any material requiring more space.
 4. Return this completed form to: Indiana Department of Homeland Security, Code Services, 402 West Washington Street, Room W246, Indianapolis, Indiana 46204.

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Received 03/06/24 3:02 PM	Code	Proposal number 231
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Code title Fire Prevention Codes		Edition
Section number and title Chapter 3 General Requirements, New Section 323.2 Definitions (Equine facility fire safety)		Page number
Proponent Randy Dale Gulley	Representing (if applicable) Wayne Township Fire Department	
Address (number and street, city, state, and ZIP code) 700 North High School Road		Telephone number (13172466216

PROPOSED CODE CHANGE (check one)

- Change to read as follows
 Add to read as follows
 Delete and substitute as follows
 Delete without substitution

++323.2 Definitions. For the purposes of this section, the following shall apply:

BARN. Barn is typically a large structure used for the storage or keeping livestock for agricultural purposes on a farm.

CONCESSIONAIRE. A concessionaire means a business or person that has been granted permission by the equestrian facility management to operate a concession(s) stand or kitchen selling food and drink.

EQUESTRIAN FACILITY. Equestrian facility means any structure that is used primarily for equine care, management, breeding, boarding rental, riding, or training of horses or the teaching of equestrian skills to the public for profit. This includes events such as competitions, exhibitions, or other displays of equestrian skills which are open to the public.

HALTER. Halter means a piece of tack that fits around a horse's head and is designed to help catch, hold, lead and tie horses.

HORSE PADDOCK. Horse paddock means an enclosed area used to hold horses in a controlled environment when outside the livery stable.

HORSE TRAINER. A horse trainer means a person responsible for the education, conditioning, and development of horses in various disciplines such as racing, show jumping, or dressage. They assess the horse's temperament, physical condition and capabilities to design customized programs.

LIVERY STABLE. Livery or boarding stable means where horse owners pay a fee to an equestrian facility for the care and management of their horses.

MECHANICAL HOTWALKER. Mechanical hotwalker means an electrical device that automatically walks a horse(s) to allow them to warm up for a performance and to cool down properly after a hard exercise.

STABLE. Stable means a structure used to house and care for horses.

TACK. Tack refers to any and all equipment, leather or not, that is used with horses.

TACK ROOM. Tack room refers to a storage area found in a livery stable where tack and saddlery are kept.

REASON STATEMENT AND FISCAL IMPACT

See reason statement for New Section 323 EQUESTRIAN FACILITY FIRE SAFETY.

No fiscal impact at this time.

REVIEW RECOMMENDATION

Approve
Reject
Approve as amended
Further study



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FOR OFFICE USE ONLY		
Received 03/06/24 4:14 PM	Code	Proposal number 233

Code title Fire Prevention Codes		Edition
Section number and title Chapter 3, Section 304/305, Appendix O		Page number
Proponent Matt Locke	Representing (if applicable) Brightstep	
Address (number and street, city, state, and ZIP code) 1300 E. 86th Street, Suite 90015, Indianapolis, IN 46290		Telephone number (813.215.0320

PROPOSED CODE CHANGE (check one)

- Change to read as follows
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 Delete and substitute as follows
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Proposal exceeds maximum area. See staff comments.

D FISCAL IMPACT

Proposal exceeds allowable area and would have an unexpressed fiscal impact. See staff comments.

Further study

--APPENDIX O VALET TRASH AND RECYCLING COLLECTION IN GROUP R-2 OCCUPANCIES--

++SECTION 305 VALET TRASH COLLECTION++

++VALET TRASH COLLECTION. An intermediary service that removes trash or recycling materials placed outside of dwelling units or sleeping units for final collection. ++

--304.1.1 Valet trash.

Valet trash collection shall be permitted only where approved. The owner and valet trash collection service provider shall comply with the rules and limitations established by the jurisdiction. --

++305.1 General..

Valet trash collection in Group R-2 occupancies shall comply with this section.

305.2 Containers.

Containers used for valet trash collection shall comply with Sections 305.2.1 through 305.2.4.

305.2.1 Integrity.

Valet trash or recycling materials shall be stored in containers that are of liquid-tight construction and equipped with lids. Lids shall be in the fully closed position.

305.2.2 Height.

Containers shall not exceed 30 inches (762 mm) in height.

305.2.3 Capacity and limit.

Individual containers shall not exceed 2.0 cubic feet (15 gallons; 56.8 L) in capacity. Only one trash or recycling container per dwelling unit or sleeping unit shall be permitted to be placed outside the dwelling unit or sleeping unit at one time. Trash and recycling containers shall not be placed outside a dwelling unit or sleeping unit at the same time.

305.2.4 Construction materials.

Containers and lids used for valet trash collections shall be constructed entirely of noncombustible materials or of materials that meet a peak rate of heat release not exceeding 300 kW/m² when tested in accordance with ASTM E1354 at an incident heat flux of 50 kW/m² in the horizontal orientation. Containers shall not be required to comply with 305.2.4 for the following:

- 1) Containers in sprinklered corridors or egress balconies in buildings provided with a sprinkler system complying with this code.
- 2) Containers on egress balconies in buildings with noncombustible or limited combustibles exteriors.

305.3 Placement of containers..

Placement of containers used for valet trash collection outside a dwelling unit or sleeping unit shall comply with Sections 305.3.1 and 305.3.2.

305.3.1 Minimum means of egress width.

Containers used for valet trash collection shall not obstruct the minimum required egress width.

305.3.2 Stairways.

Containers used for valet trash collection shall not be placed on stair risers, within minimum required stairway landing dimensions or anywhere in an interior exit stairway.

305.4 Time limits.

Filled containers used for valet trash or recycling services shall not be placed outside a dwelling unit for more than 6 hours within any 24-hour period. Empty approved containers used for valet trash or recycling services shall not remain in a corridor for more than 12 continuous hours in a 24-hour period.

305.5 Collection rules.

The property owner or manager shall have written valet service rules, hours and penalties provided to all tenants and occupants. The property owner or manager shall be responsible for implementing, monitoring and enforcing all valet trash collection rules. A copy of the rules shall be provided to the fire code official upon request.

305.6 Suspension of service.

The fire code official has the authority to order the suspension of valet trash collection that is not in compliance with this Section.++

--SECTION O101 SCOPE, SECTION O102 CONTAINERS, SECTION O103 CONTAINER LOCATION, SECTION O104 ADDITIONAL REQUIREMENTS, SECTION O105 REFERENCED STANDARDS--

--O105.1 General.

See Table O105.1 for standards that are referenced in various sections of this appendix. Standards are listed by the standard identification with the effective date, standard title, and the section or sections of this appendix that reference the standard.--

--TABLE O105.1 REFERENCED STANDARDS

STANDARD ACRONYM	STANDARD NAME	SECTIONS HEREIN REFERENCED
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ASTM E1354—17	Standard Test Method for Heat and Visible Smoke Release Rates for Materials and Products Us	
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Reason and Fiscal Impact Statement

Reason: The proponents of prior language indicated that Section 304.1.1 was needed because prior editions of the IFC did not prohibit valet trash collection services. As such, the proponents felt the need for users of valet trash collection serviced to receive approval and for the owner and code official to determine the appropriate requirements. At the same time, the FCAC and industry worked to develop Appendix O which contains requirements for valet trash collection services where Appendix O is adopted. The purpose of the proposal is to relocate the provisions of Appendix O into a new Section of the IFC. As such, there will be specific requirements that apply to valet trash collection services. The proposed text requires that the collection rules established between the service provider and the building owner/manager be provided to the fire official. The fire official has the authority to suspend the service when the collection rules and the requirements of Section 305 are not met. As such, the intent of the proponents of prior language is met because the fire official has stated requirements that must be met and ability to suspend the service when the requirements are not met. It should also be noted that similar provisions are included in the 2024 Edition of NFPA 101.

Cost Impact: The change proposal is editorial in nature or a clarification. There is no cost impact on the cost of construction, however the cost of implementation of low heat rise containers in the code is as follows:

*Current Apartments: 14,245

*% of Current Apartments with Valet Service: 40%

*% of Current Serviced United Requiring Replacement Containers: 50%

*Replacement Container Cost: \$35

*Change Out Cost: \$1

*Total Impact: \$102,564

Staff Comments

This proposal is beyond “editorial” in nature. Valet trash is currently an allowed activity under the code that does not need prior approval, and was recently addressed at the Commission level through an approved non-rule policy. Changing out the current policy with the above would require additional cost and delays, as the above proposal requires prior authorization from the jurisdiction. This is in direct conflict with current code interpretations and the intention of the Commission to allow valet trash collection. DHS recommends the following alternate proposal wording, which allows for valet trash without prior approval and follows the intention of the Commission:

304.1.1 Valet trash. *Valet trash collection shall be permitted only where approved in accordance with the requirements of Appendix O.* The owner and valet trash collection service provider shall comply with the rules and limitations established by the jurisdiction.



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Received 03/06/24 8:21 PM	Code	Proposal number 234
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Code title Fire Prevention Codes		Edition
Section number and title Chapter 1 Administrative, Sec 101.2 Scope		Page number
Proponent Dave Cook	Representing (if applicable) myself	
Address (number and street, city, state, and ZIP code) 7021 Grosvenor Place, Indianapolis, IN 46220		Telephone number (317)787-3750

PROPOSED CODE CHANGE (check one)

- Change to read as follows
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-- the entire 101.2 Scope in the model code, as is normal for decades ++
 101.2 Scope. The provisions of this code shall apply to existing conditions after July 1, 1986, as well as to conditions arising after the adoption thereof. Buildings, systems, processes, and uses legally in existence prior to the effective date this code shall be permitted to continue, so long as they are maintained in a condition that is at least as safe and provide at least the same fire prevention life safety characteristics that were required when the building, system, process, and use was constructed, installed, started, or altered.

REASON STATEMENT AND FISCAL IMPACT

The challenge is lack of clarity of the applicability of the Fire Code. It is a maintenance, as well as, a design code. Second, how does this apply to buildings/operations/conditions in operation prior to July 1, 1986 (Sunset Date). Furthermore, if a code compliant building or operation has a different "process" started in the building, is it the date of the building that governs the compliance or the date of the new "process" that governs, even though the building does not need to change? Additionally, many older codes address items we know them today, maybe not in great detail, but were addressed. This is guiding someone to following existing language, lacking in detail as it may, without the confusion if they need to be brought up to today's codes, unless it is newly brought into existence. (ie: follow the code it was established under)

Fiscal Impact: No fiscal impact would be anticipated, only clarity

REVIEW RECOMMENDATION

Approve
Reject
Approve as amended
Further study