

ORDINANCE NO. 21-A()

**AN ORDINANCE TO AMEND AND ADOPT
THE ALBEMARLE COUNTY FIRE RESCUE
OFFICE OF THE FIRE MARSHAL FEE SCHEDULE**

WHEREAS, pursuant to Virginia Code § 27-97, the Board has adopted the Virginia Statewide Fire Prevention Code as set forth in § 6-200 of the Albemarle County Code; and

WHEREAS, the Board is authorized by Virginia Code § 27-98 to establish such procedures or requirements, including the imposition of fees to defray costs, as may be necessary for the administration and enforcement of the Virginia Statewide Fire Prevention Code.

NOW, THEREFORE, BE IT ORDAINED THAT the Albemarle County Board of Supervisors hereby adopts the Albemarle County Fire Rescue Office of the Fire Marshal Fee Schedule, as amended, attached hereto and incorporated herein.

This ordinance shall be effective immediately.

I, Claudette K. Borgersen, do hereby certify that the foregoing writing is a true, correct copy of an Ordinance duly adopted by the Board of Supervisors of Albemarle County, Virginia, by a vote of _____ to _____, as recorded below, at a regular meeting held on _____.

Clerk, Board of County Supervisors

	<u>Aye</u>	<u>Nay</u>
Mr. Andrews	_____	_____
Mr. Gallaway	_____	_____
Ms. LaPisto-Kirtley	_____	_____
Ms. Mallek	_____	_____
Ms. McKeel	_____	_____
Ms. Price	_____	_____



ALBEMARLE COUNTY FIRE RESCUE /OFFICE OF THE FIRE MARSHAL
FEE SCHEDULE (Effective on May 15, 2015)
(Virginia Statewide Fire Prevention Code Table 107.2)

DESCRIPTION	PERMIT REQUIRED (Yes or No)	PERMIT FEE	INSPECTION FEE																
Aerosol products. An operational permit is required to manufacture, store or handle an aggregate quantity of Level 2 or Level 3 aerosol products in excess of 500 pounds (227 kg) net weight.	Yes (annual/per location)	\$200	See inspection fee below																
Amusement buildings. An operational permit is required to operate a special amusement building.	Yes (Fixed-Annual/location or mobile-30 days/location)	\$200	See inspection fee below																
Aviation facilities. An operational permit is required to use a Group H or Group S occupancy for aircraft servicing or repair and aircraft fuel-servicing vehicles. Additional permits required by other sections of this code include, but are not limited to, hot work, hazardous materials and flammable or combustible finishes.	Yes (annual/per location)	\$200	See inspection fee below																
Carnivals and fairs. An operational permit is required to conduct a carnival or fair.	Yes (30 days/location)	\$200	No																
Cellulose nitrate film. An operational permit is required to store, handle or use cellulose nitrate film in a Group A occupancy.	Yes (annual/per location)	\$200	See inspection fee below																
Combustible dust-producing operations. An operational permit is required to operate a grain elevator, flour starch mill, feed mill, or a plant pulverizing aluminum, coal, cocoa, magnesium, spices or sugar, or other operations producing combustible dusts as defined in Chapter 2.	Yes (annual/per location)	\$200	See inspection fee below																
Combustible fibers. An operational permit is required for the storage and handling of combustible fibers in quantities greater than 100 cubic feet (2.8 m ³). Exception: An operational permit is not required for agricultural storage.	Yes (annual/per location)	\$200	See inspection fee below																
Compressed gas. An operational permit is required for the storage, use or handling at normal temperature and pressure (NTP) of compressed gases in excess of the amounts listed below. Exception: Vehicles equipped for and using compressed gas as a fuel for propelling the vehicle. <div style="text-align: center;">PERMIT AMOUNTS FOR COMPRESSED GASES</div> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">TYPE OF GAS</th> <th style="text-align: right;">AMOUNT (cubic feet at NTP)</th> </tr> </thead> <tbody> <tr> <td>Corrosive</td> <td style="text-align: right;">200</td> </tr> <tr> <td>Flammable (except cryogenic fluids and liquefied petroleum gases)</td> <td style="text-align: right;">200</td> </tr> <tr> <td>Highly toxic</td> <td style="text-align: right;">Any amount</td> </tr> <tr> <td>Inert and simple asphyxiant</td> <td style="text-align: right;">6,000</td> </tr> <tr> <td>Oxidizing (including oxygen)</td> <td style="text-align: right;">504</td> </tr> <tr> <td>Pyrophoric</td> <td style="text-align: right;">Any amount</td> </tr> <tr> <td>Toxic</td> <td style="text-align: right;">Any amount</td> </tr> </tbody> </table> For SI: 1 cubic foot = 0.02832 m ³ .	TYPE OF GAS	AMOUNT (cubic feet at NTP)	Corrosive	200	Flammable (except cryogenic fluids and liquefied petroleum gases)	200	Highly toxic	Any amount	Inert and simple asphyxiant	6,000	Oxidizing (including oxygen)	504	Pyrophoric	Any amount	Toxic	Any amount	Yes (annual/per location)	\$200	See inspection fee below
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Pyrophoric	Any amount																		
Toxic	Any amount																		
Covered and open mall buildings. An operational permit is required for: 1. The placement of retail fixtures and displays, concession equipment, displays of highly combustible goods and similar items in the mall. 2. The display of liquid-fired or gas-fired equipment in the mall. 3. The use of open-flame or flame-producing equipment in the mall.	Yes (annual/per location)	\$200	See inspection fee below																
Cryogenic fluids. An operational permit is required to produce, store, transport onsite, use, handle or dispense cryogenic fluids in excess of the amounts listed below. Exception: Operational permits are not required for vehicles equipped for and using cryogenic fluids as a fuel for propelling the vehicle or for refrigerating the lading. <div style="text-align: center;">PERMIT AMOUNTS FOR CRYOGENIC FLUIDS</div> <table style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="text-align: left;">TYPE OF CRYOGENIC FLUID</th> <th style="text-align: center;">INSIDE BUILDING (gallons)</th> <th style="text-align: center;">OUTSIDE BUILDING (gallons)</th> </tr> </thead> <tbody> <tr> <td>Flammable</td> <td style="text-align: center;">More than 1</td> <td style="text-align: center;">60</td> </tr> <tr> <td>Inert</td> <td style="text-align: center;">60</td> <td style="text-align: center;">500</td> </tr> <tr> <td>Oxidizing (includes oxygen)</td> <td style="text-align: center;">10</td> <td style="text-align: center;">50</td> </tr> <tr> <td>Physical or health hazard not indicated above</td> <td style="text-align: center;">Any amount</td> <td style="text-align: center;">Any amount</td> </tr> </tbody> </table> For SI: 1 gallon = 3.785 L.	TYPE OF CRYOGENIC FLUID	INSIDE BUILDING (gallons)	OUTSIDE BUILDING (gallons)	Flammable	More than 1	60	Inert	60	500	Oxidizing (includes oxygen)	10	50	Physical or health hazard not indicated above	Any amount	Any amount	Yes (annual/per location)	\$200	See inspection fee below	
TYPE OF CRYOGENIC FLUID	INSIDE BUILDING (gallons)	OUTSIDE BUILDING (gallons)																	
Flammable	More than 1	60																	
Inert	60	500																	
Oxidizing (includes oxygen)	10	50																	
Physical or health hazard not indicated above	Any amount	Any amount																	
Cutting and welding. An operational permit is required to conduct cutting or welding operations within the jurisdiction.	Yes (per event/location)	\$100	No																

Dry cleaning plants. An operational permit is required to engage in the business of dry cleaning or to change to a more hazardous cleaning solvent used in existing dry cleaning equipment.	Yes (annual/per location)	\$200	See inspection fee below
Exhibits and trade shows. An operational permit is required to operate exhibits and trade shows.	Yes (per event/location)	\$200	See inspection fee below
Explosives, fireworks, and pyrotechnics. An operational permit is required for the manufacture, storage, handling, sale or use of any quantity of explosive, explosive materials, fireworks, pyrotechnic special effects, or pyrotechnic special effects material within the scope of Chapter 56. Exception: Storage in Group R-3 or R-5 occupancies of smokeless propellant, black powder and small arms primers for personal use, not for resale, and in accordance with the quantity limitations and conditions set forth in Section 5601.1, exception numbers four and twelve. <u>Note: Manufacture, storage, handling, sale of explosives, explosive materials and pyrotechnics requires annual permit and facility inspection with associated fees.</u> <u>Use of explosives/blasting requires a use permit every 30 days with associated fees.</u> <u>Fireworks and Pyrotechnic special effects require either wholesale (60 days), retail (60 days) or use/display (per event 1 day)</u>	Fixed Facility: Yes: (annual/location)	\$200	See inspection fee below
	Site Storage: in addition to use (30 days)		
	Use/ Blasting : Yes (per event – 30 days maximum/location)	\$200	No
	Wholesale (fireworks): Yes (60 days/location)	\$500	No
	Retail (fireworks): yes (60 days/location)	\$500	See inspection fee below
Display/Use (fireworks): Yes (per event 1 day/location)	\$600	No	
Expedited display/use (fireworks), less than 10 days: Yes	+\$300	No	
Fire hydrants and valves. An operational permit is required to use or operate fire hydrants or valves intended for fire suppression purposes that are installed on water systems and accessible to a fire apparatus access road that is open to or generally used by the public. Exception: An operational permit is not required for authorized employees of the water company that supplies the system or the fire department to use or operate fire hydrants or valves.	Yes (per event/location)	\$100	No
Flammable and combustible liquids. An operational permit is required: 1. To use or operate a pipeline for the transportation within facilities of flammable or combustible liquids. This requirement shall not apply to the offsite transportation in pipelines regulated by the Department of Transportation (DOTn) nor does it apply to piping systems. 2. To store, handle or use Class I liquids in excess of 5 gallons (19 L) in a building or in excess of 10 gallons (37.9 L) outside of a building, except that a permit is not required for the following: 2.1. The storage or use of Class I liquids in the fuel tank of a motor vehicle, aircraft, motorboat, mobile power plant or mobile heating plant, unless such storage, in the opinion of the fire official, would cause an unsafe condition. 2.2. The storage or use of paints, oils, varnishes or similar flammable mixtures when such liquids are stored for maintenance, painting or similar purposes for a period of not more than 30 days. 3. To store, handle or use Class II or Class IIIA liquids in excess of 25 gallons (95 L) in a building or in excess of 60 gallons (227 L) outside a building, except for fuel oil used in connection with oil-burning equipment. 4. To remove Class I or Class II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved, stationary on-site pumps normally used for dispensing purposes. 5. To operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel- dispensing stations, refineries, distilleries and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed or used. 6. To install, alter, remove, abandon, place temporarily out of service (for more than 90 days) or otherwise dispose of an underground, protected above-ground or above-ground flammable or combustible liquid tank. 7. To change the type of contents stored in a flammable or combustible liquid tank to a material that poses a greater hazard than that for which the tank was designed and constructed. 8. To manufacture, process, blend or refine flammable or combustible liquids.	Yes (annual/per location)	\$200	See inspection fee below
Floor finishing. An operational permit is required for floor finishing or surfacing operations exceeding 350 square feet (33 m ²) using Class I or Class II liquids.	Yes (30 days/location)	\$75	No
Fruit and crop ripening. An operational permit is required to operate a fruit-ripening or crop-ripening facility or conduct a fruit-ripening process using ethylene gas.	Yes (annual/per location)	\$200	See inspection fee below
Fumigation, thermal and insecticidal fogging. An operational permit is required to operate a business of fumigation, thermal or insecticidal fogging and to maintain a room, vault or chamber in which a toxic or flammable fumigant is used.	Yes (annual for facility/ location) (per event/location)	\$200 (annual) \$75 (event)	Facility : See inspection fee below

Hazardous materials. An operational permit is required to store, transport on site, dispense, use or handle hazardous materials in excess of the amounts listed below.

PERMIT AMOUNTS FOR HAZARDOUS MATERIALS

TYPE OF MATERIAL	AMOUNT
Combustible liquids	See flammable and combustible liquids
Corrosive materials	
Gases	See compressed gases
Liquids	55 gallons
Solids	1000 pounds
Explosive materials	See explosives
Flammable materials	
Gases	See compressed gases
Liquids	See flammable and combustible liquids
Solids	100 pounds
Highly toxic materials	
Gases	See compressed gases
Liquids	Any amount
Solids	Any amount
Oxidizing materials	
Gases	See compressed gases
Liquids	
Class 4	Any amount
Class 3	1 gallon ^a
Class 2	10 gallons
Class 1	55 gallons
Solids	
Class 4	Any amount
Class 3	10 pounds ^b
Class 2	100 pounds
Class 1	500 pounds
Organic peroxides Liquids	
Class I	Any amount
Class II	Any amount
Class III	1 gallon
Class IV	2 gallons
Class V	No permit required
Solids	
Class I	Any amount
Class II	Any amount
Class III	10 pounds
Class IV	20 pounds
Class V	No permit required
Pyrophoric materials	
Gases	See compressed gases
Liquids	Any amount
Solids	Any amount
Toxic materials	
Gases	See compressed gases
Liquids	10 gallons
Solids	100 pounds
Unstable (reactive) materials	
Liquids	
Class 4	Any amount
Class 3	Any amount
Class 2	5 gallons
Class 1	10 gallons
Solids	
Class 4	Any amount
Class 3	Any amount
Class 2	50 pounds
Class 1	100 pounds
Water reactive materials Liquids	
Class 3	Any amount
Class 2	5 gallons
Class 1	55 gallons
Solids	
Class 3	Any amount
Class 2	50 pounds
Class 1	500 pounds

Yes (annual/per location)

\$ 200

See inspection fee below

For SI: 1 gallon = 3.785 L, 1 pound = 0.454 kg. a. Twenty gallons when Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 20 gallons or less. b. Twenty pounds when Table 5003.1.1(1) Note k applies and hazard identification signs in accordance with Section 5003.5 are provided for quantities of 200 pounds or less.	Yes (annual/per location)	\$ 200	See inspection fee below
HPM facilities. An operational permit is required to store, handle or use hazardous production materials.	Yes (annual/per location)	\$ 200	See inspection fee below
High piled storage. An operational permit is required to use a building or portion thereof as a high-piled storage area exceeding 500 square feet (46 m ²).	Yes (annual/per location)	\$ 200	See inspection fee below
Hot work operations. An operational permit is required for hot work including, but not limited to: 1. Public exhibitions and demonstrations where hot work is conducted. 2. Use of portable hot work equipment inside a structure. Exception: Work that is conducted under a construction permit. 3. Fixed-site hot work equipment such as welding booths. 4. Hot work conducted within a hazardous fire area. 5. Application of roof coverings with the use of an open-flame device. 6. When approved, the fire official shall issue a permit to carry out a Hot Work Program. This program allows approved personnel to regulate their facility's hot work operations. The approved personnel shall be trained in the fire safety aspects denoted in this chapter and shall be responsible for issuing permits requiring compliance with the requirements found in this chapter. These permits shall be issued only to their employees or hot work operations under their supervision.	Facility: Yes (annual/location) ----- Fixed Site: Yes (annual/location) ----- Other: per event/location Yes (30 day/location)	\$200 ----- \$200 ----- \$100	See inspection fee below See inspection fee below ----- No
Industrial ovens. An operational permit is required for operation of industrial ovens regulated by Chapter 30.	Yes (annual/per location)	\$200	See inspection fee below
Lumber yards and woodworking plants. An operational permit is required for the storage or processing of lumber exceeding 100,000 board feet (8,333 ft ³) (236 m ³).	Yes (annual/per location)	\$200	See inspection fee below
Liquid-fueled or gas-fueled vehicles or equipment in assembly buildings. An operational permit is required to display, operate or demonstrate liquid-fueled or gas-fueled vehicles or equipment in assembly buildings.	Yes (per event 30 days/location)	\$200	See inspection fee below
LP-gas. An operational permit is required for: 1. Storage and use of LP-gas. Exception: An operational permit is not required for individual containers with a 500-gallon (1893 L) water capacity or less or multiple container systems having an aggregate quantity not exceeding 500 gallons (1893 L), serving occupancies in Group R-3. Operation of cargo tankers that transport LP-gas.	Yes (annual/per location)	\$200	See inspection fee below
Magnesium. An operational permit is required to melt, cast, heat treat or grind more than 10 pounds (4.54 kg) of magnesium.	Yes (annual/per location)	\$200	See inspection fee below
Miscellaneous combustible storage. An operational permit is required to store in any building or upon any premises in excess of 2,500 cubic feet (71 m ³) gross volume of combustible empty packing cases, boxes, barrels or similar containers, rubber tires, rubber, cork or similar combustible material.	Yes (annual/per location)	\$200	See inspection fee below
Open burning. An operational permit is required for the kindling or maintaining of an open fire or a fire on any public street, alley, road, or other public or private ground. Instructions and stipulations of the permit shall be adhered to. Exception: Recreational fires.	Yes (Land Clearing Operations Only – 60 days/location)	\$500	See inspection fee below
Open flames and candles. An operational permit is required to use open flames or candles in connection with assembly areas, dining areas of restaurants or drinking establishments.	Yes (annual/per location)	\$200 (annual if sole permit) \$100 (if ancillary to another permit)	See inspection fee below
Open flames and torches. An operational permit is required to remove paint with a torch; or to use a torch or open-flame device in a wildfire risk area.	Yes (per event-30 days/location)	\$100	See inspection fee below
Organic coatings. An operational permit is required for any organic-coating manufacturing operation producing more than 1 gallon (4 L) of an organic coating in one day.	Yes (annual/per location)	\$200	See inspection fee below
Places of assembly. An operational permit is required to operate a place of assembly (greater than 50 persons)	Yes (annual/per location)	\$200	See inspection fee below
Private fire hydrants. An operational permit is required for the removal from service, use or operation of private fire hydrants. Exception: An operational permit is not required for private industry with trained maintenance personnel, private fire brigade or fire departments to maintain, test and use private hydrants.	Yes (annual/per location)	\$200	See inspection fee below
Pyrotechnic special effects material. An operational permit is required for use and handling of pyrotechnic special effects material.	Yes (per event-1 day/location)	\$200	See inspection fee below
Pyroxylin plastics. An operational permit is required for storage or handling of more than 25 pounds (11 kg) of cellulose nitrate (pyroxylin) plastics and for the assembly or manufacture of articles involving pyroxylin plastics.	Yes (annual/per location)	\$200	See inspection fee below
Refrigeration equipment. An operational permit is required to operate a mechanical refrigeration unit or system regulated by Chapter 6.	Yes (annual/per location)	\$200	See inspection fee below

<p>Repair garages and service stations. An operational permit is required for operation of repair garages and automotive, marine and fleet service stations.</p> <p>Note: (If in conjunction with Flammable/Combustible Liquid permit than no fee for this permit)</p>	Yes (annual/per location)	\$200	See inspection fee below
<p>Rooftop heliports. An operational permit is required for the operation of a rooftop heliport.</p>	Yes (annual/per location)	\$200	See inspection fee below
<p>Spraying or dipping. An operational permit is required to conduct a spraying or dipping operation utilizing flammable or combustible liquids or the application of combustible powders regulated by Chapter 24.</p>	Yes (annual/location) Yes (per event /30 days /location)	\$200 (fixed facility) \$100 (per event)	See inspection fee below
<p>Storage of scrap tires and tire byproducts. An operational permit is required to establish, conduct or maintain storage of scrap tires and tire byproducts that exceeds 2,500 cubic feet (71 m³) of total volume of scrap tires and for indoor storage of tires and tire byproducts.</p>	Yes (annual/per location)	\$200	See inspection fee below
<p>Temporary membrane structures and tents. An operational permit is required to operate an air-supported temporary membrane structure or a tent.</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. Tents used exclusively for recreational camping purposes. 2. Tents and air-supported structures that cover an area of 900 square feet (84 m²) or less, including all connecting areas or spaces with a common means of egress or entrance and with an occupant load of 50 or less persons. <p>Note: (permit good for 30 days with a maximum of 5 renewals (total of 180 days within a 12 month period allowed before tent must come down))</p>	Yes (per event – good for 30 days/location)	\$100 if application received 30 days before event \$150 if application received 15-29 days before event \$200 if application received 8–15 days before event \$300 if application received 7 days or less before event	No
<p>Tire-rebuilding plants. An operational permit is required for the operation and maintenance of a tire-rebuilding plant.</p>	Yes (annual/per location)	\$200	See inspection fee below
<p>Waste handling. An operational permit is required for the operation of wrecking yards, junk yards and waste material-handling facilities.</p>	Yes (annual/per location)	\$200	See inspection fee below
<p>Wood products. An operational permit is required to store chips, hogged material, lumber or plywood in excess of 200 cubic feet (6 m³).</p>	Yes (annual/per location)	\$200	See inspection fee below



**ALBEMARLE COUNTY FIRE RESCUE /OFFICE OF THE FIRE MARSHAL
ADDITIONAL/MISCELLANEOUS FIRE PREVENTION FEE SCHEDULE**

PURPOSE	DESCRIPTION	FEE
Facility Inspection Fees (in any fixed facility requiring a permit in Table 107. 2 of the Fire Prevention Code)	Inspection Fee	First two hours no charge \$100/hr thereafter
Required Fire Inspection for Social Service License (Ex: Day care/Adult Care etc)	1 – 8 persons 9 – 20 persons 21 – 50 persons 51 – 100 persons 101 – 150 persons 151 – 200 persons 201 or more persons	\$25 \$50 \$100 \$200 \$300 \$400 \$500 plus \$50 for every 100 persons over 201
Re-inspection Fee	After initial inspection, if all violations are corrected, no charge. If not, then each re-inspection incurs a fee until an agreement on remediation is reached or all violations are corrected.	\$0 (violations corrected) \$100 (per inspection)
Albemarle Fire Rescue Plan Review Fee	Site Plans Special Use Permit All Other	\$100 (per set of plans) \$50 (per application) \$75 (per event)
Request for Fire Code Variance/Modification and Albemarle County Fire Code Board of Appeals Request	Similar to the Zoning Variance and Appeals Process to offset Cost of the Fire Board of Appeals Operations	\$350 (application fee)
<u>Homestay Registry Inspection Fee</u>	<u>After initial inspection, annual inspections due by the inspection anniversary date</u>	<u>\$50</u>