

Washington Township Fire Department Standard Operating Procedure

Division 700: Fire Prevention, Life Safety and Education
Section 701: Fire and Life Safety Inspection
Subject 701.07: Inspectional Authority & Ohio Revised Code
Supersedes :



Approved By:

Date: September 17, 2007 Date Last Reviewed:

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PURPOSE:

The Fire Department has statutory and moral responsibility to render effective and efficient fire safety inspections in its service area. This policy describes the legal basis for that inspection authority. This policy also contains guidelines for conducting inspections.

RESPONSIBILITY:

Only authorized members may perform fire safety inspections. Inspectors are to provide high quality, insightful and correct findings to organizations, businesses and contacts to gain the greatest safety to life and property. Members will familiarize themselves with and practice the provisions of this policy.

PROCEDURES:

Inspectors are authorized by the fire code and state law (Ohio Revised Code 505.373) to enforce provisions of the fire code and state statute. Furthermore, inspectors have the authority to interpret the code and procedures to enforce it, and to establish policies and rules to clarify code provisions. A required provision cannot be waived unless the appeals board of competent jurisdiction grants a waiver.

Inspectors may enter a property or premise, during reasonable times, to conduct an inspection to enforce the provisions of the fire code or state statute. If entry is refused, the inspector has recourse to every remedy provided by law to secure entry.

Inspectors are authorized to issue notices or orders provided by Directive 701.01, *Fire Inspection Techniques and Procedures*, and Directive 701.05, *Issuing State Citations for Fire Inspection*. Each inspection record will include all notices, orders, findings and disposition required by the fire code and the provisions of Chapter 149 of the Revised Code.

Inspectors are authorized to enforce the following fire code provisions of the Ohio Revised Code:

505.37	Fire protection services
505.373	Adoption of fire code
505.374	Fire code violations
3737.1	Fire Marshal – fire safety definitions
3737.2	Fees – federal funding
3737.14	Right of entry
3737.15	Release of, or request for, information relating to fire loss by insurance company
3737.22	Fire Marshal – powers and duties
3737.24	Investigation of fire
3737.34	Fire safety inspector certificate
3737.41	Citation to remedy dangerous condition
3737.42	Issuing citation or notice of violation

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3737.43	Notice of penalty and right to appeal
3737.44	Injunction – temporary restraining order
3737.45	Failure to comply with order
3737.46	Actions against violators
3737.51	Civil penalty for violations
3737.64	Disclosing purpose of non-official inspection
3737.65	Fire protection equipment – prohibited activities
3737.80	Chief of fire department responsible for primary coordination in emergency situation
3737.82	Adopting state fire code rules
3737.83	Provisions to be included in state fire code
3737.87	Underground storage tank definitions
3737.88	Underground storage tank program and corrective action program for releases
3737.881	Certifying underground storage tank systems installers
3737.99	Penalty
3781.03	Enforcement – supervision – records
3781.031	Issuance of adjudication or stop work order
3791.11	Abandoned service station definitions