

ORDINANCE NO. 915

AN ORDINANCE AMENDING THE WILLISTON CITY CODE OF ORDINANCES TO ALLOW FOR THE TEMPORARY PLACEMENT OF PROPANE CYLINDERS WITHIN THE CITY LIMITS OF THE CITY OF WILLISTON

BE IT ORDAINED, by the Board of Commissioners of the City of Williston, North Dakota, as follows:

The City of Williston currently has a permanent ban on the use of propane cylinders within the City other than those needed for portable gas grills. A temporary permit may be issued for the use of larger propane storage vessels, as follows:

Part One: Residential

The City of Williston is in need of increased residential properties. Traditional housing is a slow process with mobile properties being timely, accessible, and cost effective.

Mobile and Modular housing can be converted to allow for the use of natural gas; however, a recreational vehicle such as a camp trailer may not be feasible according to Montana Dakota Utilities (MDU).

The Williston City Fire Department proposes to allow the temporary use of 100 pound propane cylinders to be utilized with the following stipulations:

1. Receipt of a letter of request along with reason for the request.
2. Review by Fire and Health Department Officials.
3. Site inspection.
4. Issuance of a temporary permit no greater than 6 months for the permit with no more than the issuance of two consecutive permits.
5. Inspection of installation.

The cylinder shall be placed:

1. On a solid, non-elevated surface.
2. Secured in place.
3. Placed in a position that is safe from damage.
4. Attached to the property/appliance in accordance with the manufacturer's recommendations.

Part Two: Commercial

The Williston City Fire Department proposes to allow the temporary use of propane cylinders during the construction phase of a building project with the following stipulations:

1. Receipt of a letter of request along with the reason for the request.
2. Provide a site plan.
3. Review by the Fire and Health Department Officials.
4. Site inspection.
5. Issuance of a temporary permit no greater than 4 months for the permit with no more than the issuance of two consecutive permits for each project.
6. Inspection of installation.
7. The application shall maintain all necessary records of the cylinder including an MSDS.

Cylinder placement:

1. On a solid, non-elevated surface.
2. Cylinder no greater than two hundred fifty (250) gallons.
3. Surrounded by concrete barriers to be protected from damage.
4. Attached to the appliance in accordance with the manufacturer's recommendations.

After placement of such cylinder, Disaster and Emergency Services shall be notified.

Part Three: Penalties

Failure to obtain a temporary permit for the use of a large capacity propane cylinder may result in, but not be restricted to:

1. Immediate cessation of operation.
2. Removal of the cylinder.
3. Denial of occupancy until corrected.
4. All fees and services toward investigation, removal, and cleanup.

Part Four: References

International Fire Codes include:

1. Section 1403
2. Section 3405
3. Chapter 30

National Fire Protection Association
Occupational Health and Safety Association


Department of Homeland Security
National Propane Gas Association
North Dakota Propane Gas Association

Commissioner Lawson moved the adoption of the foregoing Ordinance. The motion was seconded by Commissioner Bogar. On roll call vote of the Commissioners, the following Commissioners voted "AYE": Bekkedahl, Klug, Lawson, Bogar and Koeser, and the following Commissioners voted "NAY": None. Absent and not voting: None.

WHEREUPON, the Motion was passed and the Ordinance declared adopted this 10th day of February, 2009.



ATTEST:



John Kautzman, City Auditor



E. Ward Koeser, President
Board of City Commissioners

First Reading: January 27, 2009
Second Reading: February 10, 2009
Published: February 18, 2009
Adopted the 10th day of February, 2009.