

NOTICE

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CHAPTER 1507

Inspections; Hazard Abatement

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CROSS REFERENCES

UFC F-107.1 replaced by Section 1507.04

UFC F-107.7 replaced by Section 1507.07

UFC F-111.1 through F-111.4 replaced by Section 1501.99 and this Chapter 1507

1507.01 RIGHT OF ENTRY

Whenever necessary for the purpose of enforcing the provisions of this code, or whenever the code official has reasonable cause to believe that there exists in any structure or upon any premises any condition which makes such structure or premises unsafe, the code official shall be permitted to enter such structure or premises at all reasonable times to inspect the same or to perform any duty imposed upon the code official by this code; provided that if such structure or premises is occupied, the code official shall first present proper credentials and request entry. If such entry is refused, the code official shall have recourse to every remedy provided by law to secure entry.

1507.02 PURPOSE OF INSPECTIONS

The inspection and examination authorized by this chapter shall be for the purpose of reporting and correcting the following fire hazards pertaining to buildings and their occupants:

- (a) Disrepair
- (b) Age and dilapidated condition
- (c) Faulty or unapproved construction
- (d) Inadequate or lack of means of egress
- (e) Inadequate fire alarm protection
- (f) Inadequate fire extinguishing equipment

- (g) Materials and buildings especially susceptible to fire
- (h) Conditions endangering other property or occupants
- (i) Any other fire hazards dangerous to life or property

1507.03 DUTY TO INSPECT

It shall be the duty of the Chief of the Fire Department, the Director of the Bureau Fire of Prevention, sometimes referred to as "Director of Fire Prevention" or a Fire Safety Inspector specially designated thereto to inspect all buildings and premises in the City and to enforce the provisions of this Code, and related codes and ordinances, relating to fire prevention and life safety.

No person shall knowingly hinder, obstruct, or otherwise interfere with a code official in making such inspections. Any person convicted of violating this section shall be punished as provided in Section 1501.99.

1507.04 INSPECTIONS

The code official shall have the authority to inspect all structures and premises as often as may be necessary for the purposes of ascertaining and causing to be corrected any conditions liable to cause fire, contribute to the spread of fire, interfere with firefighting operations, endanger life or that which constitutes a violation of the provisions of this Code or any other ordinance affecting fire safety.

Single and multi-family dwelling units shall be inspected only when the owner/occupant has requested such inspection or when a fire safety hazard has been reported by a formal complaint or when the code official has witnessed a fire safety hazard on said property.

1507.05 ORDER TO CORRECT VIOLATION; PENALTY

Whenever the Chief of the Fire Department, Director of Fire Prevention, or a City of Kettering Fire Safety Inspector finds any building or other structure likely to catch fire from any cause, including but not restricted to those fire hazards set forth in Section 1507.02, or when such officer discovers any violations of this Fire Prevention Code or of any other laws or ordinances relating to fire hazards, he may serve a written order to correct the violation or condition upon the owner, operator, occupant or other person responsible for the violation or condition and/or may file criminal charges against the person involved for a violation of this code.

1507.06 SERVICE OF ORDER

The order required herein shall be served in one of the following ways:

- (a) By making personal delivery of the order to the person responsible.
- (b) By leaving the order with some person of suitable age and discretion upon the premises.
- (c) By affixing a copy of the order to the door at the entrance of the premises in violation.

- (d) By mailing a copy of the order to the last known address of the owner of the premises, by registered mail.
- (e) By publishing a copy of the order in a local paper once a week, for three successive weeks.

1507.07 TIME LIMIT

The order required herein shall set forth a time limit for compliance, dependant upon the hazard and danger created by the violation. In cases of distinct or imminent life or property safety hazards, the Chief of the Fire Department or the Director of Fire Prevention or a fire safety inspector assigned to the Fire Prevention Bureau shall have the authority to require compliance immediately upon service of the order when in their judgement such hazards exist.

1507.08 FAILURE TO COMPLY

Any person to whom an order is directed and who fails to comply with such order within the specified time shall be guilty of a misdemeanor and shall be punished as provided in Section 1501.99.

1507.09 INSPECTIONS FOR THIRD PARTY AGENCIES

Inspections requested by third party government agencies, such as county, State of Ohio and federal government (foster home, group home, BUSTR, JCAH, etc.) shall be conducted on a time available basis and at a fee as determined by the Fire Chief and Director of Fire Prevention. Agencies or individuals shall provide a minimum of (7) days notification when requesting third party inspections.