

(Summary Published in the Rose Hill Reporter on April 9th, 2026)

ORDINANCE NO. 744

AN ORDINANCE OF THE CITY OF ROSE HILL, KANSAS, AMENDING CHAPTER VII (“FIRE”), ARTICLE 1 (“FIRE PREVENTION”) OF THE ROSE HILL CODE TO ADOPT THE 2024 EDITION OF THE INTERNATIONAL FIRE CODE (IFC), AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, REGULATING AND GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS; PROVIDING FOR THE ISSUANCE OF PERMITS AND COLLECTION OF FEES; REPEALING ORDINANCE 709 AND ALL OTHER CONFLICTED ORDINANCES AND REPLACING IT WITH THE INTERNATIONAL FIRE CODE AS HEREIN AMENDED.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ROSE HILL, KANSAS:

SECTION 1. Adoption of International Fire Code.

Section 7-101 of the code of the City of Rose Hill is hereby amended to read as follows:

7-101. International Fire Code Incorporated. The 2024 Edition of the International Fire Code (IFC), as published by the International Code Council, is hereby adopted by reference for the purpose of prescribing regulations governing conditions hazardous to life and property from fire, explosion, or dangerous conditions within the City of Rose Hill, Kansas subject to the local amendments set forth herein.

SECTION 2. Official Copy.

Section 7-101 of the code of the City of Rose Hill is hereby amended to read as follows:

7-102. Official Copy. Not less than one (1) copy of the International Fire Code incorporated by reference as amended shall be filed with the City Clerk. Such copy shall be marked or stamped, “Official Copy as incorporated by Ordinance No. 744” with all section or portions thereof intended to be omitted clearly marked to show any such omissions and all provisions changing or adding to the incorporated provisions shall be clearly marked or inserted. Such copy shall have attached a copy of this article and shall be open to inspection and available to the public during all reasonable business hours.

SECTION 3. Amendments.

Section 7-103 of the code of the City of Rose Hill is hereby amended to read as follows:

102.7.6 Plumbing. Whenever used in the Fire Code, the term "International Plumbing Code" shall be construed to mean the current City of Rose Hill Plumbing Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.5 Mechanical. Whenever used in the Fire Code, the term "International Mechanical Code" shall be construed to mean the current City of Rose Hill Mechanical Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.4 Gas. Whenever used in the Fire Code, the term "International Fuel Gas Code" shall be construed to mean the current City of Rose Hill Plumbing or Fuel Gas Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.3 Electrical. Whenever used in the Fire Code, the term "ICC Electrical Code" shall be construed to mean the current City of Rose Hill Electrical Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

"102.7" Referenced Codes and Standards" shall be amended to read as follows:

- Appendix B
- Appendix C
- Appendix D
- Appendix E
- Appendix F
- Appendix G
- Appendix H
- Appendix I
- Appendix J
- Appendix K
- Appendix N
- Appendix O

101.2.1 Appendices. The following appendices contained in the IFC are adopted and incorporated by reference. All others shall not be adopted.

"101.2.1 Appendices" shall be amended to read as follows:

101.1 Title. These regulations shall be known as the Fire Code of the City of Rose Hill, Kansas hereinafter referred to as the "fire code," the "IFC" or "this code."

"101.1 Title" shall be amended to read as follows:

Section 7-101 herein shall be amended as follows:
7-103. Amendments. The International Fire Code, 2024, incorporated by reference in

102.7.7 Residential. Whenever used in the Fire Code, the term “International Residential Code: shall be construed to mean the current City of Rose Hill Residential Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.8 Building Code. Whenever used in the Fire Code, the term “International Building Code: shall be construed to mean the current City of Rose Hill Building Code or Existing Building Codes as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.9 Property Maintenance. Whenever used in the Fire Code, the term “International Property Maintenance Code” shall be constructed to mean the current City of Rose Hill Property Maintenance Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

102.7.10 Existing Building. Whenever used in the Fire Code, the term “International Existing Building Code: shall be construed to mean the current City of Rose Hill Existing Building Code as set forth in Chapter IV Article 1 of the Code of the City of Rose Hill.

“103.2 Appointment” shall be amended to read as follows:

103.2 Appointment. The Fire Code Official of the jurisdiction shall be appointed by the City of Rose Hill.

“105.1.1 Permits required” shall be amended to read as follows:

105.1.1 Permits required. A property owner or authorized agent who intends to conduct an operation or business or install or modify systems and equipment that are regulated by this code, or to cause any such work to be done, shall make application to the City of Rose Hill and obtain the required permit. Issued permits shall be kept on the premises designated therein at all times and shall be readily available for inspection by the Fire Code Official. In instances where laws or regulations are enforceable by departments other than the fire department, joint approval of the permit shall be obtained from all additional or necessary departments concerned.

“105.5.36 Open burning” shall be amended to read as follows:

105.5.36 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. This includes fires in approved containers, incinerators, destructors, or those devices identified and approved by the Fire Code Official or designee within the jurisdiction. Instructions and stipulations of the permit shall be adhered to.

Exception: Recreational Fires

“Section 108-Fees” shall be amended to read as follows:

“307.1.1 Prohibited open burning” shall be amended to read as follows:

307.1.1 Prohibited open burning. Open burning that is offensive or objectionable because of smoke or odor emissions or when atmospheric conditions or local circumstances make such fires hazardous, shall be prohibited. The Fire Code Official is authorized to order the extinguishment of open burning by the permit holder or by the fire department if that open burning creates or adds to a hazardous or objectionable situation. Open burning shall be conducted between the hours of sunrise to sunset unless otherwise approved by the Fire Code Official. Only firewood, limbs, and wood chips may be burned. Burning products such as paper, plastic, leaves, finished lumber, and rubbish is prohibited. Only vegetation grown on-site at the permit address may be burned.

“Section 202-General Definitions” shall be amended to read as follows:

1. Overcrowding. A condition that exists when either there are more people in a building, structure or portion thereof than have been authorized or posted by the Fire Code Official, or when Fire Code Official determines that a threat exists to the safety of the occupants due to person(s) sitting and/or standing in locations that may obstruct or impede the use of aisles, passages, corridors, stairways, exists or other components of the means of egress.

- a) request a Hearing before the Governing Body within 10 days after receiving notice of the decision from the enforcing officer. Such notice of application for appeal shall be filed with the office of the City Clerk.
- b) Upon receipt of such Notice of Appeal, the City Clerk shall notify the governing body of such appeal in writing.
- c) The Governing Body shall, within 30 Days of Receipt of Notice of Appeal, determine a date for the hearing and notice of the Date for the Hearing shall be sent to the appellant at least 10 days before the hearing.

“109 Board of appeals” shall be amended to read as follows:

109.2 General. In order to hear and decide appeals of orders, decisions or determinations by the plan reviewer or the Fire Code Official relative to the application and interpretation of this code, the Governing Body of the City of Rose Hill shall have authority to review and hear the appeals of orders, decisions or determinations of the Fire Code Official. Any person, firm or corporation who desires to appeal the decision of the fire code shall:

108.1 Fees. Fire permit fees shall be established by Resolution of the Governing Body of the City of Rose Hill pursuant to Section 1-902 of the Rose Hill Code. These fees may be subject to review and revised as deemed necessary and shall be revised from time to time by Resolution of the Governing Body.

Exception: Prescribed burning for the purpose of reducing the impact of wildland fire when authorized by the Fire Code Official.

“307.2 Permit required” shall be amended to read as follows:

307.2 Permit required. A permit shall be obtained from the Fire Code Official in accordance with Section 105.5.36 prior to kindling a fire for recognized silvicultural or range or wildlife management practices, open burning, use of an incinerator or destructor, prevention or control of disease or pests, or a bonfire. Application for such approval shall only be presented by and permits issued to the owner, or designee of the owner, of the land upon which the fire is to be kindled. Burn permit instructions and stipulations of the permit shall be adhered to.

“307.4 Location” shall be amended to read as follows:

307.4 Location. The location for open burning shall not be less than 50 feet (15.24 m) from any property line, structure, or roadway, nor within two (2) miles of any airport or flyway, unless otherwise approved by the Fire Code Official, and provisions shall be made to prevent the fire from spreading to within 50 feet (15,240 mm) of any structure or property line.

Exceptions:

1. Fires in approved containers that are not less than 15 feet *4,572 mm) from a structure with a fuel stack size of 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height (i.e., outdoor fireplaces).
2. The minimum required distance from a structure shall be 25 feet (7,620 mm) when the pile size is 3 feet (914 mm) or less in diameter and 2 feet (610 mm) or less in height (i.e., recreational fires).

“307.4.3 Portable outdoor fireplaces” shall be amended as follows:

307.4.3 Portable outdoor fireplaces. Portable outdoor fireplaces shall be used in accordance with the manufacturer’s instructions and shall not be operated within 15 feet (3048 mm) of a structure or combustible material. The following requirements shall be met:

1. Portable outdoor fireplaces shall be placed on a non-combustible surface and shall not be used on balconies or wood decks.
2. Portable outdoor fireplace use shall be discontinued when there is a ban or moratorium on burning issued by federal, state or local agencies.
3. Portable outdoor fireplaces shall not be used when the wind speed is in excess of 15 mph.

4. Portable outdoor fireplaces shall not be used within 500 feet (152,400 mm) of any shake shingle roof, unless provided with a spark arrestor with a maximum ½ inch (12.7 mm) metal screen secured by metal wire, located on the vent/chimney.
5. Only firewood, limbs, and wood chips may be burned within the portable outdoor fireplace. Products such as paper, cardboard, plastic, leaves, finished lumber and rubbish are not allowed.

“311 Vacant Premises” shall be amended to read as follows:

311.1 Abandoned premises. Buildings, structures and premises for which an owner cannot be identified or located by dispatch of a certificate of mailing to the last known or registered address, which persistently or repeatedly become unprotected or unsecured, which have been occupied by un-authorized persons or for illegal purposes, or which present a danger of structural collapse or fire spread to adjacent properties shall be considered abandoned, declared unsafe and abated by demolition or rehabilitation in accordance with current City of Rose Hill codes.

“506 Key Boxes Where Required” shall be amended to read as follows:

506.1 Where required. Where access to or within a structure or an area is restricted because of secured openings or where immediate access is necessary for life-saving or firefighting purposes, or a public building or elevator is/are present, the Fire Code Official is authorized to require a key box to be installed in an approved location. The Knox Box brand is the only approved key box for the City of Rose Hill, Kansas and shall contain keys/electronic access devices or digital codes to gain necessary access as required by the Fire Code Official.

“507.5.1 Where Required” shall be amended to read as follows:

507.5.1 Where required. Where a portion of the facility or building hereafter constructed or moved into or within the jurisdiction is more than 400 feet (122 m) from a hydrant on a fire apparatus access road, as measured by an approved route around the exterior of the facility or building, on-site fire hydrants and mains shall be provided where required by the Fire Code Official.

“507.5.1.1 Hydrants for fire department connections” shall be amended to read as follows:

507.5.1.1 Hydrants for fire department connections. Building equipped with fire department connections serving standpipe, sprinkler system, or remote connections, installed in accordance with Section 905 shall have a fire hydrant within 150 feet (45,720 mm) of the fire department connection. The required hydrant shall be no closer than 40 feet (12,192 mm) to the structure. The required hydrant shall be no closer than 5 feet to the remote connection.

Exception: The distance shall be permitted to exceed 150 feet (45,720 mm) where approved by the Fire Code Official.

“606.5 Domestic cooking appliance used in commercial occupancies” shall be added to read as follows:

606.5 Domestic cooking appliances used in commercial occupancies. Domestic cooking appliances utilized for purposes incidental to occupancy and not for commercial food preparation shall be provided with a Type II hood or domestic hood. The hood shall include a Guardian II style fire suppression system as appropriate for the type of appliance and processes.

“901.4.73 Environment” shall be amended to read as follows:

9101.4.7.3 Environment. Automatic sprinkler system riser rooms and fire pump rooms shall be maintained at a temperature of not less than 40 degrees Fahrenheit. Heating units shall be permanently installed (non-switched). Exterior riser rooms shall have low-temperature detection connected to the fire alarm system.

“903.2.1.2 Group A-2” shall be amended to read as follows:

903.2.1.2 Group A-2. An automatic sprinkler system shall be provided throughout all stories containing Group A-2 occupancies and throughout all stories of Group A-2 occupancy to and including the levels of exit discharge serving that occupancy where on the following conditions exist:

1. The fire area exceeds 5,000 square feet (464 m²).
2. The fire area has an occupant load of 100 or more.

Exception: The fire area occupant load may increase to 299 if a 3rd exit, in accordance with section 107.1.2 and Section 1016.2 and a manual fire alarm system that activates an occupant notification system in accordance with Section 907.5, is added. Those components must be approved by the Fire Code Official and the building official of the jurisdiction or the plans examiner reviewing the project.

3. The fire area is located on a floor other than a level of exit discharge serving such occupancies.

“903.2.8 Group R” shall be amended to read as follows:

903.2.8 Group R. An automatic sprinkler system installed in accordance with 903.3 shall be provided throughout all buildings with a Group R fire area.

Exceptions:

1. One- or two-family dwelling unit.
2. Dwelling units in three- and four-family dwellings separated from each other by wall and/or floor assemblies having not less than 2-hour fire-resistance rating. Fire resistance-rated floor/ceiling and wall assemblies shall extend to and be tight against an exterior wall, and wall assemblies shall extend from the foundation to the underside of the roof sheathing. The roof shall be a minimum of class C roof covering, and the roof decking or sheathing is of non-combustible

1008.3.2 Illumination level under emergency power. Emergency lighting facilities shall be arranged to provide initial illumination that is not less than an average of 1 foot-candle (1 lux) and a minimum at any point of 0.1 foot-candle (1 lux) measured along the path of egress at floor level. Illumination levels shall be permitted to decline to 0.6 foot-candle (6 lux) average and a minimum at any point of 0.06 foot-candle (0.6 lux) at the end of the emergency lighting time duration. A maximum-

“1008.3.2 Illumination level under emergency power” shall be amended to read as follows:

912.5.1 Lettering. Each fire department connection (FDC) shall be designated by a sign with letters not less than 4 inches (101.6 mm) in height. For manual standpipe systems, the sign shall also indicate that the system is manual and that it is either wet or dry.

912.5 Signs shall be amended to read as follows:
A metal sign with raised letters not less than 4 inches (101.6 mm) in size shall be mounted on all fire department connections serving automatic sprinklers, standpipes or fire pump connections. Such signs shall read: “AUTOMATIC SPRINKLERS,” “STANDPIPES,” “TEST CONNECTION,” “STANDPIPE AND AUTOSPKR” OR “AUTOSPKR AND STANDPIPE,” or a combination thereof as applicable.

907.5.1 Alarm activation and annunciation shall be amended to read as follows:
Upon activation, fire alarm systems and/or dedicated function sprinkler monitoring systems shall initiate occupant notification and shall announce at the fire alarm control unit, or where allowed elsewhere in Section 907, at a constantly attended location.

903.2.11.1 Opening dimension and access. Openings shall have a minimum dimension of not less than 30 inches (762 mm) in width and 48 inches (1219 mm) in height. Access to such opening shall be provided for the fire department from the exterior and shall not be obstructed in a manner such that firefighting or rescue cannot be accomplished from the exterior.

3. Systems are not required when K.S.A. 12-16,219 applies.
provided throughout all units.
arranged above or below adjacent units, and automatic sprinkler system shall be this area of the roof deck or sheathing. Where buildings, or portions thereof, are materials or approved fire-retardant-treated wood for a distance of 4 feet (1219 mm) on each side of the walls or walls. There shall be no penetrations through

to-minimum illumination uniformity ratio of 40 to 1 shall not be exceeded. In Group I-2 occupancies, failure of single lamp in a luminaire shall not reduce the illumination level to less than 0.2 footcandle (2.2 lux). Emergency lighting fixtures shall be arranged at intervals not to exceed 50 feet (15 240 mm) on center.

Exception: Maneuvering clearances are not required for doors to exit stairways for levels above the level of exit discharge where the exit enclosure does not include an area of refuge.

“1012.1 Scope” shall be amended to read as follows:

1012.1 Scope. The provisions of this section shall apply to ramps used as a component of means of egress.

Exceptions:

1. Ramped aisles within assembly rooms or spaces shall comply with the provisions of Section 1030.
2. Curb ramps shall comply with Americans with Disabilities Act Accessibility Guidelines Sec. 406.1.
3. Vehicle ramps in parking garages for pedestrian exit access shall not be required to comply with Sections 1012.3 through 1012.10 where they are not an accessible route serving accessible parking spaces, other required accessible elements or part of an accessible means of egress.

“Where required” shall be amended to read as follows:

1013.1 Where required. Exits and exit access doors shall be marked by an approved exit sign readily visible exit signs to clearly indicate the direction of egress travel. Where the exit or path of egress travel is not immediately visible to the occupants. Intervening means of egress doors within exits shall be marked by exit signs. Exit sign placement shall be such that any point in an exit access corridor or exit passageway is within 100 feet (30.480 m) or the listed viewing distance of the sign, whichever is less, from the nearest visible exit sign. Exit signs required at doors shall not be located more than 12 feet (3658 mm) above the finish floor, nor more than 2 feet (610 mm) from either edge of door.

Exceptions:

1. Exit signs are not required in rooms or areas that require only one exit or exit access.
2. Main exterior exit doors or gates that obviously and clearly identifiable as exits need not have exist signs where approved by the building official.
3. Exit signs are not required in occupancies in Group U and individual sleeping units or dwelling units in Group R-1, R-2 or R-3.
4. Exit signs are not required in dayrooms, sleeping rooms or dormitories in occupancies in Group I-3.

5. In occupancies in Groups A-4 and A-5, exit signs are not required on the seating side of vomitories or openings into seating areas where exit signs are provided in the concourse that are readily apparent from the vomitories. Egress lighting to identify each vomitory or opening with the seating area in an emergency.

“2301.1 Scope” shall be amended to read as follows:
2301.1 Scope. Residential installations, automotive motor fuel-dispensing facilities, marine motor fuel-dispensing facilities, fleet vehicle motor fuel-dispensing facilities, aircraft motor-vehicle fuel-dispensing facilities and repair garages shall be in accordance with this chapter and the International Building Code, International Fuel Gas Code, National Electrical Code, and International Mechanical Code. Such operations shall include both those that are accessible to the public and private operations.

“5004.14.1 Unattended Parking” shall be amended to read as follows:
5004.14.1 Unattended Parking. No operator of a commercial delivery vehicle such as a box van, bob tail, truck trailer or tank truck containing products classified by federal, state or local regulatory agencies as hazardous materials, including but not limited to explosives and blasting agents, compressed gases, flammable and combustible liquids, flammable solids, oxidizers, organic peroxides, pyrophoric material, unstable reactive materials, water reactive materials, cryogenic fluids, highly toxic and toxic materials, radioactive materials, corrosives, health and biomedical hazards and irritating materials, shall park or leave such vehicle unattended on any street, highway, avenue or alley within five hundred feet (500') of any residential area, apartment or hotel complex or educational, hospital or health care facility at any time, or at any other place that would, in the opinion of the Fire Code Official, present a life or property hazard.

Exceptions: This shall not prohibit parking or absence of the operator, (1) in connection with loading or unloading, (2) for meals during the day or night if the street is well lit at the place of parking, and (3) for the purpose of securing assistance in case of emergency.

“6104.2 Maximum capacity within established limits” shall be amended to read as follows:

6104.2 Maximum capacity within established limits. Within the limits established by law restricting the storage of liquefied petroleum gas for the protection of heavily populated or congested areas, the aggregate capacity of any one installation shall not exceed a water capacity of 500 gallons. Containers greater than 500 gallons are prohibited within the city limits where public gas utilities are provided.

Exceptions:

1. In particular installations, this capacity limit shall be determined by the Fire Code Official, after consideration of special features, such as topographical

conditions, nature of occupancy, and proximity to buildings, capacity of proposed LP-gas containers, degree of fire protection to be provided and capabilities of the local fire department.

2. Pre-existing installations until said property changes ownership.
3. Storage of portable LP-gas containers awaiting use or resale. See Section 6109.

SECTION 4. The code of the City of Rose Hill is hereby amended by adding a section which reads as follows:

7-104. Work performed under Permit prior to effective date.

Work being performed under a permit issued prior to the effective date of this Ordinance may continue under the Code(s) in effect at the time the permit was issued. Such work must be completed within one year after the effective date of this Ordinance, unless approval is given for an extension. If the permit is abandoned or expires, a new permit must be applied for to complete the work, and all remaining work must comply with this code.

SECTION 5. Enforcement. The code of the City of Rose Hill is hereby amended by adding a section which reads as follows: Enforcement.

7-105. Enforcement.

The governing body may appoint one or more individuals to serve as Fire Code Official, in accordance with Section 1-301 of the Rose Hill Code. The provisions of this Code shall be enforced by the Fire Code Official, who is authorized to:

Conduct inspections
Issue permits
Enforce compliance
Issue citations or orders as necessary

SECTION 6. Penalties.

The code of the City of Rose Hill is hereby amended by adding a section which reads as follows:

7-106. Enforcement.

Any person, firm, or corporation who shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the Fire Code Official, or of a permit or certificate used under provisions of this code, shall be guilty of a misdemeanor, punishable by a fine not more than \$2,500.00 or by imprisonment

not exceeding one year, or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

SECTION 7. Severability. If any section, sub-section, sentence, clause or phrase of this Ordinance or of the Code is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this Ordinance or Code.

SECTION 8. Repealer. All prior Ordinances of the City of Rose Hill, Kansas in conflict with the foregoing are hereby repealed to the extent that such conflicts exist.

SECTION 9. Effective Date. This Ordinance shall take effect and be in full force from and after its adoption by the governing body of the City, approval by the Mayor, and publication once in the official city newspaper of a summary certified by the City Attorney as legally accurate and sufficient pursuant to K.S.A. 12-3007.

PASSED, ADOPTED AND APPROVED on this 6th day of April, 2026.

CITY OF ROSE HILL, KANSAS

Jeanine Schantz
JEANINE SCHANTZ, MAYOR

ATTEST:

Kelly Mendoza
KELLY MENDOZA, CITY CLERK

APPROVED AS TO FORM:

[Signature]

RICHARD A. SAMANIEGO, CITY ATTORNEY

I HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF THE ORIGINAL ORDINANCE THAT SAID ORDINANCE WAS PASSED ON THE 6th DAY OF April, 2026, THAT THE RECORD OF THE FINAL VOTE ON ITS PASSAGE IS FOUND ON PAGE 2 OF THE MINUTES, A CERTIFIED SUMMARY OF THE ORDINANCE WAS PUBLISHED IN THE Rose Hill Reporter ON THE 6th DAY OF April, 2026.
[Signature]
CITY CLERK