

RESOLUTION R19-1030

**A RESOLUTION TRANSFERRING THE AUTHORITY
OF CERTAIN FIRE PREVENTION SERVICES FROM
THE STATE OF GEORGIA TO THE CITY OF
STOCKBRIDGE**

WHEREAS, the City of Stockbridge, Georgia desires to transfer the authority and the responsibilities of Fire Prevention Services from the State of Georgia to the City of Stockbridge;

WHEREAS, Georgia law provides that municipalities having a population of less than 45,000, may adopt the State minimum safety standards adopted in these regulations promulgated pursuant to O.C.G.A. § 25-2-2 of the Official Code of Georgia;

WHEREAS, the City of Stockbridge intends to adopt the State minimum fire safety standards adopted in the rules and regulations promulgated pursuant state law, including all subsequent revisions thereof and will enforce the State minimum fire safety standards as set forth in O.C.G.A. § 25-2-12 with respect to those buildings and structures listed in O.C.G.A. § 25-2-13, except for hospitals, nursing homes, jails, ambulatory health care centers and penal institutions and except for buildings and structures which are owned and operated or occupied by the State and shall:

- (A) Conduct firesafety inspections on existing buildings and structures;
- (B) Review plans and specifications for proposed building and structures, issue building permits when plans are approved and conduct fire safety inspections of such buildings and structures;
- (C) Issue permanent and temporary certificates of occupancy; and
- (D) Conduct fire investigations.

WHEREAS, The City of Stockbridge shall have the authority to charge and retain

appropriate fees for performing the duties required in subparagraphs (A) and (B) of paragraph 2 of O.C.G.A. § 25-2-12; and

WHEREAS, The City of Stockbridge is indicating its intention to adopt and enforce the State minimum fire safety standards by forwarding this resolution so indicating to the Safety Fire Commissioner.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Council of the City of Stockbridge, Georgia, that:

1. The City of Stockbridge, Georgia will adopt the State minimum fire safety standards adopted in the rules and regulations promulgated pursuant to Chapter 2 of Title 25, including all subsequent revisions thereof.
2. The City of Stockbridge will enforce the State minimum fire safety standards as set forth in subsection (a) of Code Section 25-2-12 with respect to those buildings and structures listed in Code Section 25-2-13, except for hospitals, nursing homes, jails, ambulatory health care centers and penal institutions and except for buildings and structures which are owned and operated or occupied by the State.
3. The Safety Fire Division of the office of the Insurance and Safety Fire Commissioner shall continue to perform those duties specified in O.C.G.A. Section 25-1-12(a)(2) with respect to hospitals, nursing homes, jails, ambulatory health care centers and penal institutions and except for buildings and structures which are owned and operated or occupied by the State.
4. The City of Stockbridge will be responsible for enforcing such fire safety standards within its jurisdiction and will:
 - (A) Conduct fire safety inspections on existing buildings and structures;
 - (B) Review plans and specifications for proposed building and structures, issue building permits when plans are approved and conduct fire safety inspections of such buildings and structures;


- (C) Issue permanent and temporary certificates of occupancy; and
 - (D) Conduct arson investigations.
5. The City of Stockbridge will charge and retain appropriate fees for performing the duties required in subparagraphs (A) and (B) of paragraph (2) of O.C.G.A. § 25-2-12.
6. By adopting the foregoing, all fire marshal duties and responsibilities, except as expressly provided for herein shall be conducted by the Fire Marshal employed by the City of Stockbridge and shall no longer be conducted by the Henry County Fire Marshal.

BE IT FURTHER RESOLVED, that this resolution shall be effective on April 1, 2019.

BE IT FURTHER RESOLVED, that copies of this resolution be transmitted to the Honorable Ralph T. Hudgens, Insurance and Safety Fire Commissioner, State of Georgia.

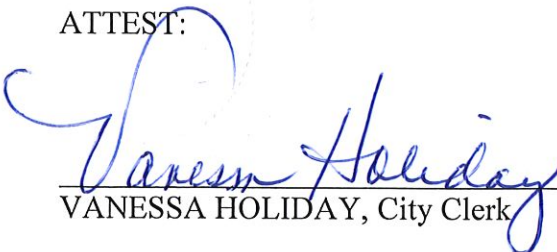
IN WITNESS WHEREOF, the Mayor and Council for the City of Stockbridge duly adopts and has executed and delivered this Resolution

SO RESOLVED this 11th day of February, 2019.



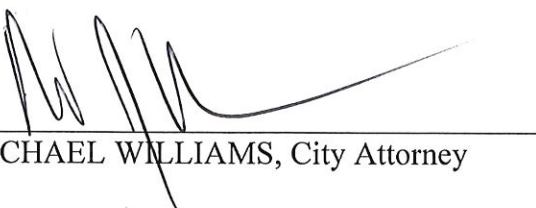
ANTHONY S. FORD, Mayor

ATTEST:



VANESSA HOLIDAY, City Clerk (SEAL)

APPROVED AS TO FORM:



MICHAEL WILLIAMS, City Attorney