

*The Bright Star Of
Central Texas*

Harker Heights



MARCH 22, 2022

5:00 P.M.

CITY COUNCIL

MEETING AGENDA





**NOTICE OF MEETING OF THE CITY COUNCIL OF THE CITY
OF HARKER HEIGHTS, TEXAS**

Notice is hereby given that, beginning at 5:00 p.m. on Tuesday, March 22, 2022, and continuing from day to day thereafter if necessary, the City Council of the City of Harker Heights, Texas, will hold a meeting in the Kitty Young Council Chamber at 305 Miller's Crossing, Harker Heights, Texas 76548. The subjects to be discussed are listed in the following agenda:

MEETING AGENDA

I. INVOCATION:

II. PLEDGE OF ALLEGIANCE:

I Pledge Allegiance to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

Honor the Texas Flag. I pledge allegiance to thee Texas; one State under God, one and indivisible.

III. ROLL CALL:

IV. CONSENT ITEMS:

1. Discuss and consider approving the minutes of the meeting held on March 8, 2022, and take the appropriate action.

[Minutes](#)

V. PRESENTATIONS BY CITIZENS:

Citizens who desire to address the Council on any matter may do so during this item. Please understand that while the Council appreciates hearing your comments, State law (Texas Gov't Code §551.042) prohibits them from: (1) engaging in discussion other than providing a statement of specific factual information or reciting existing City policy, and (2) taking action other than directing Staff to place the matter on a future agenda. Please state your name and address for the record and limit your comments to three minutes.

VI. PUBLIC HEARINGS:

1. Conduct a Public Hearing to discuss and consider approving an Ordinance of the City of Harker Heights, Texas, amending §150.02(J) of the Harker Heights Code of Ordinances; adopting and amending the 2021 International Fire Code and take the appropriate action. (Fire Chief)

[Staff Report - Pdf](#)

VII. REGULAR BUSINESS:

1. Discuss and consider approving the Fiscal Year 2020 – 2021 Annual Comprehensive Financial Report and take the appropriate action. (Finance Director)

[Staff Report - Pdf](#)

2. Receive and discuss the City Manager's Report. (City Manager)

VIII. RECESS INTO EXECUTIVE SESSION:

1. Announce a closed meeting for the following purposes:

(A). Pursuant to Government Code §551.087, to deliberate the offer of a financial or other incentive to a business prospect that the City Council seeks to have locate, stay, or expand in or near the territory of the City, and with which the City Council is conducting economic development negotiations.

IX. RECONVENE INTO OPEN MEETING:

1. Discuss and consider approving an Economic Development 380 Agreement with Yellow Lilly, Inc., and take the appropriate action.

X. ITEMS FROM COUNCIL AND ANNOUNCEMENTS:

1. Councilmember closing statements.
2. Updates and announcements from the Mayor.

XI. ADJOURNMENT:

I hereby certify that the above notice of meeting was posted on the bulletin board of City Hall, City of Harker Heights, Texas, a place readily accessible to the general public at all times, on 18th of March 2022, by 4:00 p.m. and remained posted for at least 72 continuous hours preceding the scheduled time of said meeting.

Julie Helsham
City Secretary

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 254-953-5600, or FAX 254-953-5614, or email jhelsham@harkerheights.gov for further information.

Pursuant to Chapter 551 of the Government Code the City Council reserves the right to go into Closed Meeting on any item listed above if deemed necessary.

Note: On occasion the City Council may consider agenda items out of order.

Minutes of the City of Harker Heights Council Meeting held at 5:00 p.m. on Tuesday, March 8, 2022, in the Kitty Young Council Chamber at the Harker Heights City Hall at 305 Miller's Crossing, Harker Heights, Texas 76548:

Roll Call:	Spencer H. Smith	Mayor
	Michael Blomquist	Councilmember Place 2
	Jackeline Soriano Fountain	Councilmember Place 3
	Lynda Nash	Councilmember Place 4
	Sam Halabi	Councilmember Place 5
	David Mitchell	City Manager
	Julie Helsham	City Secretary

Excused: Jennifer McCann Mayor Pro-tem

The invocation was given by Mayor Smith. The Pledge of Allegiance to the U.S. Flag and to the Texas State Flag was led by Scout Troop 287.

CONSENT ITEMS:

1. Council discussed and considered approving the minutes of the meeting held on February 22, 2022.

Fountain made the motion to approve the minutes of the meeting held on February 22, 2022, as written. Seconded by Nash. All in favor. Motion approved 4-0.

2. Council discussed and considered approving an Order declaring Unopposed Candidates in the Harker Heights General Election scheduled to be held on May 07, 2022, Elected to Office; Cancelling the Election. Julie Helsham, City Secretary, made the presentation.

Blomquist made the motion to approve the Order of General Election Cancellation; declared unopposed candidates Jenn McCann and Tony Canterino elected to office; and cancelled the Harker Heights General Election scheduled to be held on May 7, 2022. Seconded by Halabi. All in favor. Motion approved 4-0.

PRESENTATIONS BY CITIZENS:

Nigel Dunn, 3410 Shoreline Drive, Harker Heights, Texas, gave a presentation regarding the av small business grants.

PUBLIC HEARINGS:

1. Council conducted a Public Hearing to discuss and consider adoption of Impact Fee Calculations and Impact Fees for Wastewater Facilities for the 2022 Wastewater Impact Fee area in the amount of up to \$6,133 per service unit. Kristina Ramirez, Planning & Development Director and Jessica Vassar, P.E., Freese and Nichols, Inc., made the presentation.

The following citizens spoke on this item:

Mr. Scot Arey, 2027 Sandy Point, Harker Heights, Texas 76548

Mr. Josh Welch, 2002 Rustic Manor Drive, Temple, Texas 76502

Mr. Dustin King, 1629 S. Fort Hood Street, Killeen, Texas 76542

Blomquist made the motion to approve adoption of Impact Fee Calculations and Impact Fees for wastewater facilities for the 2022 Wastewater Impact Fee Area in the amount of \$6,133 per service unit. Seconded by Halabi. Blomquist and Halabi, in favor. Fountain and Nash, against. Due to a tie vote the Mayor was required to vote. Mayor Smith voted in favor. Motion approved 3-2.

2. Council conducted a Public Hearing to discuss and consider approving an Ordinance of the City of Harker Heights, Texas, granting a Conditional Use Permit (CUP) to allow for modifications to adjust design requirements for an existing storage business on property designated as B-5 (General Business District), on property described as J P T C Addition, Block 001, Lot 4, PT 3, 5.394AC, generally located at 1174 S. Amy Ln., Harker Heights, Bell County, Texas. Kristina Ramirez, Planning and Development Director, made the presentation.

Fountain made the motion to approve with conditions an ordinance to change zoning designation from B-5 (General Business District) to B-5 (General Business District) with a Conditional Use Permit (CUP) to allow for modifications to adjust design requirements for an existing storage business on property designated as B-5 (General Business District), on property described as J P T C Addition, Block 001, Lot 4, PT 3, 5.394AC, generally located at 1174 S. Amy Ln., Harker Heights, Bell County, Texas, with the four conditions presented by staff, based on staff's recommendation and findings.

1. One Additional Structure shall be allowed to be constructed and shall be consistent with the existing storage facility structures.
2. With the exception of the screening materials and architectural feature requirements, the new structure built on site must meet all other requirements within the Harker Heights Code of Ordinances at the time the Conditional Use Permit is approved.
3. Screening wall shall be allowed at a maximum height of 9ft., 6 in. (9' 6"), and be constructed of metal wall panels with stucco finish.
4. The applicant agrees that, upon approval of the conditional use permit with the submitted voluntary agreement, the City is authorized to enforce the February 23, 2022, voluntary agreement.

Seconded by Blomquist. All in favor. Motion approved 4-0.

3. Conduct a Public Hearing to discuss and consider approving an Ordinance of the City of Harker Heights, Texas, to change zoning designation from PD-R (Planned Development Residential District) with an underlying R-1 (One-Family Dwelling District) to B-2 (Neighborhood Retail District) on property described as Cedarbrook Ridge Phase II, Tract H, Property ID 505020, generally located south of 1340 E. Knight's Way/E. FM 2410, Harker Heights, Bell County, Texas.

This item was withdrawn by the requestor. No action taken.

4. Conduct a Public Hearing to discuss and consider approving an Ordinance of the City of Harker Heights, Texas, to change land use designation from 'Low Density Residential' to 'Community Center' on property described as Cedarbrook Ridge Phase II, Tract H, Property ID 505020, generally located south of 1340 E. Knight's Way/E. FM 2410, Harker Heights, Bell County, Texas.

This item was withdrawn by the requestor. No action taken.

5. Conduct a Public Hearing to discuss and consider approving an Ordinance of the City of Harker Heights, Texas, amending §150.02(J) of the Harker Heights Code of Ordinances; Adopting and Amending the 2021 International Fire Code.

This item was withdrawn. No action taken.

REGULAR BUSINESS:

1. Council discussed and considered approval of a Preliminary Plat referred to as Pat Kern Subdivision Replat 1, on property described as being all of that certain 2.29 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, Bell County, Texas, being all of the called Lot 1, Block 1, Pat Kern Subdivision, an addition to the City of Harker Heights, recorded in Cabinet D, Slide 185-A, Plat Records of Bell County, Texas, and all of the called 1.127 acre tract, described in a deed to Mooching K, LTD., recorded in Instrument No. 2013-00048060, Deed Records of Bell County, Texas. Kristina Ramirez, Planning and Development Director, made the presentation.

Nash made the motion to approve a Preliminary Plat request for the subdivision referred to as Pat Kern Subdivision Replat 1, on property described as being all of that certain 2.29 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, Bell County, Texas, being all of the called Lot 1, Block 1, Pat Kern Subdivision, an addition to the City of Harker Heights, recorded in Cabinet D, Slide 185-A, Plat Records of Bell County, Texas, and all of the called 1.127 acre tract, described in a deed to Mooching K, LTD., recorded in Instrument No. 2013-00048060, Deed Records of Bell County, Texas. Seconded by Fountain. All in favor. Motion approved 4-0.

2. Council discussed and considered approval of a Final Plat referred to as Pat Kern Subdivision Replat 1, on property described as being all of that certain 2.29 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, Bell County, Texas, being all of the called Lot 1, Block 1, Pat Kern Subdivision, an addition to the City of Harker Heights, recorded in Cabinet D, Slide 185-A, Plat Records of Bell County, Texas, and all of the called 1.127 acre tract, described in a deed to Mooching K, LTD., recorded in Instrument No. 2013-00048060, Deed Records of Bell County, Texas. Kristina Ramirez, Planning and Development Director, made the presentation.

Fountain made the motion to approve with conditions a request for Final Plat for the subdivision referred to as Pat Kern Subdivision Replat 1, on property described as being all of that certain 2.29 acre tract of land situated in the W.E. Hall Survey, Abstract No. 1086, Bell County, Texas, being all of the called Lot 1, Block 1, Pat Kern Subdivision, an addition to the City of Harker Heights, recorded in Cabinet D, Slide 185-A, Plat Records of Bell County, Texas, and all of the called 1.127 acre tract, described in a deed to Mooching K, LTD., recorded in Instrument No. 2013-00048060, Deed Records of Bell County, Texas, with the following conditions:

1. A Maintenance Bond shall be provided in accordance with section 154.24 of the City's adopted Code of Ordinances. Additionally, the final plat shall not be filed for record and no permits issued until the executed approved Maintenance Bond is provided to the City.
2. Remaining comments to be adequately addressed per city staff.

Seconded by Nash. All in favor. Motion approved 4-0.

3. Council discussed and considered approval of a Final Plat referred to as Savannah Commercial Addition, Replat 2, Phase 2, on property described as a 3.833 acre tract of land situated in the Daniel J. Keiger Survey, Abstract No. 491, Bell County, Texas, and being all of the remnant portion of Lot 2R, Block 1, Final Plat of Lot 2R, 3R, and 4R, Block 1, Savannah Commercial Addition Replat, recorded in Cabinet D, Slide 381-B of the plat records of Bell County, Texas. Kristina Ramirez, Planning and Development Director, made the presentation. Michael Hatcher, 9410 Spring Hollow Drive, Austin, Texas 78750, applicant, was present to represent the request.

Fountain made the motion to approve with conditions a request for Final Plat for the subdivision referred to as Savannah Commercial Addition, Replat 2, Phase 2, on property described as a 3.833 acre tract of land situated in the Daniel J. Keiger Survey, Abstract No. 491, Bell County, Texas, and being all of the remnant portion of Lot 2R, Block 1, Final Plat of Lot 2R, 3R, and 4R, Block 1, Savannah Commercial Addition Replat, recorded in Cabinet D, Slide 381-B of the plat records of Bell County, Texas, with the following conditions:

1. A Guarantee of Performance (bond/letter of credit) shall be provided for 100% of the public infrastructure that has not been constructed as of the date of approval of the final plat by City Council. Said bond shall be vetted and approved by the City Engineer. Additionally, the final plat shall not be filed for record and no permits issued until the executed Guarantee of Performance is provided to the City.
2. Remaining comments to be adequately addressed per city staff.

Seconded by Halabi. All in favor. Motion approved 4-0.

4. Council received and discussed the City Manager's Report. David Mitchell, City Manager, made the presentation. No action taken.

ITEMS FROM COUNCIL AND ANNOUNCEMENTS:

1. Councilmember closing statements.

Councilmember Blomquist stated that he attended the following events:

- March 2nd – Cub Scout Pack 232 meeting.
- March 3rd – Meet and greet at Bell County Health District in Temple, Texas.
- March 7th – Bell County Health District Quarterly Meeting – Chaired the meeting as Chairman.
- March 8th – Harker Heights Chamber of Commerce Coffee Connection at the Life Moves Yoga.

Councilmember Fountain stated that she attended the following events:

- Guest speaker at the Killeen Lions Club
- February 24th - State Representative Hugh Shine Legislative Update
- March 3rd - Harker Heights Chamber of Commerce Military Affairs Committee Luncheon with Garrison Commander Colonel Chad R. Foster

2. Updates and announcements from the Mayor.

Mayor Smith stated that he attended the following events:

- February 23rd – Fort Hood Community Services Council Meeting at the Lone Star Conference Center.
- February 25th – Harker Heights Chamber of Commerce Luncheon at Central Texas Homebuilders Association. Speaker Texas Representative Hugh Shine District 55.
- February 25th – III Corps HQ Retirement Ceremony for Harker Heights resident LTC Carydaniel Cegedi.
- February 25th – III Corps HQ Retirement Ceremony for Command Sergeant Major Michael Crosby, Army Futures Command.
- March 7th – Meeting with City Staff at the Harker Heights City Hall.

Mayor Smith thanked everyone for their prayers and concern for his wife during her recent hospitalization at Baylor University Medical Center in Dallas.

ADJOURNMENT:

There being no further business the City of Harker Heights City Council Meeting was adjourned at 6:10 p.m.

CITY OF HARKER HEIGHTS, TEXAS:

Spencer H. Smith, Mayor

ATTEST:

Julie Helsham, City Secretary



City Council Memorandum

FROM: The Office of the City Manager

DATE: March 22, 2022

CONDUCT A PUBLIC HEARING TO DISCUSS AND CONSIDER APPROVING AN ORDINANCE OF THE CITY OF HARKER HEIGHTS, TEXAS, AMENDING §150.02(J) OF THE HARKER HEIGHTS CODE OF ORDINANCES; ADOPTING AND AMENDING THE 2021 INTERNATIONAL FIRE CODE AND TAKE THE APPROPRIATE ACTION.

EXPLANATION:

The City of Harker Heights is in the process of amending and adopting the 2021 International Fire Code as promulgated by the International Code Council (ICC). This will enable the City to apply the most current life safety standards, and to maintain our Insurance Service Organization (ISO) rating.

The City's Fire Marshall has attended updated training to understand and properly enforce the new requirements. The proposed 2021 Fire Code and amendments were also presented to City Council at the March 1, 2022, City Council Workshop.

Analysis:

The majority of the changes between the adopted 2015 Codes and the 2021 Codes are to provide clarity or to increase the levels of safety for those who live and work in the City. There are some changes that will increase the initial installation costs. However, the overall life cycle costs will be reduced.

RECOMMENDATION:

Staff recommends approval of an amendment to § 150.02(J) of the Harker Heights Code of Ordinances to adopt the 2021 International Fire Code as amended.

ACTION BY THE COUNCIL:

1. Motion to Approve/Disapprove an amendment to § 150.02(J) of the Harker Heights Code of Ordinances to adopt and amend the 2021 International Fire Code, based upon staff's recommendation and findings.
2. Any other action desired.

ATTACHMENTS:

[2021IFC 02-ProposedOrdinance](#)
[2021 IFC Amendments Exhibit A](#)

ORDINANCE NO. 2022-17

AN ORDINANCE OF THE CITY OF HARKER HEIGHTS, TEXAS, AMENDING SECTION 150.02(J) OF THE HARKER HEIGHTS CODE OF ORDINANCES, ADOPTING AND AMENDING THE 2021 INTERNATIONAL FIRE CODE.

WHEREAS, the City of Harker Heights (“*City*”) has previously adopted various fire codes, including the 2015 International Fire Code; and

WHEREAS, the City Council (“*Council*”) finds that to provide for the most current life safety codes as standards for compliance, and to promote the public health, safety and welfare, it is necessary and desirable to amend the Code of Harker Heights (“*Code*”) as hereinafter provided; and

WHEREAS, the meeting at which this Ordinance was passed was open to the public, and notice of the time, place and purpose of said meeting was given as required by law, all in strict accordance with the requirements of the Texas Open Meetings Act;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HARKER HEIGHTS, TEXAS:

SECTION 1: The Council officially finds and declares that the facts and recitations set forth in the preamble to this Ordinance are true and correct.

SECTION 2: Section 150.02(J) of the City of Harker Heights’ Code of Ordinances is hereby amended to read as shown in Exhibit “A”.

SECTION 3: All ordinances or parts of ordinances in conflict with the provisions of this Ordinance are to the extent of such conflict hereby repealed.

SECTION 4: All of the regulations provided in this Ordinance are hereby declared to be governmental and for the health, safety and welfare of the general public. Any member of the City Council or any city official or employee charged with the enforcement of this Ordinance, acting for the City in the discharge of official duties, shall not thereby become personally liable, and is hereby relieved from all personal liability for any damage that might accrue to persons or property as a result of any act required or permitted in the discharge of said duties.

SECTION 5: The change in the law made by this Ordinance applies only to an offense committed on or after the effective date of this Ordinance. For purposes of this section, an offense is committed on or after the effective date of this Ordinance if every element of the offense occurs on or after that date.

SECTION 6: An offense committed before the effective date of this Ordinance is covered by the law in effect when the offense was committed, and the former law is continued in effect for that purpose.

SECTION 7: This Ordinance shall be effective from and after March 22, 2022, and the City Secretary shall publish the caption or title of hereof within ten days of approval as required by law.

PASSED AND APPROVED by the City Council of the City of Harker Heights on March 22, 2022.

CITY OF HARKER HEIGHTS, TEXAS:

Spencer H. Smith, Mayor

ATTEST:

Julie Helsham, City Secretary

§ 150.02 ADOPTION OF VARIOUS STANDARD CODES.

The following codes are hereby adopted by reference as though they were fully copied herein, with deletions, alterations, and additions as indicated:

(J) ***The International Fire Code, 2015 Edition*** as promulgated by the International Code Council Inc., and all subsequently published annual revisions issued, except for the following, which shall amend, and change said code only to the extent referenced:

(1) **Section 101.1 “Title.”** Amend to read: “These regulations shall be known as the Fire Code of The City

(2) **Section 102.1; “Construction and Design provisions.”** Amend #3 to read: “Existing structures, facilities and conditions when required in Chapter 11 or in other sections of this code.”

(3) **Section 103.1 “Creation of Agency.”** Amend to read: “The Harker Heights Fire Department Fire Prevention Division is hereby created and the Fire Chief or his designee shall be known as the *fire code official*. The function of the division shall be the implementation, administration and enforcement of the provisions of this code.”

(4) **Section 103.2 “Appointment.”** Amend to read: “The *fire code official* shall be the Fire Chief or his designee.”

(5) **Section 104.1 “General”.** Amend to read: “The *fire code official* or any peace officer licensed the city of Harker Heights is hereby authorized to enforce the provisions of this code. The *fire code official* shall have the authority to render interpretations of this code and to adopt policies, procedures, rules, and regulations in order to clarify the application of its provisions. Such interpretations, policies, procedures, rules, and regulations shall be in compliance with the intent and purpose of this code. Such policies, procedures, rules and regulations shall not have the effect of waiving requirements specifically provided for in this code.”

(6) **Section 104.3.2 “Photographic Documentation.”** Amend by adding: “Members of the Fire Department making such examinations or inspections shall have the right, with proper credentials, and be authorized to take a reasonable number of photographs or videotapes for evidence and for records for use by the Fire Department to document violations, study hazards and scientific control for fire safety.”

(7) **Section 105.3.1 “Expiration.”** Amend by adding an exception to read: “Exception: Construction permits attached to, or in association with, the master commercial permit shall not be subject to the provisions of Section 105.3.1 and shall follow the expiration period of the master commercial permit if applicable.”

(8) **Section 105.3.3 Occupancy Prohibited before Approval.** Amend to read: “The building or structure shall not be occupied prior to the fire code official issuing a permit when required and conducting associated inspections indicating the applicable provisions of this code have been met.”

(9) **Section 105.5 “Required operational permits.”** Amend to read: “The *fire code official* is authorized to issue operational permits for the operations set forth in Sections 105.5.1 through 105.5.53.”

(10) **Section 105.5.53 “Food Booths.”** Add section to read: “An operational permit is required for the operation of a food booth. For permit to operate a food booth, see Section 322.”

(11) **Section 105.6 “Required construction permits.”** Amend to read: “The fire code official is authorized to issue construction permits for work set forth in Sections 105.6.1 through 105.6.25.”

(12) **105.6.25 Electronic access control systems.** Add section to read as follows: “Construction permits are required to install or modify an electronic access control system, as specified in Chapter 10. A separate

construction permit is required for to install or modify a fire alarm system that may be connected to the access control system. Maintenance performed in accordance with this code is not considered to be a modification and does not require a permit.”

(13) 107.3 Permit valuations. Delete this section in its entirety.

(14) Section 109.6 “Overcrowding.” Amend to read: “Overcrowding or admittance of any person beyond the *approved* capacity of a building or a portion thereof shall not be allowed. The *fire code official*, an officer of the fire department or any peace officer licensed by the City of Harker Heights on finding any overcrowding conditions or obstructions in *aisles*, passageways or other *means of egress*, or on finding any condition that constitutes a life safety hazard, shall be authorized to cause the event to be stopped until such conditions or obstruction is corrected.

(15) Section 109.6.1 “Removal of Occupants”. Add section to read: “The *fire code official*, an officer of the fire department or any peace officer licensed by the City of Harker Heights s is authorized to require the removal of occupants at a location when actual occupancy exceeds the permitted or posted occupant load. A person commits an offense if they refuse to obey an order to vacate.”

(16) Section 111.1 “Board of appeals established”. Delete Sections 111.1, 111.2, 111.3 & 111.4 Amend Section 111.1 to read:” Appeals shall be handled as set forth in Section 113 of the adopted international Building Code.”

(17) Section 112.4 “Violation penalties.” *Amend to read:* “Persons who shall violate a provision of this code or 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 under provisions of this code, shall be guilty of a Misdemeanor and upon conviction shall be punished as provided in Section 10.99 of the Code of Harker Heights. Each day that a violation continues after notice has been served shall be deemed a separate offense.”

(18) SECTION 202, GENERAL DEFINITIONS Amend section by including and or changing the following definitions:

“ALL WEATHER DRIVING SURFACE - A driving surface that is capable of supporting the imposed loads of fire apparatus and consisting of material that is impervious to damage from wet conditions and does not produce dust during dry weather conditions. Accepted materials shall consist of concrete or asphalt correctly applied.

AMBULATORY CARE FACILITY. Buildings or portions thereof used to provide medical, surgical, psychiatric, nursing, or similar care on a less than 24-hour basis to persons who are rendered incapable of self-preservation by the services provided or staff has accepted responsibility for care recipients already incapable. This group may include but not be limited to the following: Dialysis centers, Sedation dentistry, Surgery centers, Colonic centers, Psychiatric centers, or Procedures involving sedation.

AS DEVELOPED - The change of use of a parcel of land from a vacant, unimproved tract to one which is prepared for occupancy by buildings or structures, or which becomes occupied by buildings, structures.

ATRIUM. An opening connecting three or more stories... *{remaining text unchanged}*

DEFEND IN PLACE. A method of emergency response that engages building components and trained staff to provide occupant safety during an emergency. Emergency response involves remaining in place, relocating within the building, or both, without evacuating the building.

FIRE MARSHAL shall mean the designated authority charged with the administration, interpretation, and enforcement of this code, responsible for the investigations of fires and inspection of facilities.

FIRE WATCH. A temporary measure intended to ensure continuous and systematic surveillance of a building or portion thereof by one or more qualified individuals or *standby personnel* when required by the *fire code official*, for the purposes of identifying and controlling fire hazards, detecting early signs of unwanted fire, raising an alarm of fire and notifying the fire department.

FIREWORKS. Any composition or device for the purpose of producing a visible or an audible effect for entertainment purposes by combustion, *deflagration*, or *detonation*, and/or activated by ignition with a match or other heat producing device that meets the definition of 1.3G fireworks or 1.4G fireworks. ...
{Remainder of text unchanged} ...

FOSTER CARE FACILITIES. Shall mean an independent residential occupancy that is the primary residence of the caregiver and licensed by the state to provide twenty four (24) hour care for five or fewer children (including those related to the caregiver) up to the age of eighteen (18) years.

HIGH-PILED COMBUSTIBLE STORAGE: *add a second paragraph to read as follows:*

Any building classified as a group S Occupancy or Speculative Building exceeding 6,000 sq. ft. that has a clear height in excess of 14 feet, making it possible to be used for storage in excess of 12 feet, shall be considered to be high-piled storage. When a specific product cannot be identified (speculative warehouse), a fire protection system and life safety features shall be installed as for Class IV commodities, to the maximum pile height.

HIGH-RISE BUILDING. A building with an occupied floor located more than 55 feet (16764 mm) above the lowest level of fire department vehicle access.

MOBILE FOOD PREPARATION VEHICLES. shall mean a mobile food operation using any heat producing equipment for the purpose of preparing and serving food for consumption to the public, from a unit which is wheeled, or otherwise designed to be readily transported from place to place, whether towed or self-propelled, and which is not designed to be permanently connected to domestic water, sanitary sewer systems, or electricity.

MOBILE HOME PARK - For purposes of enforcement of these code provisions, a mobile home park shall be considered as commercial property.

MODIFICATION OF A FIRE PROTECTION SYSTEM To change, alter or upgrade a system from its original design, coverage, and method of actions. This may include but is not limited to the following:

- Changing piping or coverage of a system
- Replacing one single board or FA control unit with a newer model
- Conversion from a horn system to a voice alarm system
- Replacing POTS lines with Cellular Dialers

The following are not considered a modification:

- Replacing painted or corroded heads with same type and temp rating or replacing gauges
- Firmware updates
- Software updates
- Replacing boards of the same model utilizing the same or newer firmware

REPAIR GARAGE. A building, structure or portion thereof used for servicing or repairing motor vehicles. This occupancy shall also include garages involved in minor repair, modification, and servicing of motor vehicles for items such as lube changes, inspections, windshield repair or replacement, shocks, minor part replacement, and other such minor repairs.

ROUTE THAT A FIRE HOSE WOULD BE LAID - The routing of fire hose from either a public or approved on-site fire hydrant to the fire apparatus along the length of the public roadway and/or approved private fire lanes.

SELF-SERVICE STORAGE FACILITY. Real property designed and used for the purpose of renting or leasing individual storage spaces to customers for the purpose of storing and removing personal property on a self-service basis.

STANDBY PERSONNEL. Qualified fire service personnel approved by the Fire Chief. When utilized, the number required shall be as directed by the Fire Chief. Charges for utilization shall be as normally calculated by the jurisdiction.

(19) Section 307.1.1 Prohibited Open Burning. Amend to read: Open burning that is offensive or objectionable because of smoke emissions or when atmospheric conditions or local circumstances make such fires hazardous shall be prohibited.

Exception: {No change.}

(20) Section 307.2 Permit Required. Amend to read: “A permit shall be obtained from the *fire code official* in accordance with Section 105.6 prior to kindling a fire for recognized silvicultural or range or wildlife management practices, prevention or control of disease or pests, or open burning. Application for such approval shall only be presented by and permits issued to the owner of the land upon which the fire is to be kindled.

Examples of state or local law, or regulations referenced elsewhere in this section may include but not be limited to the following:

1. Texas Commission on Environmental Quality (TCEQ) guidelines and/or restrictions.
2. State, County, or Local temporary or permanent bans on open burning.
3. Local written policies as established by the *fire code official*.”

(21) Section 307.3 Extinguishment Authority. “Amend to read: When open burning creates or adds to a hazardous situation, or a required permit for open burning has not been obtained, the fire code official is authorized to order the extinguishment of the open burning operation. The fire code official is authorized to order the extinguishment by the permit holder, another person responsible or the fire department of open burning that creates or adds to a hazardous or objectionable situation.”

(22) Section 307.4 Location. Amend to read: “The location for open burning shall not be less than 300 feet (91 440 mm) from any structure, and provisions shall be made to prevent the fire from spreading to within 300 feet (91 440 mm) of any structure.”

Exceptions: {No change.}

(23) Section 307.4.1 Bonfires. Delete entire section.

(24) 307.4.2 Recreational fires. Amend to read: “Allowed without a permit in approved containers at one- and two-family dwellings, subject to the regulations contained herein. Recreational fires shall not be conducted within 15 feet (3048mm) of a structure or combustible material. Conditions that could cause a fire to spread within 15 feet (3048mm) of a structure shall be eliminated prior to ignition. Fires shall be limited to a maximum of three feet in diameter and two feet in height, must be contained in a non-combustible chimney, outdoor fireplace, fire pit, or other method approved by the Fire Code Official. All openings in the container or fire pit must be covered with wire mesh or other screening materials that will prevent the passage of sparks or embers. No such fire or container used for open burning may be used on

any porch, deck, balcony, or other portion of a building. Within any room, space, or under any building overhang.”

(25) Section 307.4.4 Permanent Outdoor Firepit. Add section: “Permanently installed outdoor firepits for recreational fire purposes shall not be installed within 10 feet of a structure or combustible material.

Exception: Permanently installed outdoor fireplaces constructed in accordance with the International Residential Code or International Building Code.”

(26) 307.4.5 Trench Burns. Add section: Trench burns shall be conducted in air curtain trenches and in accordance with Section 307.2.

(27) Section 307.5 Attendance. Amend to read: “*Open burning, trench burns, recreational fires, and use of portable outdoor fireplaces shall be constantly attended until the... {Remainder of section unchanged}*”

(28) Section 308.1.4 Open-flame Cooking Devices. Amend to read: Open-flame cooking devices, charcoal grills and other similar devices used for cooking shall not be located or used on combustible balconies, decks, or within 10 feet (3048 mm) of combustible construction.

Exceptions:

1. One- and two-family dwellings where LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20 pound (9.08 kg) LP-gas capacity] with an aggregate LP-gas capacity not to exceed 100 pounds (5 containers). All LP-gas containers shall be stored outside, as per Chapter 61.
2. Where buildings, balconies and decks are protected by an approved *automatic sprinkler system*, and LP-gas containers are limited to a water capacity not greater than 50 pounds (22.68 kg) [nominal 20 pound (9.08 kg) LP-gas capacity], with an aggregate LP-gas capacity not to exceed 40 lbs. (2 containers). All LP-gas containers shall be stored outside, as per Chapter 61.
3. LP-gas cooking devices having LP-gas container with a water capacity not greater than 2-1/2 pounds [nominal 1-pound (0.454 kg) LP-gas capacity].

(29) Section 308.1.6.2, Exception #3; Amend to read as follows:

3. Torches or flame-producing devices in accordance with Section 308.1.3.

(30) Section 308.1.6.3 Sky Lanterns. Amend to read: “A person shall not release or cause to be released an unmanned free-floating device containing an open flame or other heat source, such as but not limited to a *sky lantern*.”

(31) Section 311.5 Placards. Amend to read: “The *fire code official* is authorized to require marking of any vacant or abandoned buildings or structures determined to be unsafe pursuant to Section 114 of this code relating to structural or interior hazards, as required by Section 311.5.1 through 311.5.5.

(32) Section 319.11 Add section: “Flammable / Combustible gas containers shall be located and secured on the exterior of the mobile food unit, open to atmosphere or if containers are kept in compartment, said compartment must be separate from the interior food preparation area. Access must be from the exterior of the unit and compartment floor and exterior door must be vented to the atmosphere”.

(33) Section 319.12 Signage. Add section: “All mobile units with combustible / flammable gas shall post a “NO SMOKING” sign next to or directly above the bottle and visible to the public. Such sign shall be posted with a minimum of four-inch red lettering on white background.”

(34) Section 319.13 “Generators” Add section: Units using electrical power for cooling or heating must provide a shutoff or means of disconnect located outside the confines of the unit, which is readily accessible and marked with a sign consisting of three-inch red letters on a white background, which states “ELECTRICAL SHUTOFF.” This shutoff must be placed where it can be readily seen and reached without

endangering the person(s) attempting to shut off the power source in the event of a fire or short circuit.

(35) Section 319.14 Baffles. Add section: "All deep-fat fryers shall have a steel baffle between the fryer and surface flames of an adjacent appliance or shall maintain a 16-inch separation distance. The baffle, if installed, shall be eight inches in height."

(36) SECTION 320 – "FOOD BOOTHS." Add Sections to read:

- (a) "Section 320.1 "Permits."** For permit to operate a food booth, see Section 105.5.53. It shall be unlawful to operate a food booth without a permit.
- (b) Section 320.2 "Fire Protection."** One 2A –10 BC fire extinguisher shall be required for all food booths. Booths containing deep fat fryers shall also have a class K portable fire extinguisher for up to four fryers having a maximum cooking medium capacity of 80 pounds each. For every additional group of four fryers having a maximum cooking capacity of 80 pounds each, an additional class K extinguisher will be required. For individual fryers exceeding 6 square feet in surface area, class K extinguishers will be installed in accordance with manufacturers' recommendations. All fire extinguishers shall have a current (within a year) inspection sticker from a licensed extinguisher company or provide proof (such as a store receipt) that the extinguisher was purchased sometime within the last 12 months.
- (c) Section 320.3 "Location."** Food booths utilized for cooking shall have a minimum of 10 feet clearance on two sides. Booths shall not be placed in fire lanes unless otherwise approved by the fire code official. Booths shall not be placed within 10 feet of amusement rides or devices.
- (d) Section 320.4 "Cooking equipment location."** Barbeque pits shall not be located within 10 feet of combustible materials. Barbeque pits shall not be located under the food booth canopy.
- (e) Section 320.5 "Acceptable Cooking Sources".** The following are the only approved cooking sources for food booths:
 - 1. Wood or charcoal
 - 2. Propane
 - 3. Natural Gas
 - 4. Electricity
- (f) Section 320.6 "Generators."** Fuel tanks shall be of adequate capacity to permit uninterrupted operation during normal operating hours. Generators shall be isolated from contact with the public. Storage of gasoline is not allowed in or near generators or food booths.
- (g) Section 320.7 "Decorations."** All decorative material shall be at least six feet away from any open flame, cooking element, or heat source or be flame resistant.
- (h) Section 320.8 "Escape route."** All concession stands shall have a minimum of a 36-inch aisle for emergency escape.
- (i) Section 320.9" Propane."** All equipment used in conjunction with propane tanks must be UL Listed for the purposes in which they will be used. Tanks shall be secured to prevent falling. Tanks shall only be white or aluminum in color. Only one spare tank will be allowed in a food booth. Emptied propane tanks are to be removed from the site immediately after use. Regulators shall be attached to the tanks as close as possible. Leaks can be detected using a soap and water solution. Tank shutoff valves and/or additional shutoff valves shall be accessible and away from the cooking appliance(s). Propane tanks shall not be within five feet of an ignition source. Propane tanks shall not be located within 10 feet of a building door or window.
- (j) Section 320.10 "Area."** A food booth shall consist of an area 10 feet by 10 feet. Extended food booths that exceed 10 feet by 10 feet space and used for cooking will be charged additional fees. These fees will be charged in one hundred square foot increments and any portion thereof."

(37) Section 401.9 "False Alarms and Nuisance Alarms." Add section to read: "False alarms and

nuisance alarms shall not be given, signaled or transmitted or caused or permitted to be given, signaled or transmitted in any manner.”

(38) Section 403.4 Group E Occupancies. *Amend to read:* An approved fire safety and evacuation plan in accordance with Section 404 shall be prepared and maintained for Group E occupancies and for buildings containing both a Group E occupancy and an atrium. A diagram depicting two evacuation routes shall be posted in a conspicuous location in each classroom. Group E occupancies shall also comply with Sections 403.4.1 through 403.4.3.

(39) Section 404.2.2 Fire safety plans. *Add Number 4.10. to read as follows:*

“4.10. Fire extinguishing system controls.”

(40) Section 501.4 Timing of Installation. *Amend to read:* “When fire apparatus access roads or a water supply for fire protection is required to be installed for any structure or development, they shall be installed, tested, and approved prior to the time of which construction has progressed beyond completion of the foundation of any structure., such protection shall be installed and made serviceable prior to and during the time of construction except when approved alternative methods of protection are provided. Temporary street signs shall be installed at each street intersection when construction of new roadways allows passage by vehicles in accordance with Section 505.2.”

(41) Section 503.2.1 Dimensions. *Amend to read:* “Fire apparatus access roads shall have an unobstructed width of not less than 24 feet (7315 mm), exclusive of shoulders, except for approved security gates in accordance with Section 503.6, and an unobstructed vertical clearance of not less than 14 feet (4267 mm).

Exception: Vertical clearance may be reduced; provided such reduction does not impair access by fire apparatus and *approved* signs are installed and maintained indicating the established vertical clearance when approved.”

(42) Section 503.2.3 Surface. *Amend to read:* Fire apparatus access roads shall be designed and maintained to support imposed loads of at least 85,000 Lbs. for fire apparatus and shall be surfaced to provide all-weather driving capabilities. Drivable grass surfaces, or other alternative drivable surfaces, are permitted when approved by the Fire Marshal or his designee and in accordance with all the following conditions:

1. Sealed documents indicating compliance with the provisions of 503.2.3 shall be submitted by a registered design professional for review.
2. The drivable grass surface, or alternative drivable surface, shall not be used as the primary access to the site.
3. The surface shall be capable of supporting the imposed load of fire apparatus weighing at least 85,000 pounds.
4. Red traffic reflectors shall be provided on each side of the surface every 20 feet to clearly mark its boundaries. Vegetation on and surrounding the surface shall be maintained such that said reflectors are always visible.
5. Sod is not permitted to be placed over the drivable base.
6. Concrete curbing, or other approved edging, shall be installed along both sides of the portion to be used as such for enhanced lateral stability.
7. If sand or other free-flowing fill is used as a main structural component for the surface, concrete curbing or other approved edging shall be installed along both sides of the surface for material containment.
8. The surface shall always be maintained in proper working order when utilized as a required fire lane. Should the surface become damaged or fall into disrepair, the Fire Marshal or his designee shall be authorized to require the repair and re-certification of said surface.”

(43) Section 503.2.5 “Dead Ends.” Amend to read: “Required fire apparatus access when not connected at both ends to a public roadway, shall be provided with an approved area for the turning around of fire apparatus. A turn around as approved by the Fire Marshal or as permitted by Appendix D are acceptable. Cul-de-sac as noted in Appendix D shall have a minimum radius of fifty (50) feet.”

(44) Section 503.3 Marking. Amend to read: “Striping, signs, or other markings, when approved by the *fire code official*, shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof, signs and other markings shall be maintained in a clean and legible condition at all times and be replaced or repaired when necessary to provide adequate visibility.

(1) Striping – Fire apparatus access roads shall be continuously marked by painted lines of red traffic paint six inches (6”) in width to show the boundaries of the lane. The words “NO PARKING FIRE LANE” or “FIRE LANE NO PARKING TOW AWAY ZONE” shall appear in four inch (4”) white letters at 25 feet intervals on the red border markings along both sides of the fire lanes. Where a curb is available, the striping shall be on the vertical face of the curb.

(2) Signs – Signs shall read “NO PARKING FIRE LANE” or “FIRE LANE NO PARKING” and shall be 12” wide and 18” high. Signs shall be painted on a white background with letters and borders in red, using not less than 2” lettering. Signs shall be permanently affixed to a stationary post and the bottom of the sign shall be six feet, six inches (6’6”) above finished grade. Signs shall be spaced not more than fifty feet (50’) apart along both sides of the fire lane. Signs may be installed on permanent buildings or walls or as approved by the Fire Chief.”

(45) Section 503.4 Obstruction of Fire Apparatus Access Roads. Amend to read: “Fire apparatus access roads shall not be obstructed in any manner, including the parking of vehicles. The minimum widths and clearances established in Section 503.2.1 and 503.2.2 and any area marked as a fire lane as described in Section 503.3 shall be maintained at all times.

(46) Section 503.6.1 “Direction of Swing.” Add new section to read: “Security gates installed across a Fire Apparatus Access Road shall swing in the direction of travel or open horizontally to avoid backing up of Fire Apparatus and to allow for an expedited response.”

(47) Section 503.7 “Abandonment of Fire Apparatus Access Roads” Add new section to read: “No owner or person in charge of any premises served by an existing required fire apparatus access road shall abandon or close any such fire apparatus access road without first complying with the following procedure:

1. A request to the Fire Code Official shall be made in writing by the owner, stating the reasons for abandonment of the fire apparatus access road.
2. The Fire Code Official shall determine if said property is no longer subject to the requirements of this Code. The Fire Code Official shall either approve or deny the request for abandonment and notify the owner in writing within 10 working days of receiving the request.
3. No fire apparatus access road may be abandoned until the Fire Code Official has approved the abandonment in writing.”

(48) Section 505.1 Address Identification. Amend to read: New and existing buildings shall be provided with approved address identification. The address identification shall be legible and placed in a position that is visible from the street or road fronting the property. Address identification characters shall contrast with their background. Address numbers shall be Arabic numbers or alphabetical letters. Numbers shall not be spelled out. Each character shall be not less than 6 inches (152.4 mm) high with a minimum stroke width of 1/2 inch (12.7 mm). Where required by the fire code official, address numbers shall be provided in additional approved locations to facilitate emergency response. Where access is by means of a private road, buildings do not immediately front a street, and/or the building cannot be viewed from the public way, a monument, pole or other sign with approved 6 inch (152.4 mm) height building numerals or addresses and 4 inch (101.6 mm) height suite/apartment numerals of a color contrasting with the background of the building or other approved means shall be used to identify the structure. Numerals or addresses shall be posted on a minimum 20 inch (508 mm) by 30 inch (762 mm) background on border. Address identification

shall be maintained.

Exception: R-3 Single Family occupancies shall have approved numerals of a minimum 4 inches (101.6 mm) in height and a color contrasting with the background clearly visible and legible from the street fronting the property and rear alleyway where such alleyway exists.

(49) Section 507.3 “Fire flow.” Amend to read: “Fire Flow requirements for buildings or portions of buildings and facilities shall be as per Appendix B of the International Fire Code or *approved* method as determined by the Fire Marshal.”

(50) 507.5 Fire hydrant systems. Amend to read: “Fire hydrant systems shall comply with Sections 507.5.1 through 507.5.10”

(51) Section 507.5.1 Where required. Amend to read: “All Public and/or private fire hydrants and mains are required to be installed as follows:

1. All non-residentially zoned property or use: As the property is developed, fire hydrants shall be located at a maximum spacing of three hundred (300) feet, as measured along the length of the roadway or as determined by the Fire Code Official. No part of the structure shall be further than five hundred (500) feet from the fire hydrant, as measured by the route that a fire hose would be laid.

2. All residentially zoned property or use, except one- and two-family dwellings: As the property is developed, fire hydrants shall be located at a maximum spacing of six hundred (600) feet, as measured along the length of the roadway or as determined by the Fire Code Official. No part of the structure shall be further than five hundred (500) feet from the fire hydrant, as measured by the route that a fire hose would be laid.”

(52) Section 507.5.1.2 “Accessibility.” Add section to read: “No fire flow credit is allowed for hydrants which are located or so obstructed as to make their use impractical, such as, but not limited to, hydrants across railroad tracks, across limited access highway, expressways, primary thoroughfares, minor or principal arterials, across creeks or streams, or walls.”

(53) Section 507.5.4 Obstruction. Amend to read: Unobstructed access to fire hydrants shall be maintained at all times. Posts, fences, vehicles, growth, trash, storage and other materials or objects shall not be placed or kept near fire hydrants, fire department inlet connections or fire protection system control valves in a manner that would prevent such equipment or fire hydrants from being immediately discernible. The fire department shall not be deterred or hindered from gaining immediate access to fire protection equipment or fire hydrants.

(54) Section 507.5.7 “Design Criteria for Water Mains.” Add sections to read: “The minimum diameter for public water mains shall be six inches in single-family residential areas and eight inches in all other areas. Larger mains may be required to accommodate fire flow requirements.

(a) Section 507.5.7.1. Flow Rate. All fire hydrants must be capable of and maintain a minimum flow rate, as measured by Fire Department gauges, of 1,000 gpm in single-family residential areas; 1,250 gpm in commercially zoned areas; and 1,500 gpm in all other areas.

(b) Section 507.5.7.2. Where the fire service mains are used to supply required fire hydrants, the mains shall be sized to flow the required fire flow as determined by Section 507.3.

(c) Section 507.5.7.3. Where the fire service mains are used to supply required fire hydrants plus fire sprinkler and/or fire standpipe systems, the mains shall be sized to flow the larger of the fire hydrant flow demand as determined by Section 507.3, the fire sprinkler demand or the fire standpipe demand as determined by as determined by Chapter 9.

(d) Section 507.5.7.4. When sizing the fire service main, the distribution of the fire flow among the required fire hydrants (as determined by 507.5.7.2 or 507.5.7.3 above) shall be no less than 1,000

gpm at the hydraulically remote fire hydrant, with the remaining fire flow equally distributed among the remaining required fire hydrants, unless otherwise determined by the Fire Marshal.

- (e) **Section 507.5.7.5** Private fire mains shall be hydraulically calculated.
- (f) **Section 507.5.7.6.** Water pressure in private fire mains shall not be less than thirty-five pounds per square inch (35 psi) with no hydrants in use. When hydrants are in use supplying the required fire flow, water pressure in the main at the fire hydrant discharge level shall be not less than 25 pounds per square inch (25 psi) residual.
- (g) **Section 507.5.7.7.** The minimum required number of fire hydrants for the fire flow determined by Section 507.3 shall be specified in Appendix C, Table C 102.1.
- (h) **Section 507.5.7.8.** Except for specific requirements of this code, all hydrants and mains required for private protection shall be designed, constructed, and operated in conformance with the City of Harker Heights criteria, specifications and regulations for public fire hydrants and mains on public streets and NFPA 24.
- (i) **Section 507.5.7.9.** Fire hydrants located on un-looped six inch (6") water mains of more than eighteen hundred feet (1,800'), or on looped six inch (6") water mains of more than three thousand five hundred feet (3,500'), shall not be considered as meeting the requirements of this code."

(55) Section 507.5.8 "Fire Hydrant Installation Criteria." Add section to read: "Fire hydrants shall be installed per the following criteria:

1. All required fire hydrants shall be Mueller Super Centurion or American -Darling three-way break-away-type, painted reflective yellow, no less than five and one-quarter inches (5-1/4") in size, and shall conform to the provisions of the latest AWWA specifications.
2. Fire hydrants shall be right turn only.
3. The steamer (pumper) connection shall have a nominal inside diameter of 4 inches and shall have two other hose connections with a nominal inside diameter of 2.5 inches in addition to the steamer (pumper) connection.
4. Fire hydrants shall be a minimum of two feet (2') and a maximum of six (6') feet from the gutter face of the curb which forms a public way or Fire Lane. Fire hydrants located on private property and/or in parking lots adjacent to a Fire Lane or public way shall meet the same requirement for distance and be located on a curbed island and/or protected from damage in accordance with Section 312.
5. Gate valves shall be placed on all fire hydrant leads.
6. Required fire hydrants shall be installed so the break-away point will be no less than three inches (3") and no greater than five inches (5") from finished grade.
7. All required fire hydrants shall be installed with the steamer connection facing the fire apparatus access road, street, or fire lane, as applicable.
8. All required fire hydrants shall be approved by the Fire Code Official and installed by the contractor in accordance with City Standards prior to the delivery of combustible materials to the construction site.
9. There shall be no parking within fifteen feet (15') of either side of a fire hydrant, along the curb line or within three feet (3') of the backside of any fire hydrant. Fire hydrants shall not be blocked to the front."

(56) Section 507.5.9 "Maintenance." Add sections to read: "All fire hydrants shall be inspected and flushed annually. All such inspections and flushing shall be the responsibility of the Harker Heights Fire Department."

- (a) **Section 507.5.9.1** Any maintenance or repairs required to keep private on-site fire hydrants in proper working order shall be the responsibility of the owner of same, subject to the discretion of the Fire Department's annual inspection and flushing.
- (b) **Section 507.5.9.2** All required private on-site fire hydrants shall be accessible to the Fire Department at all times."

(57) Section 507.5.10 "Required Extension." Add section to read: "The Fire Code Official may require that an individual extend a six-inch (6") or larger water main and install an on-premises fire hydrant conforming to these regulations, in cases where it is determined that a structure will be situated such that

it cannot comply with the maximum distance requirements of subsection 507.5.7 of this code.”

(58) Section 605.4 Fuel oil storage systems. Amend to read: “Fuel oil storage systems shall be installed and maintained in accordance with this code. Tanks and fuel-oil piping systems shall be installed in accordance with Chapter 13 of the *International Mechanical Code* and Chapter 57.”

- (a) Section 605.4.1 Fuel oil storage in outside, above-ground tanks.** Amend to read: Where connected to a fuel-oil piping system, the maximum amount of fuel oil storage allowed outside above ground without additional protection shall be 660 gallons (2498 L). The storage of fuel oil above ground in quantities exceeding 660 gallons (2498 L) shall comply with NFPA 31 and Chapter 57.
- (b) Section 605.4.1.1 Approval.** Amend to read: Outdoor fuel oil storage tanks shall be in accordance with UL 142 or UL 2085, and listed as double wall/secondary containment tanks.
- (c) Section 605.4.2 Fuel oil storage inside buildings.** Amend to read: Fuel oil storage inside buildings shall comply with Sections 605.4.2.2 through 605.4.2.8 and Chapter 57.
- (d) Section 605.4.2.1 Approval.** Indoor fuel oil storage tanks shall be in accordance with UL 80, UL 142, or UL 2085.
- (e) Section 605.4.2.2 Quantity limits.** Amend to read: One or more fuel oil storage tanks containing Class II or III *combustible liquid* shall be permitted in a building. The aggregate capacity of all tanks shall not exceed the following:
 - 1. 660 gallons (2498 L) in unsprinklered buildings, where stored in a tank complying with UL 80, UL 142 or UL 2085, and also listed as a double-wall/secondary containment tank for Class II liquids.
 - 2. 1,320 gallons (4996 L) in buildings equipped with an *automatic sprinkler* system in accordance with Section 903.3.1.1, where stored in a tank complying with UL 142 or UL 2085. The tank shall be listed as a secondary containment tank, and the secondary containment shall be monitored visually or automatically.
 - 3. 3,000 gallons (11 356 L) in buildings equipped with an *automatic sprinkler* system in accordance with Section 903.3.1.1, where stored in protected above-ground tanks complying with UL 2085 and Section 5704.2.9.7. The tank shall be listed as a secondary containment tank, as required by UL 2085, and the secondary containment shall be monitored visually or automatically.

(59) Section 609.1 “General.” Amend to read: “Commercial kitchen exhaust hoods shall comply with the requirements of the *International Mechanical Code* and NFPA 96.”

(60) Section 807.5.2.2 Artwork in Corridors. Amend to read: Artwork and teaching materials shall be limited on the walls of corridors to not more than 20 percent of the wall area. Such materials shall not be continuous from floor to ceiling or wall to wall. Curtains, draperies, wall hangings, and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

Exception: Corridors protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 shall be limited to 50 percent of the wall area.

(61) Section 807.5.2.3 Artwork in Classrooms. Amend to read: Artwork and teaching materials shall be limited on walls of classrooms to not more than 50 percent of the specific wall area to which they are attached.

Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

(62) Section 807.5.5.2 Artwork in Corridors. Amend to read: Artwork and teaching materials shall be limited on the walls of corridors to not more than 20 percent of the wall area. Such materials shall not be continuous from floor to ceiling or wall to wall. Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of

NFPA 701 in accordance with Section 807 or be noncombustible.

Exception: Corridors protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 shall be limited to 50 percent of the wall area.

(63) Section 807.5.5.3 Artwork in Classrooms. *Amend to read:* Artwork and teaching materials shall be limited on walls of classrooms to not more than 50 percent of the specific wall area to which they are attached. Curtains, draperies, wall hangings and other decorative material suspended from the walls or ceilings shall meet the flame propagation performance criteria of NFPA 701 in accordance with Section 807 or be noncombustible.

(64) Section 901.6.1.1 Standpipe Testing. Add section to read: Building owners/managers must maintain and test standpipe systems and FDCs as per NFPA 25 requirements and tagged in accordance with the Texas Administrative Code.

(65) Section 901.6.4 False Alarms and Nuisance Alarms. Add section to read: False alarms and nuisance alarms shall not be given, signaled, or transmitted or caused or permitted to be given, signaled or transmitted in any manner.

(66) 903.2.1.3 “Group A-3.” Amend to read: “An automatic sprinkler system shall be provided for fire areas containing Group A-3 occupancies and intervening floors of the building where one of the following conditions exists:

1. The fire area exceeds 12,000 square feet (1115 m²).
2. The fire area has an occupant load of 300 or more.
3. The fire area is located on a floor other than a level of exit discharge serving such occupancies.
4. Any pool hall, billiard parlor or dance hall type occupancies that serves alcohol shall comply with the fire sprinkler requirements for Group A-2 Occupancies in section 903.2.1.2.”

(67) Section 903.2.11 Specific buildings areas and hazards. Amend to read: “In all occupancies other than group U an automatic sprinkler system shall be installed for building design or hazards in locations set forth in Sections 903.2.11.1 through 903.2.11.9.”

(68) Section 903.2.11.3 Buildings 35 feet or more in height. Amend to read: An automatic sprinkler system shall be installed throughout buildings that have one or more stories other than penthouses in compliance with Section 1511 of the *International Building Code*, located 35 feet (10,668 mm) or more above the lowest level of fire department vehicle access, measured to the finished floor.

Exception:

1. One- and two-family dwellings

(69) Section 903.2.11.7 High-Piled Combustible Storage. Add section to read: For any building with a clear height exceeding 12 feet (4572 mm), see Chapter 32 to determine if those provisions apply.

(70) Section 903.2.11.8 Spray Booths and Rooms. Add section to read: New and existing spray booths and spraying rooms shall be protected by an approved automatic fire-extinguishing system

(71) Section 903.2.11.9 “High volume low speed fans in new and existing buildings.” Add section to read: “The use of High-Volume Low Speed (HVLS) or High-Volume Low Velocity (HVLV) fans in fire sprinkled areas of new and existing buildings shall only be permitted as follows:

1. HVLS fans are permitted in rack storage and palletized storage arrangements up to twenty (20) feet in height in buildings with thirty (30) feet or less ceiling clearance, when Early Suppression Fast Response (ESFR) sprinklers are used to protect the storage array.

2. HVLS fans are permitted in light-hazard and ordinary-hazard occupancies as defined in NFPA 13, *Standard for the Installation of Sprinkler Systems*.

3. HVLS fans are not permitted in sprinkled areas with palletized storage greater than twelve feet (12') in height protected by control mode sprinklers.

4. In all cases, HVLS fans are required to be designed and installed to shut down automatically on any fire alarm signal. This includes automatic shut down upon sprinkler system water flow alarm or any manual or automatic fire alarm detection device provided in the space.

5. In all cases, the clearance between the HVLS fans and the ceiling sprinklers and the top of storage shall be in compliance with the obstruction and clearance rules of NFPA 13.

Exception: When a technical opinion and report is provided in accordance with Section 104.8.2, the Fire Marshal or his designee shall analyze the opinion and report and may approve the use of HVLS or HVLV fans in additional areas when it is determined that the effectiveness of the fire sprinkler system is not compromised.”

(72) Section 903.2.4.2 Group F-1 distilled spirits. Amend to read: An automatic sprinkler system shall be provided throughout a Group F-1 fire area used for the manufacture of distilled spirits involving more than 120 gallons of distilled spirits (>16% alcohol) in the fire area at any one time.

(73) Section 903.2.8.1 “Group R-3.” Amend to read: “An automatic sprinkler system installed in accordance with Section 903.3.1.3 shall be permitted in Group R-3 occupancies.”

Exceptions:

1. One- and two-family dwellings.
2. FOSTER CARE FAMILY HOME as defined in Section 202 General Definitions.

(74) Section 903.2.8.5 “Group R-2.” Add section to read: “An automatic sprinkler system installed in accordance with Section 903.3.1.3 shall be permitted in Group R-3 occupancies.”

Exceptions:

1. Construction of one (1) apartment building containing up to four (4) units on a single lot, constructed with a two (2) hour fire separation (with no penetrations) from slab to the underside of the roof between dwelling units, shall not be required to install a fire sprinkler system.

(75) Section 903.2.9.3 Group S-1 distilled spirits or wine. Amend to read: An automatic sprinkler system shall be provided throughout a Group S-1 fire area used for the bulk storage of distilled spirits or wine involving more than 120 gallons of distilled spirits or wine (>16% alcohol) in the fire area at any one time.

(76) Section 903.3.1.1.1 Exempt Locations. Delete #4

(77) Section 903.3.1.2 NFPA 13R sprinkler systems. Amend to read: Automatic sprinkler systems in Group R occupancies shall be permitted to be installed throughout in accordance with NFPA 13R where the Group R occupancy meets all of the following conditions:

1. Four stories or less above grade plane.
2. The floor level of the highest story is 35 feet (10668 mm) or less above the lowest level of fire department vehicle access.
3. The floor level of the lowest story is 35 feet (10668 mm) or less below the lowest level of fire department vehicle access.

{remainder of text unchanged.}

(78) Section 903.3.1.2.2 Corridors and balconies Amend to read: Sprinkler protection shall be provided in all corridors and for all balconies. *{Delete the rest of this section.}*

(79) Section 903.3.1.3 NFPA 13D sprinkler systems. Amend to read: *Automatic sprinkler systems* installed in one- and two-family *dwelling*s; Group R-3; Group R-4, Condition 1; and *townhouses* shall be permitted to be installed throughout in accordance with NFPA 13D or in accordance with state law.

(80) Section 904.14 Domestic cooking facilities. Amend to read: Cooktops and ranges installed in the following occupancies shall be protected in accordance with Section 904.14.1

1. *{text unchanged}*
2. *{text unchanged}*
3. *{text unchanged}*
4. In Groups B, E F, H, I-4, M and S where domestic cooking facilities are installed in accordance with the International Building Code.

(81) Section 906.1 Where required. Amend section by deleting *Exception 3. text unchanged*

(82) Section 907.2.1 Group A. Amend to read: A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group A occupancies having an occupant load of 300 or more persons, or where the occupant load is more than 100 persons above or below the *lowest level of exit discharge*. Group A occupancies not separated from one another in accordance with Section 707.3.10 of the *International Building Code* shall be considered as a single occupancy for the purposes of applying this section. Portions of Group E occupancies occupied for assembly purposes shall be provided with a fire alarm system as required for the Group E occupancy.

Exception: *{No change.}*

Activation of fire alarm notification appliances shall:

1. Cause illumination of the *means of egress* with light of not less than 1 foot-candle (11 lux) at the walking surface level, and
2. Stop any conflicting or confusing sounds and visual distractions.

(83) Section 907.2.3 Group E. Amend to read: A manual fire alarm system that initiates the occupant notification signal utilizing an emergency voice/alarm communication system meeting the requirements of Section 907.5.2.2 and installed in accordance with Section 907.6 shall be installed in Group E occupancies. When *automatic sprinkler systems* or smoke detectors are installed, such systems or detectors shall be connected to the building fire alarm system. An approved smoke detection system shall be installed in Group E day care occupancies. Unless separated by a minimum of 100' open space, all buildings, whether portable buildings or the main building, will be considered one building for alarm occupant load consideration and interconnection of alarm systems.

Exceptions:

{No change to remainder of text.}

(84) Section 907.2.10 Group S. Amend to read: A manual fire alarm system that activates the occupant notification system in accordance with Section 907.5 shall be installed in Group S public- and self-storage occupancies for interior corridors and interior common areas. Visible notification appliances are not required within storage units.

Exception: *{No change to remainder of text.}*

(85) Section 907.2.13 High-rise buildings; Change exception #3 to read as follows:

3. Open air portions of buildings with an occupancy in Group A-5 in accordance with Section 303.1 of the *International Building Code*; however, this exception does not apply to accessory uses including but not limited to sky boxes, restaurants, and similarly enclosed areas.

(86) Section 907.6.3 Initiating device identification. Amend by deleting all four exceptions. The fire alarm system shall identify the specific initiating device address, location, device type, floor level where applicable and status including indication of normal, alarm and supervisory status, as appropriate.

(87) Section 907.6.6 Monitoring Amend by adding a sentence at end of paragraph to read as follows: Fire alarm systems required by this chapter or by the *International Building Code* shall be monitored by an approved supervising station in accordance with NFPA 72. See 907.6.3 for the required information transmitted to the supervising station.

(88) Section 912.2.1 Visible location. Amend to read: Fire department connections shall be remote and freestanding from the building facing *approved* fire apparatus access roads, fully visible and recognizable from the street, fire apparatus access road or nearest point of fire department vehicle access or as otherwise *approved by the fire code official*.

(89) Section 912.2.3 Hydrant Distance. Add section to read: An approved fire hydrant shall be located within 100 feet of the fire department connection as the fire hose lays along an unobstructed path.

(90) Section 1032.2 Reliability. Amend to Read: Required *exit accesses, exits and exit discharges* shall be continuously maintained free from obstructions or impediments to full instant use in the case of fire or other emergency An *exit or exit passageway* shall not be used for any purpose that interferes with a means of egress.

(91) Section 1103.5 Sprinkler Systems *Amend to read:* An automatic sprinkler system shall be provided in existing buildings in accordance with Section 1105.5.1 through 1103.5.7

(92) Section 1103.5.1 Group A-2 Amend to read: Where alcoholic beverages are consumed in a Group A-2 occupancy having an occupant load of 300 or more, the *fire area* containing the Group A-2 occupancy shall be equipped with an *automatic sprinkler system* in accordance with Section 903.3.1.1. Fire sprinkler system installation shall be completed within 24 months from date of notification by the fire code official.

(93) Section 1103.5.3 Group I-2 Condition 2. Amend to read: In addition to the requirements of Section 1103.5.2 existing buildings of Group I-2 Condition 2 occupancy shall be equipped throughout with an *approved automatic sprinkler system* in accordance with Section 903.3.1.1. The *automatic sprinkler system* shall be installed as established by the adopting ordinance 31 January 2023.

(94) Section 1103.5.6 Spray Booths and Rooms. Add section to read: Existing spray booths and spray rooms shall be protected by an approved automatic fire-extinguishing system in accordance with Section 2404.

(95) Section 1103.5.7 Existing R-1, 2, 3, and 4 Occupancies: Add section to read: In R-1, 2, 3, and 4 occupancies where a fire has occurred and displaces more than one occupant, the affected building shall be fire-sprinkled prior to re-occupancy of the unit/building.

(96) Section 1103.7 Fire alarm systems. Amend to read: An approved fire alarm system shall be installed in existing buildings and structures in accordance with Sections 1103.7.1 through 1103.7.7 and provide occupant notification in accordance with Section 907.5 unless other requirements are provided by other sections of this code. *{No change to remainder of text.}*

(97) Section 1103.7.7 Fire Alarm System Design Standards. Add section to read: Where an existing fire alarm system is upgraded or replaced, the devices shall be addressable. Fire alarm systems utilizing more than 20 smoke and/or heat detectors shall have analog initiating devices.

Exception: Existing systems need not comply unless the total building, or fire alarm system, remodel or expansion exceeds 30% of the building. When cumulative building, or fire alarm system, remodel or

expansion initiated after the date of original fire alarm panel installation exceeds 50% of the building, or fire alarm system, the fire alarm system must comply within 18 months of permit application.

(98) Section 1103.7.7.1 Communication requirements. Add section to read: Refer to Section 907.6.6 for applicable requirements.

(99) Section 1203.1 General. Amend to read: Emergency power systems and standby power systems required by this code or the International Building Code shall comply with Sections 1203.1.1 through 1203.1.10.

(100) Section 1203.1.10 Critical Operations Power Systems (COPS). *Add section to read:* For Critical Operations Power Systems necessary to maintain continuous power supply to facilities or parts of facilities that require continuous operation for the reasons of public safety, emergency management, national security, or business continuity, see NFPA 70.

(101) Section 2401.2 Nonapplicability. *Delete this section in its entirety.*

(102) Section 3103.3.1 Special amusement area. *Delete this section in its entirety.*

(103) Table 3206.2; *add footnote j to row titled 'High Hazard' and 'Greater than 300,000' to read as follows:*

j. High hazard high-piled storage areas shall not exceed 500,000 square feet. A 2-hour fire wall constructed in accordance with Section 706 of the *International Building Code* shall be used to divide high-piled storage exceeding 500,000 square feet in area.

(104) Section 3311.1 Required access. *Amend to read:* Approved vehicle access for firefighting and emergency response shall be provided to all construction or demolition sites. Vehicle access shall be provided to within 50 feet (15 240 mm) of temporary or permanent fire department connections. Vehicle access shall be provided by either temporary or permanent roads, capable of supporting vehicle loading under all weather conditions. Vehicle access shall be maintained until permanent fire apparatus access roads are available. When fire apparatus access roads are required to be installed for any structure or development, access shall be approved prior to the time which construction has progressed beyond completion of the foundation of any structure. Whenever the connection is not visible to approaching fire apparatus, the fire department connection shall be indicated by an *approved* sign.

(105) Section 5601.1.3 Fireworks. Amend as to read: The possession, manufacture, storage, sale, handling, and use of fireworks are prohibited.

Exceptions:

1. Only when approved for fireworks displays, the storage and handling of fireworks as allowed in Section 5604 and 5608.
2. The use of fireworks for approved fireworks displays as allowed in Section 5608... *{Delete remainder of text.}*

(106) Section 5704.2.9.6.1 Locations where above ground tanks are prohibited. *Amend to read:* Storage of Class I and II liquids in above-ground tanks outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is without prior written approval from the fire code official.

(107) Section 5704.2.11.4 Leak Prevention. *Amend to read:* Leak prevention for underground tanks shall comply with Sections 5704.2.11.4.1 and 5704.2.11.4.2 An *approved* method of secondary containment shall be provided for underground tank and piping systems.

(108) Section 5806.2 Limitations. Amend to read: Storage of flammable cryogenic fluids in stationary containers outside of buildings is prohibited within the limits established by law as the limits of districts in which such storage is prohibited without prior approval from the fire code official.

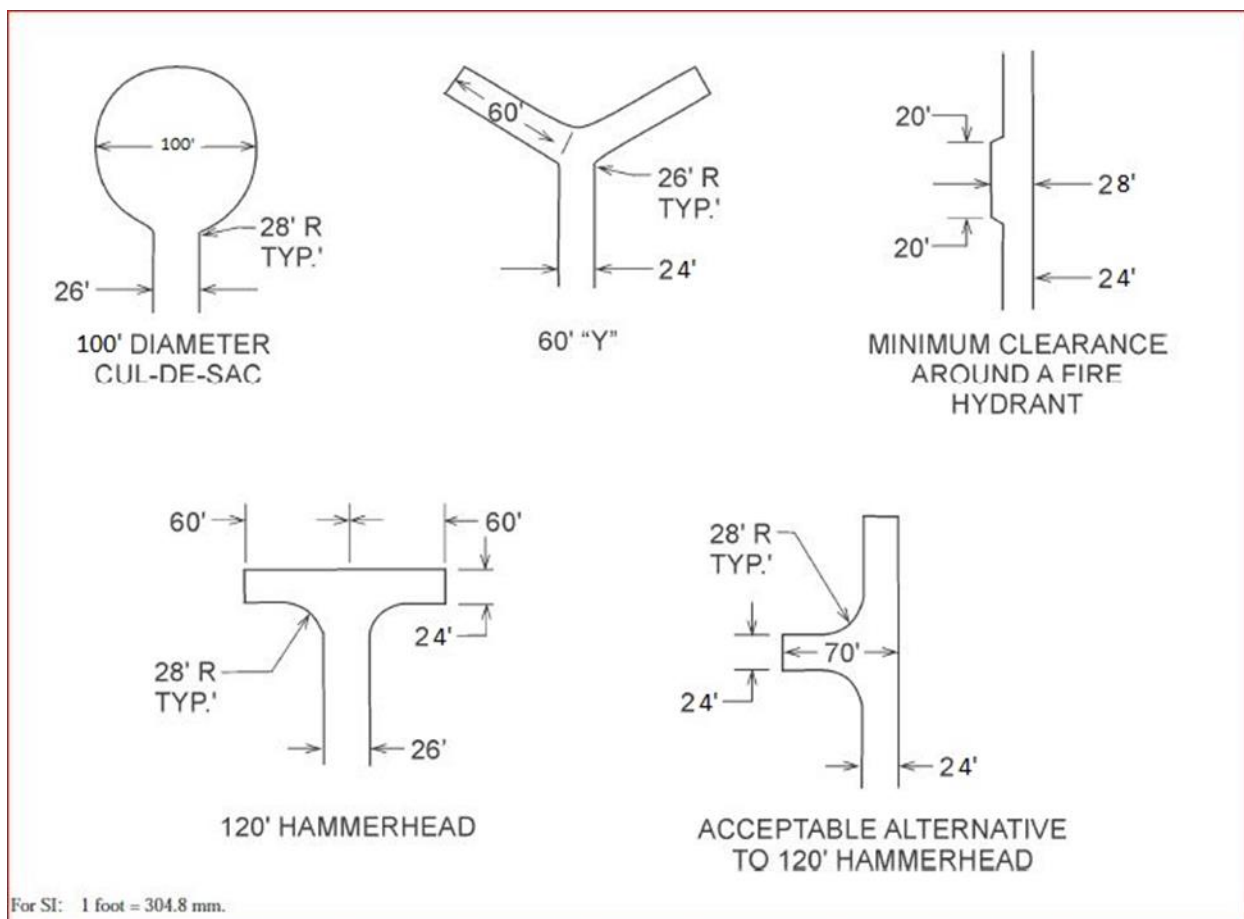
(109) Section 6104.2 Maximum capacity within established limits. Amend to read: Within the limits established by law restricting the storage of liquefied petroleum gas for the protection of heavily populated or congested areas, the aggregate capacity of any one installation shall not exceed a water capacity of 2,000 gallons (7579 L) without prior written approval from the fire code official.

(110) Appendices A, J, K, and M are not adopted.

(111) Appendices B, C, D, E, F, G, H, I and L are hereby adopted.

(112) D102.1 Access and loading. Amend to read: Facilities, buildings or portions of buildings hereafter constructed shall be accessible to fire department apparatus by way of an *approved* fire apparatus access road with an asphalt, concrete or other *approved* driving surface capable of supporting the imposed load of fire apparatus weighing up to 85,000 pounds (38 556 kg).

(113) Appendix D. "FIRE APPARATUS ACCESS ROADS." Amend accompanying figure D103.1 to show:



(114) "D103.4 Dead ends. Amend to read: Dead-end fire apparatus access roads shall be provided with width and turnaround provisions in accordance with Table D103.4 and 503.2.5.

(115) TABLE D103.4 Amend accompanying table D103.4 to show:

REQUIREMENT FOR DEAD-END FIRE APPARATUS ACCESS *Amend to show:*

LENGTH (feet)	WIDTH (feet)	TURNAROUNDS REQUIRED
0 - 150	24	120-foot Hammerhead, 60-foot "Y" or 96-foot diameter cul-de-sac in accordance with Figure D103.1
151 - 500	24	120-foot Hammerhead, 60-foot "Y" or 96-foot diameter cul-de-sac in accordance with Figure D103.1
501 - 750	26	120-foot Hammerhead, 60-foot "Y" or 96-foot diameter cul-de-sac in accordance with Figure D103.1
Over 750	Special Approval Required	

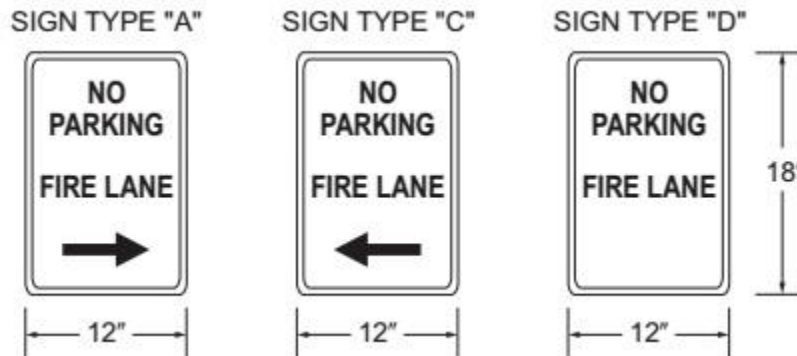
For SI: 1 foot = 304.8 mm

(116) D103.5 Fire apparatus access road gates. *Amend to read:* Change item 1 to read: Gates securing the fire apparatus access roads shall comply with all of the following criteria:

1. Where a single gate is provided, the gate width shall be not less than 24 feet (7315.2 mm). Where a fire apparatus road consists of a divided roadway, the gate width shall be not less than 12 feet (3658 mm). *{No change to remainder of text.}*

(117) D103.6 Marking. *Amend to read:* Striping, signs, or other markings, when approved by the *fire code official*, shall be provided for fire apparatus access roads to identify such roads or prohibit the obstruction thereof. Striping, signs and other markings shall be maintained in a clean and legible condition at all times and be replaced or repaired when necessary to provide adequate visibility.

- (1) **Striping** – Fire apparatus access roads shall be continuously marked by painted lines of red traffic paint six inches (6") in width to show the boundaries of the lane. The words "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING TOW AWAY ZONE" shall appear in four inch (4") white letters at 25 feet intervals on the red border markings along both sides of the fire lanes. Where a curb is available, the striping shall be on the vertical face of the curb.
- (2) **Signs** – Signs shall read "NO PARKING FIRE LANE" or "FIRE LANE NO PARKING" and shall be 12" wide and 18" high (See Figure D103.6). Signs shall have red letters on a white reflective background, using not less than 2" lettering. Signs shall be permanently affixed to a stationary post and the bottom of the sign shall be six feet, six inches (6'6") above finished grade. Signs shall be spaced not more than fifty feet (50') apart along both sides of the fire lane. Signs may be installed on permanent buildings or walls or as approved by the Fire Chief.



**FIGURE D103.6
FIRE LANE SIGNS**

(118) D103.6.1 Roads 20 to 26 feet in width. Delete Section:

(119) D103.6.2 Roads more than 26 feet in width. Amend to read: *Fire lane* signs as specified in Section D103.6 shall be posted on one side of fire apparatus access roads 26 feet wide (7925 mm) or more and less than 32 feet wide (9754 mm).

(120) D104.3 Remoteness. Amend to read: Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one half of the length of the maximum overall diagonal dimension of the lot or area to be served, measured in a straight line between accesses, or as *approved* by the *fire code official*.

(121) D105.3 Proximity to building. Amend to read: Unless otherwise approved by the fire code official, one or more of the required access routes meeting this condition shall be located not less than 15 feet (4572 mm) and not greater than 30 feet (9144 mm) from the building, and shall be positioned parallel to one entire side of the building. The side of the building on which the aerial fire apparatus access road is positioned shall be *approved* by the *fire code official*.

(122) D106.3 Remoteness. Amend to read: Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses, or as *approved* by the *fire code official*.

(123) D107.2 Remoteness. Amend to read: Where two fire apparatus access roads are required, they shall be placed a distance apart equal to not less than one-half of the length of the maximum overall diagonal dimension of the property or area to be served, measured in a straight line between accesses, or as *approved* by the *fire code official*.



City Council Memorandum

FROM: The Office of the City Manager

DATE: March 22, 2022

DISCUSS AND CONSIDER APPROVING THE FISCAL YEAR 2020 – 2021 ANNUAL COMPREHENSIVE FINANCIAL REPORT AND TAKE THE APPROPRIATE ACTION.

EXPLANATION:

State law requires that all cities be audited by an independent auditor on an annual basis. On August 10, 2021, the City Council approved for the City Manager to negotiate a contract with Patillo, Hill, and Brown, LLC to conduct the City of Harker Heights' audits for a period of up to five years.

The audit for fiscal year 2021 has been completed and the Annual Comprehensive Financial Report will be submitted to the Government Finance Officers Associate to determine its eligibility for the Certificate of Achievement for Excellence in Financial Reporting Program. The City has received this award twenty-seven years in a row.

RECOMMENDATION:

Staff recommends approving the Fiscal Year 2020 – 2021 Annual Comprehensive Financial Report.

ACTION BY THE COUNCIL:

1. Motion to APPROVE/DISAPPROVE the Fiscal Year 2020 – 2021 Annual Comprehensive Financial Report.
2. Any other action desired.