

**CODIFIED ORDINANCES OF RIVERSIDE
PART FIFTEEN - FIRE PREVENTION CODE**

Chap. 1501. Ohio Fire Code.

Chap. 1503. Fire-Damaged Structures.

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**CHAPTER 1501
Ohio Fire Code**

**1501.01 Adoption; file and sale
copies.**

CROSS REFERENCES

- Adoption by reference - see Ohio R.C. 731.231
- Fire investigation - see Ohio R.C. 737.27, 3737.24 et seq.
- Entry and inspection - see Ohio R.C. 737.34 et seq., 3737.14,
3737.41, 3737.42
- Permit to burn construction debris - see Ohio R.C. 3704.11(C)
- Spreading fire through negligence - see Ohio R.C. 3737.62
- Ohio Fire Code - see Ohio R.C. 3737.82 et seq.; OAC Ch.
1301:7-1 et seq.
- Fireworks exhibitions - see Ohio R.C. 3743.50 et seq.

1501.01 ADOPTION; FILE AND SALE COPIES.

Pursuant to Ohio R.C. Section 731.231, there is hereby ratified and adopted by the City, the State of Ohio Fire Code, amended from time to time by the State Fire Marshal and codified in the Ohio Administrative Code at Section 1301:7-7. The Ohio Fire Code in its most current and updated form may be referenced as the "Riverside Fire Code" and shall constitute the fire code in effect under this Ordinance. A complete copy of the most current and up to date Riverside Fire Code shall be on file in the Office of the City Manager and Office of the Fire Chief for inspection by the general public. (Ord. 09-0-409. Passed 5-7-09.)

CHAPTER 1503
Fire-Damaged Structures

**1503.01 Fire-Damaged Structure
Security Fund.**

CROSS REFERENCES
Procedure authorized - see Ohio R.C. 3929.86

1503.01 FIRE-DAMAGED STRUCTURE SECURITY FUND.

The City is hereby authorized to utilize the procedure described in Ohio R.C. 3929.86(C) and (D), whereby no insurance company doing business in the State shall pay a claim of a named insured for fire damage to a structure located within the City where the amount recoverable for the fire loss to the structure under all policies exceeds five thousand dollars (\$5,000) unless there is compliance with the following procedures.

- (a) When the loss agreed to between the named insured or insureds and the company or companies equals or exceeds sixty percent (60%) of the aggregate limits of liability on all fire policies covering the building or structure, the insurance company or companies, in accordance with Ohio R.C. 715.26(F) or 505.86(D), shall transfer from the insurance proceeds to the Fire Chief or his designee in the aggregate two thousand dollars (\$2,000) for each fifteen thousand dollars (\$15,000), and each fraction of that amount, of a claim, or, if, at the time of a proof of loss agreed to between the named insured or insureds and the insurance company or companies, the named insured or insureds have submitted a contractor's signed estimate of the costs of removing, repairing or securing the building or other structure, shall transfer from the insurance proceeds the amount specified in the estimate. Such transfer of proceeds shall be on a prorata basis by all companies insuring the building or other structure. Policy proceeds remaining after the transfer to the City shall be disbursed in accordance with the policy terms. The named insured or insureds may submit a contractor's signed estimate of the costs of removing, repairing or securing the building or other structure after the transfer, and the Fire Chief or his designee shall return the amount of the fund in excess of the estimate to the named insured or insureds, provided that the City has not commenced to remove, repair or secure the building or other structure.

- (b) Upon receipt of the proceeds by the City, as authorized by this section, the Fire Chief or his designee shall place the proceeds in a separate fund to be established by the Finance Director, to be used solely as security against the total cost of removing, repairing or securing, incurred by the City, pursuant to Ohio R.C. 715.261. When transferring the funds as required herein and by Ohio R.C. 3929.86(C), an insurance company shall provide the City with the name and address of the named insured or insureds, whereupon the City shall contact the named insured or insureds, certify that the proceeds have been received by the City, and notify them that the following procedures will be followed:
- The fund shall be returned to the named insured or insureds when repairs, or removal, or securing of the building or other structure has been completed and the required proof received by the Fire Chief or his designee, if the City has not incurred any costs for such repairs, removal or securing. If the City has incurred any costs for repairs, removal or securing of the building or other structure, such costs shall be paid from the fund and if excess funds remain, the City shall transfer the remaining funds to the named insured or insureds. Nothing in this chapter shall be construed to limit the ability of the City to recover any deficiency under Ohio R.C. 715.261.
- Nothing in this chapter shall be construed to prohibit the City and the named insured or insureds from entering into an agreement that permits the transfer of funds to the named insured or insureds if some other reasonable disposition of the damaged property has been negotiated.
- (Res. 1997-247. Passed 2-20-97.)