



City of Rochester

City Clerk's Office

Certified Ordinance

Rochester, N.Y., _____
TO WHOM IT MAY CONCERN

I hereby certify that the following is a true copy of an ordinance which was duly passed by the Council of the City of Rochester on **June 16, 2026** and **Approved** by the Mayor of the City of Rochester, and was deemed duly adopted on **June 17, 2026** in accordance with the applicable provisions of law.

Ordinance No. 2026-189

Amending the Municipal Code with respect to the changes in the Fire prevention code

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Section 54-9 of the of the Municipal Code, Definitions, as amended, is hereby further amended by modifying subsections B, C, D, and F thereof to read in their entirety as follows:

B. Operating permits pursuant to § 54-7 shall be issued annually, and the annual fees for such permits shall be as follows:

1. ~~Tire storage, recapping or rebuilding operation plant:~~ \$200~~220.~~
2. ~~Automobile wrecking yard, junkyard or waste material handling plant. Waste material handler, scrap yard or wrecking yard:~~ \$200~~220.~~
3. ~~Nitrate motion picture film stored, kept or had on hand in quantities greater than 25 pounds (about 5,000 feet of thirty five millimeter film):~~ Cellulose or nitrile material, stored, handled or manufactured in any quantity: \$200 ~~220.~~
4. ~~Cellulose nitrate plastics (pyroxylin) stored or handled in quantities greater than 25 pounds:~~ \$200
4. Sprinkler system or standpipe system installed, regardless of operational status: \$105.
5. ~~Cellulose nitrate plastic (pyroxylin) manufactured into products or used in the manufacture or assembly of other articles:~~ \$200.

5. Indoor automobile storage greater than 3 vehicles (not including parking garages): \$150.

~~6. Combustible fibers stored and handled in quantities exceeding 100 cubic feet: \$95~~

7. Dry-cleaning operations, of any type, with exception of Class 1 systems which are prohibited in the City of Rochester: \$220.

~~(a) — Class I system, liquids having a flash point below 100° F. (37.8° C.): prohibited.~~

~~(b) — Class II system, liquids having a flash point at or above 100° F. (37.8° C.) and below 140° F. (60° C.): \$200.~~

~~(c) — Class IIIA system, liquids having a flash point at or above 140° F. (60° C.) and below 200 F. (93.4° C.): \$200.~~

~~(d) — Class IIIB system, liquids having a flash point at or above 200° F. (93.4° C.): \$160.~~

~~(e) — Class IV system, liquids classified as nonflammable: \$120~~

~~8-7. Combustible fiber or dust-producing operation: \$160~~ \$180

8. Energy storage system utilizing energy storage devices as part of a system: \$180.

9. Explosives or blasting agents manufactured, possessed, stored or sold or otherwise handling or disposing of these compounds: \$200 \$220.

~~(a) Transportation of explosives or blasting agents, per vehicle: \$95.~~

10. Flammable and combustible liquids.

(a) Class I, II, and III flammable and combustible liquids, as defined by NFPA 30, stored, handled or used (not otherwise covered under Chapter 77, Oil Burners, or gasoline service stations and bulk plants): \$105.

~~(1) Storage in any building of more than six gallons of flammable liquid or more than 25 gallons of combustible liquid: \$95~~

~~(2) Storage outside of a building or more than 10 gallons of flammable liquid or more than 60 gallons of combustible liquid: \$95.~~

~~(3) Paints, oils and varnishes stored more than 30 days: \$95~~

(b) Flammable liquids storage and combustible liquids, storage in stationary tanks, including bulk plants (not otherwise covered in gasoline service stations, and Chapter 77, Oil Burners, of the Municipal Code): \$105.

~~(1) First 50,000 gallons: \$95.~~

~~(2) Second 50,000 gallons: \$95~~

~~(3) Third and fourth 50,000 gallons (each): \$95~~

~~(4) Each additional 100,000 gallons or fraction thereof: \$95.~~

~~(5) Each dispensing unit: \$40.~~

(c) Flammable liquids and combustible liquids, manufactured, processed, blended or refined: \$200.

~~(d) Flammable liquids and combustible liquids, stored in drums for the purpose of manufacture, storage or sale:~~

~~(1) Maximum of 10 drums: \$95.~~

~~(2) Exceeding 10 drums: \$200.~~

~~(e)(d) Spraying or dipping operations using any quantity of media material more than one gallon of flammable or combustible liquids in any one working day: \$95 105.~~

~~11. Fumigation room, vault or chamber using a toxic or flammable fumigant: \$160.~~

~~1211. Hazardous chemical storage or handling:~~

~~a. More than \$2,000 cubic feet of flammable compressed gas Flammable or Non-flammable compressed gas, stored or used: \$200 180.~~

~~b. More than 6,000 cubic feet of nonflammable compressed gas: \$160.~~

~~e.b. More than 55 gallons of corrosive liquids: \$95 105.~~

~~d.c. More than 50 pounds of oxidizing materials: \$95 105.~~

~~ed. More than 10 pounds of organic peroxides. Hazardous material storage or operations: Including but not limited to the storage, use, handling, possession or operation of chemicals or processes including but not limited to organic peroxides, nitromethane, ammonium nitrate and related fertilizers, highly toxic materials, poisonous gases, radioactive materials requiring control due to fire, explosions, health or radiation hazards; manufacturing of matches, acetylene generation, fumigation and bowling pin or alley refinishing operations: \$95 110.~~

~~f. More than 50 pounds of nitromethane: \$95.~~

~~g. More than 1,000 pounds of ammonium nitrate, ammonium nitrate fertilizers and fertilizer mixtures: \$200.~~

~~h. Any amount of highly toxic material: \$95.~~

~~i. Any amount of poisonous gas: \$95.~~

~~j. More than one microcurie of radium (not contained in a sealed source): \$95.~~

~~k. More than one millicurie of radium or other radioactive material (in sealed source): \$95.~~

~~l. Any amount of radioactive material for which a license from the United States Nuclear Regulatory Commission is required: \$95.~~

~~m e. More than 100 pounds of carbon dioxide used in beverage dispensing: \$95105.~~

~~13-12. Lumber storage in excess of 100,000 board feet: \$200220.~~

~~14-13. Magnesium or similar materials being melted, cast, heat-treated, machined or ground in any quantities of more than 10 pounds per working day: \$200220.~~

~~15-14. Matches: Manufacture of or storage: \$110.~~

~~(a) Manufacture of: \$200.~~

~~(b) Storage in excess of 25 cases: \$95.~~

~~16-15. Each oven or kiln (industrial or commercial baking/drying) operation and/or commercial cooking system: \$85 100 per location; provided, however, that the said fee shall be waived for commercial ovens and cooking systems for the 2021 licensing year commencing May 1, 2021, and ending April 30, 2022.~~

~~17-16. Combustible material storage in excess of 2,500 cubic feet gross volume: \$120140.~~

~~18. 17. Acetylene and other flammable gas usage in connection with welding or cutting
Cutting or welding operation, with or without gas: \$95105.~~

~~19. Calcium carbide storage in excess of 200 pounds \$200~~

~~18. Lithium-ion batteries used or stored as part of systems, machinery or processes: \$105.~~

~~20. Acetylene generator with carbide capacity exceeding five pounds: \$200.~~

~~21-19. Liquefied petroleum gas container(s) installed, handled or used in all buildings, structures or properties (except residential): \$110.~~

~~(a) Water capacity of 1,000 gallons or more: \$145.~~

~~(b) Less than 1,000 gallons' water capacity: \$95~~

~~22. 20. Gasoline service stations or private plants:~~

~~a. Each 10,000 gallons, or part thereof, of storage capacity 1-8 Nozzles: \$395.~~

~~b. Each dispensing unit Greater than 8 nozzles: \$30595.~~

~~23. 21. Private plants Bulk fuel storage for distribution: \$300.~~

~~a. Each 10,000 gallons, or part thereof, of storage capacity: \$95.~~

~~b. Each dispensing unit: \$30.~~

~~24-22.~~ Supervising stations: no fee.

~~25.~~ 23. Places of assembly, capacity greater than 100 (when a City license is not also required): \$50.

~~a. Capacity of 100 to 249: \$30.~~

~~b. Over capacity of 249: \$60.~~

~~26-24.~~ Parking garages: ~~\$200~~220.

25. Any building that is determined by the Authority Having Jurisdiction (AHJ) to pose significant hazard to human health or safety: \$345.

26. Additive manufacturing: \$105.

27. High piled storage, pile or rack more than 2 tiers: \$105.

28. Open burning, flames, torches, candles or heaters: \$105.

C. Permits shall be required for the following activities, and fees shall be as follows:

- 1 Setting off or discharging explosives (per job, not to exceed one year per permit): ~~\$200~~220.
- ~~2. Delivering explosives or blasting agents to a terminal between the hours of sunset and sunrise (per delivery): \$95.~~
- ~~3. Fumigation or thermal insecticidal fogging (per building): \$200 for commercial buildings and \$40 for residential buildings.~~
- ~~4. Bowling pin refinishing, involving use of flammable liquids or materials (per 50 pins): \$95.~~
- ~~5. Bowling alley resurfacing operations, involving use of flammable liquids or materials (per alley): \$40.~~
6. 2. Any roof repair or replacement using any form of heat-generating equipment or process (per job): ~~\$95~~110.
7. 3. Setting off fireworks: ~~\$145~~160.

D. Certificates of fitness for individuals and certificates of registration for businesses shall be required for the performance of the following activities. Such certificates shall be issued annually, and the annual fees shall be as follows:

- 1 For the certificate of fitness required by all persons storing, transporting, setting off or discharging explosives:
 - (f) Examination fee: ~~\$35~~40.

- (g) Original certificate: ~~\$135~~150.
- (h) Renewal of certificate: ~~\$80~~90.
- (2) Pump and tank installation, removal, alteration or repair:
 - (a) Examination fee: ~~\$35~~40.
 - (b) Original certificate: ~~\$135~~150.
 - (c) Renewal of certificate: ~~\$80~~90.
 - (d) Certificate of registration for business: ~~\$145~~160.
- (3) Installing, charging, filling, maintaining, recharging, refilling, repairing and testing rechargeable fire extinguishers:
 - (a) Examination fee: ~~\$35~~40.
 - (b) Original license: ~~\$100~~110.
 - (c) Renewal of certificate license: ~~\$70~~80.
 - (d) Apprentice permit: ~~\$70~~80.
 - (e) Certificate of registration: ~~\$145~~160.
 - (f) Hydrostatic testing: ~~\$70~~80.

F. Training. The following fees shall be charged for training:

- a. Fire extinguisher/fire workplace safety training: ~~\$20~~ 22 per person.
- b. CPR training: ~~\$35~~40 for basic, ~~\$45~~50 for AED, and ~~\$65~~70 for health care providers, per person.

Section 2. This ordinance shall take effect on July 1, 2026.

Strikeout indicates deleted text, new text is underlined.

Passed by the following vote:

Ayes - President Meléndez, Councilmembers Gruber, Harris, Leslie-Smith, Lupien, Martin, Monroe, Patterson, Smith - 9.

Nays - None - 0.

Attest _____



Deputy City Clerk