

I Mina Trentai Kuattro Na Liheslaturan
BILL STATUS

BILL NO.	SPONSOR	TITLE	DATE INTRODUCED	DATE REFERRED	CMTE REFERRED	PUBLIC HEARING DATE	DATE COMMITTEE REPORT FILED	FISCAL NOTES	NOTES
251-34 (L5)	Telena C. Nelson Therese M. Terlaje Régine Biscoe Lee	AN ACT TO IMPLEMENT AND AMEND FEES AND CHARGES ASSESSED BY THE GUAM FIRE DEPARTMENT AS REFERENCED IN PUBLIC LAW 29-02.	3/2/18 7:22 p.m. AS CORRECTED 3/15/18 5:02 p.m.						

I MINA' TRENTAI KUATTRO NA LIHESLATURAN GUÅHAN
2018 (SECOND) Regular Session

Bill No. 251-34 (LS), as corrected by the Prime Sponsor

Introduced by:

Telena Cruz Nelson
Therese M. Terlaje
Régine Biscoe Lee

AN ACT TO IMPLEMENT AND AMEND FEES AND CHARGES ASSESSED BY THE GUAM FIRE DEPARTMENT AS REFERENCED IN PUBLIC LAW 29-02.

CS-2018 MAR 15 PM 5:02

1 **BE IT ENACTED BY THE PEOPLE OF GUAM:**

2 **Section 1. Section 1. Legislative Findings and Intent.** *I Liheslatura*
3 *Guåhan* finds that the Government of Guam is in a financial crisis due to the recent
4 federal Tax Cuts and Jobs Act signed into law by President Donald Trump on
5 December 22, 2017. The Guam Fire Department (GFD) is a critical service to our
6 island community which must remain open to ensure the safety of the People of
7 Guam.

8 *I Liheslatura* further finds that in May 2017, then-Fire Chief Joey San Nicolas
9 recommended an updated fee schedule in order to generate revenue for the GFD,
10 separate and apart from the General Fund, in the Fire, Life and Medical Emergency
11 (FLAME) Fund, as authorized by §72106 of Title 10, Guam Code Annotated.

12 **Section 2. (a) Enabling Authority of the Guam Fire Department**

13 §72106 of Title 10, Guam Code Annotated authorizes the Guam Fire
14 Department to enact a schedule of fees for: (1) non-emergency use of an ambulance
15 primarily for transportation; (2) conducting building inspections, reviewing building
16 plans; and (3) issuance of permits. §73112 of Title 10, Guam Code Annotated
17 authorizes the Guam Fire Department to promulgate rules setting forth grace periods

1 within which parties in violation of the Uniform Fire Code may bring their premises
2 up to code.

3 **(b) Approval of Fees for Services Provided by the Guam Fire**
4 **Department.** Notwithstanding any other law, the following rules and regulations
5 establishing or amending the fees for the services attached as "**Exhibit 1, ARTICLE**
6 **II**" are hereby approved and shall be effective upon enactment of this Act. The Guam
7 Fire Department shall retain authority to adopt additional fees and may amend the
8 schedule of fees and charges in Exhibit 1, ARTICLE II, pursuant to the
9 Administrative Adjudication Law, provided that such fees are not less than those
10 established by this Act.

11 **(c) Proceeds of the Guam Fire Department Fees for Services.** The proceeds
12 of all fees collected pursuant to this Act shall be deposited in the Fire, Life and
13 Medical Emergency (FLAME) Fund as provided in Title 10 GCA §72106 *except*
14 that upon the issuance of an Executive Order promulgated by *I Maga'låhen Guåhan*,
15 such funds *may* be made available to GFD for the purpose of its operations *provided*
16 funds are reimbursed no later than the close of each fiscal year in which such funds
17 are used.

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ARTICLE II

INSPECTION AND CITATION PROGRAM

CHAPTER 1- FEE SCHEDULE FOR INSPECTIONS AND STAND-BYS

(Other than Occupancy Clearance Inspection)

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1. First Inspection.	<u>Included in permit or renewal fee.</u>
<u>2. Fire Inspection</u>	<u>\$147.00</u>
2. <u>3. Reinspections and Subsequent</u> Reinspections	\$30.00 <u>\$147.00</u>
<u>4. Plan Check</u>	<u>\$329.50</u>
3. <u>5. Cancelled or Rescheduled inspection,</u> When notice is given less than twenty- Four (24) hours to the Fire Prevention Division.	\$20.00
4. <u>6. Stand-by Personnel for authorized</u> Guam Fire Department personnel for Stand-by services at public assemblies As required by Fire Marshal and authorized By U.F.C. Section 2501.19.	\$19.00 per hour personnel. Minimum two (2) personnel.

CHAPTER 2. (Chapter 2 may be found attached as Appendix A)

CHAPTER 3 – FEE SCHEDULE FOR OCCUPANCY CLEARANCE

FACILITY VALUE FEE

\$1 - \$500	\$5.00 flat rate fee
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"EXHIBIT 1"

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1	\$501 - \$2,000	\$5.00 fee for the first \$500.00 of
2		facility value plus \$.50 for each
3		additional \$100.00 facility value.
4	\$2,001 - \$25,000	\$12.00 fee for the first \$2,000 of
5		facility value, plus \$.50 for each
6		additional \$1,000 facility value.
7	\$25,001 - \$50,000	\$30.00 fee for the first \$25,000 of
8		facility value, plus \$.75 for each
9		additional 1,000 facility value.
10	\$50,001 - \$100,000	\$80.00 fee for the first \$50,000 of
11		facility value, plus \$.75 for each
12		additional \$1,000 facility value.
13	\$100,001 - \$500,000	\$130.00 fee for the first \$100,000 of
14		facility value, plus \$1.00 for each
15		additional \$10,000 facility value.
16	\$500,001 - \$1,000,000	\$530.00 fee for the first \$500,000 of
17		facility value, plus \$1.00 for each
18		additional \$10,000 facility value.
19	\$1,000.001 – up	\$1,030.00 fee for the first \$1,000,000
20		of facility value, plus \$1.00 for each
21		additional \$100,000 facility value.

CHAPTER 4 – COLLECTION OF FEES AND FINES

23 1. Payment. Permits may be obtained and fees paid at the One-Stop Permit
24 Center. Fines shall be paid at the Traffic Violations Bureau of the Superior Court
25 Of Guam.

26 2. To Schedule inspections contact GFD Fire Prevention Division

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1 3. Information to be provided by applicant.

2 Please bring with you the following items:

3 a. Inspection reports. (if applicable)

4 b. Driver's License or an acceptable identification card.

5 4. Past due fees. The department will take necessary measure to obtain

6 Collection of past due fees including the following:

7 a. Notification to Business License Branch, Department of Revenue
8 and Taxation.

9 b. Non-issuance of permit.

10 c. Refer matter for collection to the Office of the Attorney General.

11 **CHAPTER 5 – INSPECTIONS**

12 The Guam Fire Department (GFD) will take reasonable measures to ensure
13 that uniform fire code compliance is continually maintained and not just
14 occasionally on or about permit renewal date or on notice of inspection possibility;
15 protect the integrity of its Fire Prevention Program; and address citizen concerns or
16 complaints.

17 **The following provides the procedures for:**

18 A. Inspections for Occupancy Clearance.

19 B. Inspections for New Permits.

20 C. Inspections for Permit Renewals.

21 D. Unannounced Inspections for Existing Permit Holders.

22 E. Unannounced Inspections for other regulations by the Uniform Fire
23 Code.

24 **First Inspection.** The inspector *shall* conduct the inspection for code
25 compliance. If code compliance has not been achieved, except for new permit
26 applicants, the following may result: inspection fee assessed and/or a citation

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1 issued. Re-inspections *shall* be made until code compliance has been obtained,
2 providing reasonable time, dependent on the hazard and danger created by the
3 violation and the complexity of the work to be done.

4 In all cases, an inspection report shall be filled out and a copy given to the
5 responsible person.

6 **Re-inspection(s).** The inspector *shall* conduct the inspection for code
7 compliance and assess a re-inspection fee. If code compliance has not been
8 achieved, re-inspections will be made after providing reasonable time, dependent
9 on the hazard and danger created by the violation and the complexity of the work
10 to be done, until code compliance has been obtained. A citation may also be issued
11 and/or the establishment closed.

12 In all cases, an inspection report *shall* be filled out and a copy given to the
13 responsible person

14 **A. INSPECTIONS FOR OCCUPANCY CLEARANCE**

15 Inspections for Occupancy Clearance will be conducted after completion of
16 construction of new or renovated buildings. This inspection is not considered a
17 First Inspection and does not include a permit fee. (See Fee Schedule for Permits).
18 Fees for inspection for Occupancy Clearance include Plan Review and inspections
19 up to issuance of Fire Safety Certificate. (See Fee Schedule for Occupancy
20 Clearance on Chapter 3).

21 The Uniform Fire Code authorizes the Chief, Fire Prevention Division,
22 hereinafter known as: **Fire Marshal** to issue "**Conditional Clearance**" for
23 Occupancy Clearance. Conditional Clearances are granted with a specified time
24 frame given for applicant to come into full compliance with the Fire Code.

25 Inspections conducted upon full compliance of the code or expiration of
26 conditional clearance, whichever occurs first, will be assessed a re-inspection fee.

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1 **B. INSPECTIONS FOR NEW PERMITS**

2 New permits must be preceded by an inspection for code compliance. There
3 is no charge for this First Inspection; it is included in the permit fee which must be
4 received by the G.F.D at the One Stop Building Permit/Business Service Center,
5 before a permit is issued. See Fee schedule for Permit.

6 *If* code compliance cannot be achieved during this inspection, the Inspector
7 *shall* schedule a re-inspection, providing reasonable time, dependent on the hazard
8 and danger created by the violation and the complexity of the work to be done,
9 until code compliance has been obtained. A fee will be charged for each re-
10 inspection. See Fee Payment Schedule for Inspections.

11 **C. INSPECTIONS FOR PERMIT RENEWALS**

12 All permit renewals must be preceded by an inspection for code compliance.
13 If not in compliance, the inspector shall schedule a re-inspection, providing
14 reasonable time, dependent on the hazard and danger created by the violation and
15 the complexity of the work to be done, until code compliance has been obtained.
16 A fee will be charged for each re-inspection. See Fee Payment Schedule for
17 Inspections.

18 Citation may also be issued for imminent life hazards and/or repeat
19 violations within the past two (2) years. Citation normally will not be issued on the
20 First Inspection. Citations for violations will generally be issued upon re-
21 inspection(s).

22 **Exception: Citation issued for violations which present imminent life**
23 **hazards such as trespassing in a closed area, smoking in closed or**
24 **restricted areas, failure to obey the lawful orders of a fire inspector,**
25 **faulty equipment or procedures, repeat violations, and violations of a**
26 **similar nature will not require prior notice.**

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1 There is no charge for the First Inspection; it is included in the permit fee,
2 which must be received by the G.F.D. at the One Stop Building Permit/Business
3 License Service Center before a permit is renewed. (See Fee Schedule for Permits).

4 In all cases, an inspection report *shall* be filled out and a copy given to the
5 responsible person.

6 **D. UNANNOUNCED INSPECTIONS FOR EXISTING PERMIT**
7 **HOLDERS**

8 Unannounced inspections may be conducted for code compliance by any
9 duly authorized official of the Guam Fire Department on any building and
10 premises, business, activity, engagement, or function regulated by the applicable
11 code at all reasonable times.

12 If not in compliance, the Inspector *shall* schedule a re-inspection, providing
13 reasonable time, dependent on the hazard and danger created by the violation and
14 the complexity of the work to be done, until code compliance has been obtained. A
15 fee will be charged for this inspection (only if a violation is noted) and each re-
16 inspection. Citation may also be issued for imminent life hazards and/or repeat
17 violations within the past two (2) years.

18 Citations normally will not be issued on the First Inspection. Citations for
19 violations will generally be issued upon re-inspection(s).

20 **EXEMPTION: Citations Issued for violations which present imminent**
21 **life hazards such as trespassing in a closed area, smoking in closed or**
22 **restricted areas, failure to obey the lawful orders of a fire inspector,**
23 **faulty equipment or procedures, repeat violations, and violations of a**
24 **similar nature will not require prior notice.**

25 In all cases, an inspection report *shall* be filled out and a copy given to the
26 responsible person.

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1 **E. UNANNOUNCED INSPECTIONS FOR OTHERS REGULATED**
2 **BY THE UNIFORM FIRE CODE.**

3 Unannounced inspections may be conducted by any duly authorized official
4 of the Guam Fire Department on any building and premises, business, activity,
5 engagement, or function regulated by the applicable code at all reasonable times.

6 *If* not in compliance, the inspector *shall* schedule a re-inspection after
7 providing reasonable time, dependent on the hazard and danger created by the
8 violation and the complexity of the work to be done, until code compliance has
9 been obtained. A fee will be charged for this inspection (only if a violation is
10 noted) and each re-inspection. Citation may also be issued for imminent life
11 hazards and/or repeated violations within the past two (2) years.

12 Citations normally will not be issued on the First Inspection. Citations for
13 violations will generally be issued upon re-inspection(s).

14 **EXCEPTIONS: Citation issued for violations which present imminent**
15 **life hazards such as trespassing in a closed area, smoking in closed or**
16 **restricted areas, failure to obey the lawful orders of a fire inspector,**
17 **faulty equipment or procedures, repeat violations, and violations of a**
18 **similar nature will not require prior notice.**

19 In all cases, an inspection report *shall* be filled out and a copy given to the
20 responsible person.

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ARTICLE III

23 **CHAPTER 1 – GRACE PERIODS FOR COMPLIANCE WITH THE UFC.**

24 *§73112 of 10 Guam Code Annotated authorizes the Guam Fire*
25 *Department to promulgate rules setting forth grace periods within which parties*
26 *not in conformance with Uniform Fire Code shall bring their premises up to*

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1 *code.* The following grace periods have been established within which existing
2 buildings *shall* be brought to conformance with the Uniform Fire Code.

3 **A. Life-Safety Requirements for Existing Buildings Other Than High**
4 **Rise.**

5 Within eighteen (18) months after the owner of an existing building other
6 than a high rise has been notified of life-safety violations, plans for compliance
7 shall be submitted and approved, and within eighteen (18) months thereafter the
8 work shall be completed or the building shall be vacated until made to confirm.

9 **B. Life-Safety Requirements for Existing High Rise Buildings**

10 Plans and specifications for the necessary alterations *shall* be filed with the
11 Chief within the time periods are not physically practical or pose an undue
12 hardship. The granting of an extension of time for compliance shall be based upon
13 the showing of good cause and subject to the filing of an acceptable systematic
14 progressive plan of correction with the Chief.

15 **C. Appeals**

16 Appeals of the determinations of the Chief in applying the provisions of this code
17 may be made by an appeal directed to the board of appeals as established by
18 Sections 103.4. of the Uniform Fire Code.”

19 **Section 2. Severability.** *If* any provision of this Law or its
20 application to any person or circumstance is found to be invalid or contrary to law,
21 such invalidity shall *not* affect other provisions or applications of this Law which
22 can be given effect without the invalid provisions or application, and to this end the
23 provisions of this Law are severable.

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APPENDIX A.

TYPE OF PERMIT	FEE/DURATION	GOV'T CODE. SECTION
AEROSOL PRODUCTS To store an aggregate quantity of Level 2 or Level 3 aerosol products in excess of 500 lbs. <u>N</u> et weight.	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 88
AIRCRAFT REFUELING VEHICLES To operate aircraft refueling vehicles (per vehicle)	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 24
AIRCRAFT REPAIR HANGAR To use any structure as an aircraft hangar for the purpose of servicing or repairing aircraft	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 24
ASBESTOS REMOVAL To conduct asbestos removal operations regulated by Article 87. Exception: <ol style="list-style-type: none"> 1. Pumps, valves, gaskets and similar equipment 2. Pipes, ducts, girders or beams which have a length of less than 21 linear feet. 3. Wall or ceiling panels which have an area of less than 10 square feet or a dimension of less than 10 linear feet. 4. Floor tiles when the duration of work can be completed in less than four hours. 5. Group R, Division 3 Occupancies 	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 87
AUTOMOBILE WRECKING YARD To operate an automobile wrecking yard.	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 34
BATTERY SYSTEM To install or operate stationary lead-acid battery systems having a liquid capacity of more than 100 gallons. (Plans Required)	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 64
BOWLING PIN OR ALLEY REFINISHING To conduct a bowling pin refinishing or bowling alley resurfacing operation involving use and application of flammable liquids or materials	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 26
CARNIVALS AND FAIRS To operate a carnival fair To operate a concession booth	\$35.00 <u>\$392.50</u> Each Occurrence \$20.00 <u>\$225.00</u> Each Occurrence	Title 10 GCA §7311 UFC Article 25
CELLULOSE NITRATE FILM Exception: Film having a cellulose acetate or other slow-burning base, referred to as "safety film". To store, handle, use, or display.	\$35.00 <u>\$392.50</u> Annual Renewal	Title 10 GCA §7311 UFC Article 33

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<p>CELLULOSE NITRATE STORAGE OR HANDLING To store or handle more than 25 lbs. of cellulose nitrate (pyroxylin) for the manufacturing or assembly of articles containing cellulose nitrate plastics (pyroxylin).</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 27</p>
<p>COMBUSTIBLE FIBER To store or handle combustible fibers more than 100 cu.ft. Exception: Exterior storage of hay, straw, and similar agricultural materials</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 28</p>
<p>COMBUSTIBLE MATERIAL To store more than 2,500 cu.ft. gross volume of combustible empty packing cases, boxes, barrels, or similar containers, or rubber or cork, or other similarly combustible material.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 11</p>
<p>COMMERCIAL RUBBISH-HANDLING OPERATION To operate a commercial Rubbish-Handling operations.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 11</p>
<p>COMPRESSED GAS If compressed gas is in excess of amounts listed in UFC Table 105-A</p> <p>Note: Additional requirements and exceptions in UFC Articles 49, 52, 63, 74, 80 and 82. Permit applicant shall apply for approval to close storage, use, or handling of compressed or liquefied gases. Such application shall include any change or alteration of the facility closure plan filed pursuant to Section 8001.13.</p> <p>To store, transport on site, dispense, use or handle. To install, repair, abandon, remove, place temporarily out of service, close, or substantially modify a compress gas system.</p> <p>CORROSIVE – more than 200 cu. ft.</p> <p>FLAMMABLE – more than 200 cu. ft. Except: cryogenic fluids and liquefied petroleum gases</p> <p>HIGHLY TOXIC – any amount</p> <p>INERT AND SIMPLE ASPHYXIANT – more than 5,000 cu. ft.</p> <p>IRRITANT – more than 200 cu. ft.</p> <p>OTHER HEALTH HAZARDS – more than 650 cu. ft.</p> <p>OXIDIZING (including oxygen) – more than 504 cu. ft.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 74, 80 and 82</p>

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<p>PYROPHORIC – any amount</p> <p>RADIOACTIVE – any amount</p> <p>SENSITIZER – more than 200 cu. ft.</p> <p>TOXIC – any amount</p> <p>UNSTABLE (reactive) – any amount</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	
<p>CRYOGEN FLUID STORAGE, HANDLING OR TRANSPORT</p> <p>Exceptions:</p> <ol style="list-style-type: none"> 1. Where Federal or Guam regulations apply. 2. Vehicle fuel systems 3. fluids within an approved closed cycle refrigeration system complying with Mechanical Code. See UFC Article 63. <p>To produce, store, or handle cryogen in excess of the following amounts:</p> <p>CORROSIVE: -Over 1 gallon inside building</p> <p>-Over 1 gallon outside building</p> <p>FLAMMABLE: -Over 1 gallon inside building</p> <p>-Over 60 gallons outside building</p> <p>HIGHLY TOXIC: -Over 1 gallon inside building</p> <p>-Over 60 gallons outside building</p> <p>NONFLAMMABLE: -Over 60 gallons inside building</p> <p>-Over 500 gallons outside building</p> <p>OXIDIZER -Over 10 gallons inside building</p> <p>-Over 500 gallons outside building</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 75</p>

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<p>DRY CLEANING PLANT To engage in the business of dry cleaning To change to a more hazardous cleaning solvent</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal \$35.00 <u>\$392.50</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 36</p>
<p>DUST PRODUCING OPERATIONS To operate a grain elevator, flour starch mill, or plant pulverizing aluminum, coal, cocoa, magnesium, spices, sugar, or other operation producing combustible dusts as defined in Article 9. See Articles 30 and 76.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 30</p>
<p>EXPLOSIVES OR BLASTING AGENTS (Certificate of Fitness Required)</p> <p align="center">Exceptions:</p> <ol style="list-style-type: none"> 1. The armed forces of the United States, Coast Guard or National Guard. 2. Explosives in forms prescribed by the official United States Pharmacopoeia. 3. The sale, possession, or use of fire works 1.4G (Class C Common fireworks). 4. The possession, transportation, storage, and use of small arms ammunition when packaged in accordance with DOT packaging requirements. 5. The possession, storage, transportation, and use of not more than 5 pounds (2.27kg) of commercially manufactured sporting black powder, 20 pounds (9.07kg) of smokeless powder and 10,000 small arms primers for hand loading of small arms ammunition for personal consumption. 6. The transportation and use of explosive materials by the United States Bureau of Mines, and federal, state, and local law enforcement and fire agencies acting in their official capacities. 7. Special industrial explosive devices which in the aggregate contain less than 50 pounds (22.7kg) of explosive materials. 8. The possession, transportation, storage, use of blank industrial power load cartridges when packaged in accordance with DOT packaging regulations. 9. When preempted by federal regulations. 10. The use and handling of fireworks 1.3G (Class B fireworks) as set forth in Article 78. <p>Note: Additional requirements and exceptions in UFC Article 80</p> <p>PERMIT SHALL BE OBTAINED:</p> <p>To manufacture, possess, store, sell, display, or otherwise dispose of explosive materials at any location. To transport explosive materials. To use or handle explosive materials.</p>	<p>35.00 <u>\$392.50</u> Each Occurrence 35.00 <u>\$392.50</u> Each Occurrence 35.00 <u>\$392.50</u> Each</p>	<p>Title 10 GCA §7311 UFC Article 77</p>

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<p>To operate a terminal for handling explosive materials. FIRE HYDRANT AND WATER CONTROL VALVES</p> <p>A permit is required to use or operate fire suppression purposes which are installed on water systems and accessible to public highways, alleys, or private ways open to or generally used by the public. (Joint approval with Guam Waterworks Authority) EXCEPTION: Persons employed and authorized by the water company which supplies the system to use or operate fire hydrants and valves.</p>	<p align="center">Occurrence \$35.00 \$392.50 Annual Renewal \$35.00 \$392.50 Each Occurrence</p>	<p align="center">Title 10 GCA §7311 UFC Article 9</p>
<p>FIRE WORKS Bond or certificate of insurance and Pyrotechnic Operator is required. Application must be submitted 14 days prior to the scheduled date of event.</p> <p>To conduct fireworks display</p>	<p align="center">\$35.00 \$392.50 Each Occurrence</p>	<p align="center">Title 10 GCA §7311 UFC Article 78</p>
<p>FLAMMABLE AND COMBUSTIBLE LIQUIDS EXCEPTIONS:</p> <ol style="list-style-type: none"> 1. As otherwise provided in other laws or regulations. 2. Alcoholic beverages in retail sales or storage uses, provided the liquids are packaged in individual containers not exceeding 4 liters. 3. Medicines, foodstuffs, and cosmetics containing not more than 50 percent volume of water miscible liquids with the remainder of the solution not being flammable in retail sales or storage uses when packaged in individual containers nor exceeding 4 liters. 4. Storage and use of fuel-oil tanks and containers connected to oil-burning equipment. Such storage and use shall be in accordance with Article 61 and the Mechanical Code. For abandonment of tanks, Article 79 shall apply. 5. Refrigerant liquids and refrigerant oils within an approved closed-cycle refrigeration system complying with the Mechanical Code. See Article 63. 6. Storage and display of aerosols products. See Article 88. 7. Materials which are solid at 100°F (37.8°C) or above. 8. Storage of liquids that have no fire point when tested in accordance with nationally recognized standards. See Section 9003, Standard a.4.5. 9. Liquids without flash points that can be flammable under some conditions, such as halogenated hydrocarbons. <p>PERMITS SHALL BE OBTAINED: To use or operate, install, repair, or modify a pipeline for the transportation of flammable or combustible liquids.</p> <p>To store, handle, or use Class I Liquids</p>	<p align="center">\$35.00 \$392.50 Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 79</p>

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<p>More than 5 gallons in a building.</p> <p>A. <u>MINOR HAZARD</u> Liquids: 0 – 54 gals. In excess of pPermit aAmount.</p> <p>II. <u>MODERATE HAZARD</u> Liquids: 55-550 gals. In excess of Permit Amount.</p> <p>III. <u>MAJOR HAZARD</u> Liquids: 551-2,750 gals. In excess of Permit Amount.</p> <p>IV. <u>EXTREME HAZARD</u> Liquids: 2,751 gals. Aand Permit Amount.</p> <p>V. <u>SPECIAL HAZARD</u> Based on type of occupancy, size, location, quantity, and degree of hazard.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p> <p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p> <p>\$155.00 <u>\$1,740.00</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 79</p>
<p>-More than 10 gallons outside of any building. (Plans required for greater than 5,000 gallons stored in drums and tanks.)</p>		
<p>I. <u>MINOR HAZARD</u> Liquids: 0 – 54 gals. In excess of pPermit aAmount.</p> <p>II. <u>MODERATE HAZARD</u> Liquids: 55-550 gals. In excess of Permit Amount.</p> <p>III. <u>MAJOR HAZARD</u> Liquids: 551-2,750 gals. In excess of Permit Amount.</p> <p>IV. <u>EXTREME HAZARD</u> Liquids: 2,751 gals. Aand Permit Amount.</p> <p>V. <u>SPECIAL HAZARD</u> Based on type of occupancy, size, location, quantity, and degree of hazard.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p> <p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p> <p>\$155.00 <u>\$1,740.00</u> Annual Renewal</p>	
<p>EXCEPTIONS:</p>		
<p>(I) Storage or use of Class I liquids in the fuel tank of motor vehicle, aircraft, motorboat, mobile power plant, or mobile heating plant, unless such storage, in the opinion of the Fire Chief would cause an unsafe condition.</p> <p>(II) The storage or use of paint, oils, varnishes, or similar flammable mixtures when such liquids are stored for maintenance, painting, or similar purposes for a period of not more than 30 days.</p>		

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<p>To store, handle, or use Class II or Class III-A Liquids -More than 25 gallons in a building</p>		
<p>II. <u>MINOR HAZARD</u> Liquids: 0 – 54 gals. In excess of pPermit aAmount.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 79</p>
<p>II. <u>MODERATE HAZARD</u> Liquids: 55-550 gals. In excess of Permit Amount.</p>	<p>\$65.00 <u>\$730.00</u> Annual Renewal</p>	
<p>III. <u>MAJOR HAZARD</u> Liquids: 551-2,750 gals. In excess of Permit Amount.</p>	<p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p>	
<p>IV. <u>EXTREME HAZARD</u> Liquids: 2,751 gals. Aand Permit Amount.</p>	<p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p>	
<p>V. <u>SPECIAL HAZARD</u> Based on type of occupancy, size, location, quantity, and degree of hazard.</p>	<p>\$155.00 <u>\$1,740.00</u> Annual Renewal</p>	
<p>-More than 60 gallons outside of any building. (Plans required for greater than 5,000 gallons stored in drums and tanks.)</p>		
<p>VI. <u>MINOR HAZARD</u> Liquids: 0 – 54 gals. In excess of pPermit aAmount.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	
<p>VII. <u>MODERATE HAZARD</u> Liquids: 55-550 gals. In excess of Permit Amount.</p>	<p>\$65.00 <u>\$730.00</u> Annual Renewal</p>	
<p>VIII. <u>MAJOR HAZARD</u> Liquids: 551-2,750 gals. In excess of Permit Amount.</p>	<p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p>	
<p>IX. <u>EXTREME HAZARD</u> Liquids: 2,751 gals. Aand Permit Amount.</p>	<p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p>	
<p>X. <u>SPECIAL HAZARD</u> Based on type of occupancy, size, location, quantity, and degree of hazard.</p>	<p>\$155.00 <u>\$1,740.00</u> Annual Renewal</p>	
<p>EXCEPTION: (i) Fuel oil used in connection with oil-burning equipment.</p>		
<p>To remove Class I or Class II liquids from an underground storage tank used for fueling motor vehicles by any means other than the approved stationary on-site pumps normally used for dispensing purposes (Certificate of Fitness required).</p>	<p>\$35.00 <u>\$392.50</u> Each Occurrence</p>	
<p>To install, construct, alter, or operate tank vehicles, equipment, tanks, plants, terminals, wells, fuel-dispensing</p>	<p>\$35.00 <u>\$392.50</u> Each Occurrence</p>	

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<p>stations, refineries, distilleries, and similar facilities where flammable and combustible liquids are produced, processed, transported, stored, dispensed, or used.</p> <p>To install, alter, remove, abandon, place temporarily out of service, or otherwise dispose of a flammable or combustible liquid tank.</p> <p style="padding-left: 20px;">Tanks Containing: 0 – 4,999 gallons</p> <p style="padding-left: 20px;">Tanks Containing: 5,000 – 9,999 gallons</p> <p style="padding-left: 20px;">Tanks Containing: 10,000 gallons and over</p> <p>To change the type of contents stored in a flammable or combustible liquid tank to a material other than that for which the tank was designed and constructed.</p> <p style="padding-left: 20px;">Tanks Containing: 0 – 4,999 gallons</p> <p style="padding-left: 20px;">Tanks Containing: 5,000 – 9,999 gallons</p> <p style="padding-left: 20px;">Tanks Containing: 10,000 gallons and over</p>	<p align="center">\$20.00 <u>\$225.00</u> Each Occurrence</p> <p align="center">\$35.00 <u>\$392.50</u> Each Occurrence</p> <p align="center">\$65.00 <u>\$730.00</u> Each Occurrence</p> <p align="center">\$20.00 <u>\$225.00</u> Each Occurrence</p> <p align="center">\$35.00 <u>\$392.50</u> Each Occurrence</p> <p align="center">\$65.00 <u>\$730.00</u> Each Occurrence</p>	<p align="center">Title 10 GCA §7311 UFC Article 79</p>
<p>FRUIT RIPENING PROCESSES In heated rooms and ripening processes where ethylene gas is introduced into the room to assist the ripening process.</p> <p>To operate a fruit ripening process</p>	<p align="center">\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 46</p>
<p>FUMIGATION OR THERMAL INSECTICIDAL FOGGING Note: See Article 80 for additional requirements and exceptions.</p> <p>To operate a business of fumigation or thermal insecticidal fogging</p> <p>To maintain a fumigation room, vault, or chamber in which a toxic or flammable fumigant is used</p>	<p align="center">\$35.00 <u>\$392.50</u> Annual Renewal</p> <p align="center">\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article 47</p>
<p>HAZARDOUS FIRE AREAS, SUPPRESSION, AND CONTROL OF To enter or occupy hazardous fire areas</p> <p>Exceptions:</p> <p>(I) Resident and owners of private property within hazardous fire areas and their invitees and guests going to or being upon their lands.</p> <p>(II) Entry, in the course of duty, by peace or police officers, and other duly authorized public officers, members of the G.F.D. and members of the United States Forest Service.</p> <p>NOTE: Permits are suspended when areas are declared</p>	<p align="center">\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p align="center">Title 10 GCA §7311 UFC Article II-A</p>

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<p>"CLOSED FOR ENTRY."</p>		
<p>HAZARDOUS MATERIAL Note: Permittee shall apply for approval to close storage, use or handling facilities at least 30 days prior to the termination of the storage, use or handling of hazardous materials.</p> <p>PERMIT SHALL BE OBTAINED:</p> <p>To store, dispense, use or handle hazardous material in excess of quantities specified in Section 105. Permit h.1</p> <p>To install, repair, abandon, remove, place temporarily out of service, close, or substantially modify a storage facility or other area regulated by Article 80</p> <p>Note: The hazardous material that exceeds the permit amount shall be used in determining the hazard classification. If more than one hazardous classification described herein shall be used. The measurement method used in the UFC for the respective hazardous material shall be applicable.</p> <p>I. MINOR HAZARD Solids: 0 – 499 lbs. in excess of Permit Amount Liquids: 0 – 54 gals. in excess of Permit Amount Gases: 0 – 199 cu. ft. in excess of Permit Amount</p> <p>II. MODERATE HAZARD Solids: 500 – 5,000 lbs. in excess of Permit Amount Liquids: 55 – 550 gals. in excess of Permit Amount Gases: 200 – 2,000 cu. ft. in excess of Permit Amount</p> <p>III. MAJOR HAZARD Solids: 5,000 – 25,000 lbs. in excess of Permit Amount Liquids: 55 – 550 gals. in excess of Permit Amount Gases: 200 – 2,000 cu. ft. in excess of Permit Amount</p> <p>IV. EXTREME HAZARD Solids: 5,000 – 25,000 lbs. in excess of Permit Amount Liquids: 551 – 2,750 gals. in excess of Permit Amount Gases: 2,001 – 10,000 cu. ft. in excess of Permit Amount</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal</p> <p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p> <p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p> <p>\$125.00 <u>\$1,400.00</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 80</p>
<p>HIGH-PILED COMBUSTIBLE STORAGE To use any building or portion thereof as a high piled storage area exceeding 500 sq. ft. (Plans Required)</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 81</p>

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<p>HOT-WORK OPERATIONS Permits are required for hot work including, but not limited to:</p> <p>Public exhibitions and demonstrations where hot work is conducted.</p> <p>Use of portable hot-work equipment inside a structure. EXCEPTION: Work that is conducted under a construction permit issued by building official.</p> <p>Fixed-site hot-work equipment such as welding booths.</p> <p>Hot-work conducted within a Hazardous Fire Area</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 49</p>
<p>LIQUEFIED PETROLEUM GAS</p> <p>To store, use handle, or dispense LP-Gas Portable containers equal to or more than 125 gallon aggregate water capacity but not more than 4,000 gallon aggregate water capacity nor a container more than 2,000 gallon water capacity.</p> <p>Containers over 4,000 gallon aggregate water capacity or a container more than 2,000 gallon water capacity.</p> <p>Install or maintain LP-Gas Portable containers equal to or more than 125 gallon aggregate water capacity but not more than 4,000 gallon aggregate water capacity nor a container more than 2,000 gallon water capacity.</p> <p>Containers over 4,000 gallon aggregate water capacity or a container more than 2,000 gallon water capacity. (PLANS REQUIRED)</p> <p>Note: Distributors shall not fill an LP-Gas container for which a permit required unless a permit for installation has been issued for that location by the Fire Chief.</p> <p>NOTE: Installers shall maintain a record of installations for which a permit is required by Section 105 and have such record available for Inspection by the Chief.</p> <p>EXCEPTION: Installation of gas-burning appliances and replacement of portable cylinders.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 82</p>
<p>OVENS, INDUSTRIAL BAKING, OR DYING Industrial baking and drying ovens which are heated with oil or gas fuel for which during operation contain flammable</p>		<p>Title 10 GCA §7311 UFC Article 62</p>

"EXHIBIT 1"

Guam Fire Department

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<p>vapors from the products being baked or dried.</p> <p>PERMIT SHALL BE OBTAINED: Operate an industrial baking or dying oven. Plans of details and calculations required.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	
<p>PARADE FLOATS To use a parade float for public performance, presentation, spectacle, entertainment, or parade. Each Float</p>	<p>\$10.00 <u>\$115.00</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 80</p>
<p>PLACES OF ASSEMBLY, 50 OR MORE PERSONS Note: May require standby personnel, UFC Section 2501.18</p> <p>Occupant Load 50 - 300</p> <p>Occupant Load 301 - 1,000</p> <p>Occupant Load 1,001 - 5,000</p> <p>Occupant Load Over 5,000</p>	<p>\$20.00 <u>\$225.00</u> Annual Renewal \$10.00 <u>\$115.00</u> Each Occurrence</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal \$18.00 <u>\$200.00</u> Each Occurrence</p> <p>\$65.00 <u>\$730.00</u> Annual Renewal \$33.00 <u>\$370.00</u> Each Occurrence</p> <p>\$95.00 <u>\$1,065.00</u> Annual Renewal \$49.00 <u>\$549.50</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 25</p>
<p>PROTECTED ABOVEGROUND TANKS FROM MOTOR VEHICLE FUEL-DISPENSING STATIONS OUTSIDE THE BUILDING Note: Such operations shall include both public accessible and private operations, automotive, marine and aircraft motor vehicle fuel-dispensing stations.</p> <p>To install, operate, repair, or modify protected aboveground tanks outside of buildings) used for storage and dispensing of flammable or combustible liquid motor fuels. Plans and specifications required.</p>	<p>\$25.00 <u>\$280.00</u> Annual Renewal \$35.00 <u>\$392.50</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article II-F</p>
<p>RADIOACTIVE MATERIALS To store or handle at any installation more than 1 microcurie (37,000 becquerel) of radioactive material not contained in a sealed source or more than 1 millicurie (37,000,000 becquerel) or radioactive material in a sealed source or sources, or any amount of radioactive material for which a specific license from the Nuclear Regulatory Commission is required. See Article 80</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 80</p>
<p>REFRIGERATION EQUIPMENT Refrigeration unit and system installation having a refrigerant circuit containing more than 220 pounds (100 kg) of Group A1</p>		<p>Title 10 GCA §7311 UFC Article 63</p>

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<p>or 30 pounds (13.6kg) of any other group refrigerant.</p> <p>PERMIT SHALL BE OBTAINED: To install a mechanical refrigeration unit or system. Plans and specifications required.</p> <p>To operate a mechanical refrigeration unit or system.</p>	<p>\$35.00 <u>\$392.50</u> Each Occurrence</p> <p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	
<p>REPAIR GARAGES To use a structure as a place of business for servicing or repairing motor vehicles.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 29</p>
<p>RIFLE RANGES To establish, maintain, or operate a rifle range. NORE: Application must be referred to the Guam Police Department for approval.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article II-D</p>
<p>SPRAYING OR DIPPING To conduct a spraying or dipping operation utilizing flammable or combustible liquids of the application of combustible powders.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal</p>	<p>Title 10 GCA §7311 UFC Article 45</p>
<p>TIRE STORAGE (outside) To use an open area or portion thereof to store tires in excess of 1,000 cu. ft. Plan Required</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 11</p>
<p>WOOD PRODUCTS To store chips, hogged material, lumber, or plywood in excess of 1,200 cu. ft.</p>	<p>\$35.00 <u>\$392.50</u> Annual Renewal \$20.00 <u>\$225.00</u> Each Occurrence</p>	<p>Title 10 GCA §7311 UFC Article 30</p>

OTHER FEES

Photocopy of Ambulance Report Form	\$7.00 <u>\$25.00</u> per copy
Fire Certification (Fire Report)	\$7.00 <u>\$25.00</u> per certification
Rescue Boat towing service	\$50.00 per towing service*
Flushing of Traffic Accident Debris	\$25.00 per incident
Flushing Service Requested by the Public	\$50.00 per hour
<u>Fire Investigation</u>	\$275.00 per investigation
<u>Self Inspection</u>	\$147.00 per incident
<u>Structure Fire</u>	\$279.00 per incident
<u>Activated Alarm</u>	\$450.00 per incident
<u>Motor Vehicle Accident - Minor</u>	\$279.00 per incident
<u>Motor Vehicle Accident - Serious</u>	\$605.00 per incident
<u>UCB</u>	\$500.00 per incident

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<u>HazMat</u>	<u>\$2,500.00 per incident</u>
<u>Public Service</u>	<u>\$279.00 per incident</u>

***Towing associated with Rescue Service**