



MONTGOMERY COUNTY FIRE AND RESCUE SERVICE

Isiah Leggett  
County Executive

Richard R. Bowers  
Fire Chief

**FIRE CODE ENFORCEMENT SECTION**

**ADMINISTRATIVE INTERPRETATION 09-03**

**EFFECTIVE DATE:** January 1, 2010

**CODE REFERENCE:** Montgomery County Fire Safety Code, Section 22-13.

Montgomery County Executive Regulation (MCER) 5-06AM,  
Section 2.b.8 and Section 4.d.

**BACKGROUND:** MCER 5-06AM, Section 2.b.8 permits the Fire Chief or Fire Chief's designee to waive or reduce any fee if payment of the fee would cause undue hardship or it is otherwise in the public interest.

MCER 5-06AM, Section 4.d imposes an operational permit requirement and \$50 fee for each fire protection system in a building.

**INTERPRETATION:** Garden apartment or condominium building (four stories or less from the lowest grade and lacking an elevator) complexes will be responsible for obtaining operational permits for each system in each building in the complex. Fees charged will consist of \$50 per fire protection system in a designated primary building in the complex (usually the building containing the resident manager's office) plus \$10 per building per fire protection system, in addition to the 10% automation fee.

**JUSTIFICATION:** Amending the fees charged to large garden apartment or condominium complexes reduces the financial burden on these complexes while still requiring identification of systems to ensure maintenance and operability in accordance with the fire safety code.

**PREPARED BY:** Assistant Chief Michael A. Donahue, Deputy Fire Marshal

**DATE** December 4, 2009

**FIRE MARSHAL**

A handwritten signature in black ink, appearing to read "Michael A. Donahue", written over a horizontal line.

**Fire Code Enforcement Section**

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