



## **Texas Department of Insurance State Fire Marshal's Office – Inspections Division**

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April 18, 2011

Amadeus  
700 Kipp Ave.  
Kemah, Texas 77565  
Matt Khajehali  
281-334-3311

Inspection Number: RRO9577A  
Date of Consultation: 4/5/2011  
Galveston County

Authority: 417.008, Tex. Gov. Code and adopted rules 28 TAC 34.303

As a result of questions raised by concerned citizens and to assist the Kemah Emergency Services District, the State Fire Marshal's Office provided consultation services regarding minimum fire protection requirements for the above noted facility on April 5, 2011.

The City of Kemah is the Authority Having Jurisdiction, and currently enforces the *2003 Edition of the International Fire Code, (IFC) and 2009 Edition of NFPA 101, Life Safety Code*. The State Fire Marshal's Office has adopted, and currently enforces the *2009 Edition of NFPA 101, Life Safety Code*.

The State Fire Marshal's Office is only authorized by state statutes to enforce the requirements of *NFPA 101, Life Safety Code*; and is not permitted to enforce or regulate a fire code that is adopted by an incorporated city, or other government entity.

This consultation is intended to provide basic information regarding interpretation of minimum code requirements for features of fire protection for this building occupancy classification. You may wish to cross reference the *Life Safety Code with the IFC* for comparative value regarding minimum life safety standards.

The *2009 Edition of the National Fire Protection Association, 101, Life Safety Code*, is referenced for consultative findings in this report.

Amadeus Restaurant is a single story existing assembly occupancy of wood frame construction with a wood exterior, composition shingle roof and concrete slab foundation. Features of fire protection include a fixed extinguishing hood system for kitchen appliances, portable fire extinguishers, illuminated exit signs and emergency lighting units. A certificate of occupancy was not displayed for this building. However, seating was arranged to accommodate 130 people.

### Means of Egress Hazards:

The outside exit door facing Kipp street is equipped with an unapproved lock and releasing device in conjunction with panic hardware.

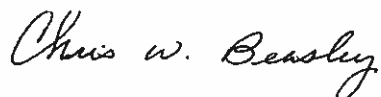
A doorway from the dining area is improperly marked with an exit sign that leads into a storeroom and is subject to being locked. Means of egress is not permitted to pass through storerooms, kitchens or other hazardous areas.

Emergency lighting units in the building failed to operate in test mode.

### Protection Hazards:

The fixed extinguishing hood system does not display a current annual inspection label and is not compliant with state laws for the frequency of inspection and maintenance of fire protection equipment. There were no previous tags on the system to verify when the last inspection was conducted.

The class-K extinguisher and other portable fire extinguishers do not display a current annual inspection label. The last inspection date was noted as August 2008.



Chris W. Beasley, CFI  
Deputy Fire Marshal  
State Fire Marshal's Office  
Fire Safety Inspection Services

cc: Brent E. Hahn , Fire Chief/Fire Marshal  
City of Kemah