

CHAPTER 33: FIRE DEPARTMENT

Section

General Provisions

- 33.01 Fire Department continued
- 33.02 Appointment
- 33.03 Selection
- 33.04 Fire Marshal
- 33.05 Duties of Chief
- 33.06 Records
- 33.07 Practice drills
- 33.08 Assistant Chief
- 33.09 Firefighters
- 33.10 Compensation
- 33.11 Minimum pay
- 33.12 Present members
- 33.13 Relief Association
- 33.14 Interference with Department

Fire Limits and Regulations

- 33.30 Adoption of Building Code
- 33.31 Definitions
- 33.32 Fire limits established
- 33.33 Fire Prevention Code and regulations

GENERAL PROVISIONS

§ 33.01 FIRE DEPARTMENT CONTINUED.

There is hereby continued in this city a volunteer Fire Department consisting of a Chief, Assistant Chiefs, and firefighters.
(1982 Code, § 203.01)

§ 33.02 APPOINTMENT.

The Chief, the Assistant Chiefs, and firefighters shall be appointed by the Council. In making appointments, the Council shall take into consideration recommendations of the Fire Board. Each officer and every other member of the department, except a probationary firefighter, shall serve during good behavior and may be removed by the Council only for cause after a public hearing.

(1982 Code, § 203.02)

§ 33.03 SELECTION.

The Chief of the Fire Department and the Assistant Chiefs shall be appointed, subject to confirmation by the Council. Each shall hold office for two years and until his or her successor has been duly appointed, except that he or she may be removed by the Council for cause after a public hearing. Firefighters and probationary firefighters shall be appointed by the Council. Firefighters shall continue as members of the department during good behavior and may be removed by the Council only for cause.

(1982 Code, § 203.03)

§ 33.04 FIRE MARSHAL.

The office of Fire Marshal may be held by the Chief or by the Assistant Chief, if the Council by resolution approves. The Fire Marshal shall be charged with the enforcement of all ordinances aimed at fire prevention. He or she shall have full authority to inspect all premises and to cause the removal or abatement of all fire hazards.

(1982 Code, § 203.04)

§ 33.05 DUTIES OF CHIEF.

The Chief shall have control of all the fire fighting apparatus and shall be solely responsible for its care and condition. He or she shall make a semi-annual report to the Council at its meeting in March and September, on the condition of the equipment and needs of the Fire Department. He or she may submit additional reports and recommendations at any meeting of the Council, and he or she shall report each suspension by him or her of a member of the Fire Department at the first meeting of the Council following the suspension. He or she shall be responsible for the proper training and discipline of the members of the Fire Department, and may suspend any member for refusal or neglect to obey orders pending final action by the Council on his or her discharge or retention.

(1982 Code, § 203.05)

§ 33.06 RECORDS.

The Chief shall keep in convenient form a complete record of all fires. A record shall include the time of the alarm, location of fire, cause of fire (if known), type of building, name of owner and tenant, purpose for which occupied, value of building and contents, members of the department responding to the alarm and any other information as he or she may deem advisable or as may be required from time to time by the Council or state insurance department.

(1982 Code, § 203.06)

§ 33.07 PRACTICE DRILLS.

The Chief shall, when the weather permits, hold a monthly practice drill of at least one-hour's duration for the Fire Department and shall give or arrange for instruction to the firefighters in approved methods of fire fighting and fire prevention.

(1982 Code, § 203.07)

§ 33.08 ASSISTANT CHIEF.

In the absence or disability of the Chief, the First Assistant Chief shall perform all the functions and exercise all of the authority of the Chief.

(1982 Code, § 203.08)

§ 33.09 FIREFIGHTERS.

The Assistant Chief and firefighters shall be able-bodied and not less than 18 years of age. They shall become members of the Fire Department only after a six-months' probationary period. The Council may require that each candidate, before he or she may become a probationary firefighter, must satisfy certain minimum requirements of height, weight, education and any other qualifications which may be specified by the Council; and that he or she must pass satisfactorily a physical examination.

(1982 Code, § 203.09)

§ 33.10 COMPENSATION.

The members and officers of the Fire Department shall receive compensation as may be set from time to time by the Council.

(1982 Code, § 203.11)

§ 33.11 MINIMUM PAY.

In computing compensation for fires, one hour shall be considered as the minimum to be paid to any firefighter or officer.

(1982 Code, § 203.12)

§ 33.12 PRESENT MEMBERS.

No person who is a member of the Fire Department at the time of the adoption of this chapter shall be required to serve a probationary period before becoming a firefighter.

(1982 Code, § 203.13)

§ 33.13 RELIEF ASSOCIATION.

The members and officers of the Fire Department may organize themselves into a Firemen's Relief Association in accordance with law.

(1982 Code, § 203.14)

§ 33.14 INTERFERENCE WITH DEPARTMENT.

No person shall give or make, or cause to be given or made, a fire alarm without probable cause, or neglect or refuse to obey any reasonable order of the Chief at a fire, or interfere with the Fire Department in the discharge of its duties.

(1982 Code, § 203.15) Penalty, see § 10.99

FIRE LIMITS AND REGULATIONS**§ 33.30 ADOPTION OF BUILDING CODE.**

There is hereby adopted by the City of Waterville and the Common Council thereof, for the purpose of establishing rules and regulations for the construction, alteration, removal, demolition, equipment use and occupancy, location and maintenance of buildings and structures, within the fire limits hereinafter defined, that certain building code known as the National Building Code Abbreviated Edition, recommended by the National Board of Fire Underwriters of New York, being particularly the 1979 edition thereof and the whole thereof save and except the portions as are hereinafter deleted, modified

or amended, of which not less than three copies have been and now are filed in the office of the Administrator-Clerk of the City of Waterville and the same are adopted and incorporated as fully as if set out at length herein, and from the date on which this chapter shall take effect, the provisions thereof shall be controlling in the construction of all buildings and other structures therein contained within the fire limits of the City of Waterville.

(1982 Code, § 203.106)

§ 33.31 DEFINITIONS.

For the purpose of this chapter, the following definitions shall apply unless the context clearly indicates or requires a different meaning.

(A) Wherever the term *MUNICIPALITY* is used in the code, it shall be held to mean the City of Waterville, in Le Sueur County, Minnesota.

(B) Wherever the term *CORPORATION COUNSEL* is used in this code, it shall be held to mean the city attorney for the City of Waterville.

(1982 Code, § 203.106)

§ 33.32 FIRE LIMITS ESTABLISHED.

The fire limits of the City of Waterville are hereby established as follows:

Beginning at the Southwest corner of Block 15, according to the original plat of the town, now City of Waterville, running thence North on West line of the block to the Northwest corner thereof; thence East on North line of the block to the Northeast corner thereof, thence East to Northeast corner of Block 14; thence North to Southwest corner of Block 7; thence North on West line of Block 7 to the Northwest corner thereof; thence East on North line of Block 7, 8, 9 to the Northeast corner of the Block 9; thence South on East line of Blocks 9, 12, and 18-1/2 to the Southwest corner thereof; thence West to the Southeast Corner of Block 18; thence West on the South line of the Block 18 to the Southwest corner thereof; thence North on the West line of the Block 18 to the Northwest corner thereof; thence North to the Southwest corner of Block 13; thence West to the Southeast corner of Block 14; thence West on the south line of Block 14 and 15 to the Southwest corner of Block 15, the point of beginning, all being in the original plat of the town, now City of Waterville.

(1982 Code, § 203.106)

§ 33.33 FIRE PREVENTION CODE AND REGULATIONS.

(A) *Adoption of Fire Prevention Code.* There is hereby adopted by the City of Waterville and the Common Council thereof, for the purpose of prescribing regulations governing conditions hazardous of life and property from fire or explosion, that certain code known as the Fire Prevention Code, Abbreviated Edition, recommended by the National Board of Fire Underwriters, being particularly the 1979 edition thereof and the whole thereof, of which code not less than three copies have been and now are filed in the office of the Administrator-Clerk of the City of Waterville and the same are hereby adopted and incorporated as fully as if set out at length herein, and from the date on which this chapter shall take effect, the provisions thereof shall be controlling within the limits of the City of Waterville.

(B) *Enforcement.* The Fire Prevention Code shall be enforced by the Chief of the Fire Department.

(C) *Definition.* Wherever the word *MUNICIPALITY* is used in the Fire Prevention Code, it shall be held to mean the City of Waterville.

(D) *Establishment of limits of district in which storage of flammable liquids in outside aboveground tanks and bulk storage of liquified petroleum gases is to be restricted.* The limits referred to in the Fire Prevention Code in which storage of flammable liquids in outside aboveground tanks is prohibited, and the limits referred to in the Fire Prevention Code, in which bulk storage of liquified petroleum gas is restricted, and are hereby established as follows:

The fire limits of the City of Waterville are the same as established in § 33.32 of this code.
(1982 Code, § 203.107)