

TITLE 7

FIRE PROTECTION AND FIREWORKS¹

CHAPTER

1. FIRE DISTRICT.
2. FIRE CODE.
3. LIFE SAFETY CODE.
4. FIRE DEPARTMENT.
5. PRIVATE ALARM SYSTEMS ORDINANCE.
6. FIREWORKS ORDINANCE.

CHAPTER 1

FIRE DISTRICT

SECTION

- 7-101. Fire district described.
- 7-102. Fire hydrants--public fire hydrant minimal water flow capacity and color coding.

7-101. Fire district described. The corporate fire districts shall be and include all the area within the Mount Pleasant City Limits. (1984 Code, § 7-101, as replaced by Ord. #2016-991, Aug. 2016)

7-102. Fire hydrants--public fire hydrant minimal water flow capacity and color coding. (1) Public fire hydrants shall not be installed within the municipality on water mains less than six inches (6") in diameter. All public water mains shall be sized, and fire hydrants shall be located, to provide adequate water supplies to meet the needed fire flow for the occupancy at risk.

(2) All public fire hydrants within the municipality shall comply with the following color coding system to distinguish which public fire hydrants within the municipality can or cannot produce the above-required fire flow at the required residual pressure. This ordinance shall be posted at the municipality's fire department in a readily visible and conspicuous manner and each employee of the fire department shall affix his or her signature to said ordinance acknowledging and indicating that they have read and understand the ordinance and agree not to connect a pumper fire truck to those color coded hydrants which cannot produce five hundred (500) gpm at twenty (20) psi residual pressure.

¹Municipal code reference

Building, utility and housing codes: title 12.

(3) All public fire hydrants within the municipality are to be color-coded in the following manner. All barrels are to be red, except in cases where another color has already been adopted. The tops and nozzle caps shall be painted with the following capacity-indicating color scheme after each public fire hydrant has been tested and rated.

NFPA 291-Standard color codes for flows at 20 psi are as follows

Class AA - 1,500 GPM and above-BLUE top and caps.

Class A - 1,000-1,499 GPM-GREEN top and caps.

Class B - 500-999 GPM- ORANGE top and caps.

Class C - Less than 500 GPM- Red top and caps.

(4) It shall be unlawful for any fire truck pumper with solid suction hose to connect to any hydrant that cannot produce five hundred (500) gpm at twenty (20) psi residual pressure. (Ord. #2002-833, Nov. 2002, as amended by Ord. #2016-991, Aug. 2016)

CHAPTER 2**FIRE CODE¹****SECTION**

- 7-201. Fire code adopted.
- 7-202. Enforcement.
- 7-203. Definition of "municipality."
- 7-204. Storage of explosives, flammable liquids, etc.
- 7-205. Gasoline trucks.
- 7-206. Variances and appeals.
- 7-207. Available in building inspector's office.
- 7-208. Violations and penalties.
- 7-209. New materials, processes, or occupancies which may require permits.

7-201. Fire code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, the International Fire Code, 2012 edition, including Appendices B, C, D, E, F, G, H, and I as published by the International Code Council, is hereby adopted as the fire code of the City of Mt. Pleasant, in the State of Tennessee for regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and collection of fees therefore; and each and all of the regulations, provisions, penalties, conditions and terms of said fire code on file in the office of the City of Mt. Pleasant are hereby referred to, adopted, and made a part hereof, as if fully set out in this chapter, with additions, insertions, deletions and changes, if any, prescribed in § 7-204 of this chapter. Pursuant to the requirement of Tennessee Code Annotated, § 6-54-502, one (1) copy of the International Fire Code and the Life Safety Code have been filed with the city recorder and are available for public use and inspection. Said International Fire Code and Life Safety Code are adopted and incorporated as fully as if set out at length herein and shall be controlling within the corporate limits. In the event of a conflict between the International Fire Code and the Life Safety Code, the most stringent code requirement shall apply. (1984 Code, § 7-201, as amended by

¹Municipal code reference

Building, utility and housing codes: title 12.

Ord. #2005-854, Oct. 2005, modified, and replaced by Ord. #2016-991, Aug. 2016)

7-202. Enforcement. The fire prevention code shall be enforced by the bureau of fire prevention in the fire department of the City of Mount Pleasant, Tennessee, which is hereby established and which shall be operated under the supervision of the chief of the fire department. The chief of the fire department shall be in charge of the bureau of fire prevention. The chief of the fire department may detail such members of the fire department as inspectors as shall from time to time be necessary. The chief of the fire department shall have the authority to appoint such technical inspectors as he deems necessary. A report of the bureau of fire prevention shall be made annually and transmitted to the chief executive officer of the municipality. It shall contain all proceedings under this code with such statistics as the chief of the fire department may wish to include therein. The chief of the fire department shall also recommend any amendments to the code which, in his judgment, shall be desirable. (1984 Code, § 7-202, as replaced by Ord. #2016-991, Aug. 2016)

7-203. Definition of "municipality." Whenever the word "municipality" is used in the fire code herein adopted, it shall be held to mean the City of Mount Pleasant, Tennessee. (1984 Code, § 7-203)

7-204. Storage of explosives, flammable liquids, etc. (1) The limits referred to in § 16.105(b) of the fire code, in which storage of explosive materials is prohibited, are hereby declared to be the fire district as set out in § 7-101 of this code.

(2) The limits referred to in § 20.201(a) of the fire code, in which storage of flammable or combustible liquids in outside above ground tanks is prohibited, are hereby declared to be the fire district as set out in § 7-101 of this code.

(3) The limits referred to in § 20.601 of the fire code, in which new bulk plants for flammable or combustible liquids are prohibited, are hereby declared to be the fire district as set out in § 7-101 of this code.

(4) The limits referred to in § 25.04(a) of the fire code, in which bulk storage of liquefied petroleum gas is restricted, are hereby declared to be the fire district as set out in § 7-101 of this code. (1984 Code, § 7-204)

7-205. Gasoline trucks. No person shall operate or park any gasoline tank truck within the central business district or within any residential area at any time except for the purpose of and while actually engaged in the expeditious delivery of gasoline. (1984 Code, § 7-205)

7-206. Variances and appeals. The board of appeals and adjustments established pursuant to the fire code shall decide all requests for variances from,

and appeals of, the application of said code in accordance with the rules and procedures set forth in said code. (1984 Code, § 7-206, modified)

7-207. Available in building inspector's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the fire code has been placed on file in the building inspector's office and shall be kept there for the use and inspection of the public. (Ord. #89-706, June 1989, as replaced by Ord. #2016-991, Aug. 2016)

7-208. Violations and penalties. It shall be unlawful for any person to violate any of the provisions of this chapter or the International Fire Code, here in adopted, or fail to comply therewith, or violate or fail to comply with any order made thereunder; or build in violation of any detailed statement of specifications or plans submitted and approved thereunder, or any certificate or permit issued thereunder, and from which no appeal has been taken; or fail to comply with such an order as affirmed or modified by the board of commissioners or by a court of competent jurisdiction, within the time fixed herein. The application of a penalty under the general penalty clause for the municipal code shall not be held to prevent the enforced removal of prohibited conditions. Violations may be punished by the maximum fine allowable by law and or as well as any expenses additional expenses incurred by the City of Mount Pleasant as a result of the violation. (1984 Code, § 7-207, as amended by Ord. #2005-854, Oct. 2005, as replaced by Ord. #2016-991, Aug. 2016)

7-209. New materials, processes, or occupancies which may require permits. The city manager, superintendent of inspections, and the chief of the fire department shall act as a committee to determine and specify, after giving affected persons an opportunity to be heard, any new materials, processes or occupancies, which shall require permits, in addition to those now enumerated in the fire prevention code. The chief of the bureau of fire prevention shall post such list in a conspicuous place in his office, and distribute copies thereof to interested persons. (as added by Ord. #2016-991, Aug. 2016)

CHAPTER 3

LIFE SAFETY CODE

SECTION

7-301. Life safety code adopted.

7-302. Modifications.

7-303. Available in recorder's office.

7-304. Powers conferred are supplemental.

7-305. Violations.

7-301. Life safety code adopted. Pursuant to authority granted by Tennessee Code Annotated, §§ 6-54-501 through 6-54-506, and for the purpose of fire prevention and fire safety, within or without the city, the Life Safety Code, 2012 edition as prepared and adopted by the National Fire Association, is hereby adopted and incorporated by reference as a part of this code and is hereinafter referred to as the Life Safety Code. (Ord. #99-802, April 1999, as replaced by Ord. #2016-991, Aug. 2016)

7-302. Modifications. Whenever the Life Safety Code refers to the "chief adopting authority," the "administrative authority," or the "governing authority," it shall be deemed to be a reference to the city manager of this city. Whenever the term "inspector" or "fire chief" is named or referred to, it shall mean the person appointed or designated by the city manager to administer and enforce the provisions of the Life Safety Code. (Ord. #99-802, April 1999)

7-303. Available in recorder's office. Pursuant to the requirements of Tennessee Code Annotated, § 6-54-502, one (1) copy of the Life Safety Code has been placed on file in the recorder's office and shall be kept there for the use and inspection of the public. (Ord. #99-802, April 1999, as replaced by Ord. #2016-991, Aug. 2016)

7-304. Powers conferred are supplemental. The Life Safety Code shall not be construed to abrogate or impair the powers of the city with regard to the enforcement of the provisions of its charter or any other ordinances or regulations, nor to prevent or punish violations thereof and the powers conferred by this code shall be in addition and supplemental to the powers conferred by the charter or other laws. (Ord. #99-802, April 1999)

7-305. Violations. It shall be unlawful for any person to violate or fail to comply with any provisions of the Life Safety Code herein adopted by reference and modified. (Ord. #99-802, April 1999)

CHAPTER 4

FIRE DEPARTMENT¹

SECTION

- 7-401. Establishment, equipment, and membership.
- 7-402. Objectives.
- 7-403. Organization, rules, and regulations.
- 7-404. Records and reports.
- 7-405. Tenure and compensation of members.
- 7-406. Chief responsible for training and maintenance.
- 7-407. Chief to be assistant to state officer.
- 7-408. Police power of firemen.
- 7-409. Firemen to wear uniforms, etc.
- 7-410. Services outside city.
- 7-411. Volunteer firefighters' program.

7-401. Establishment, equipment, and membership. There is hereby established a fire department to be supported and equipped from appropriations by the board of commissioners. All apparatus, equipment, and supplies shall be purchased by or through the city and shall be and remain the property of the city. The fire department shall consist of a chief of the fire department and such number of subordinate officers, personnel and firemen as the city manager shall employ. (Ord. #88-693, April 1988)

¹Charter references

For detailed charter provisions governing the operation of the fire department, see Tennessee Code Annotated, title 6, chapter 21, part 7. For specific provisions in part 7 related to the following subjects, see the sections indicated.

Fire chief

Appointment: § 6-21-701.

Duties: § 6-21-702.

Emergency: § 6-21-703.

Fire marshal: § 6-21-704

Firemen

Appointment: § 6-21-701.

Emergency powers: § 6-21-703.

Municipal code reference

Special privileges with respect to traffic: title 15, chapter 2.

7-402. Objectives. The fire department shall have as its objectives:

- (1) To prevent uncontrolled fires from starting.
- (2) To prevent the loss of life and property because of fires.
- (3) To confine fires to their places of origin.
- (4) To extinguish uncontrolled fires.
- (5) To prevent loss of life from asphyxiation or drowning.
- (6) To perform such rescue work as its equipment and/or the training of its personnel makes practicable.
- (7) To provide emergency medical care at the highest level that the equipment and training of the personnel makes practicable.
- (8) To provide code enforcement and building inspections as directed by the city within adopted codes and ordinances.
- (9) To serve as the emergency management agency of the city.
- (10) To protect the health and safety of the citizens from the transportation, storage, or manufacture of hazardous materials to the extent possible that the level of equipment and training will allow.
- (11) To work with the water department to insure that adequate water supplies for fire protection are available.
- (12) To provide public fire and life safety education materials and information to the citizens in order that they may protect themselves from harm and reduce the risk of fire in the community. (1984 Code, § 7-402, as amended by Ord. #2016-991, Aug. 2016)

7-403. Organization, rules, and regulations. The chief of the fire department shall set up the organization of the department, shall formulate and enforce such rules and regulations as shall be necessary for the orderly and efficient operation of the fire department, and shall have control of all employees constituting the fire department, and in case of riot, conflagration, or other emergency, the city manager or the chief of the fire department may appoint additional firemen and officers for temporary service only. The chief of the fire department shall devote his entire time to the prevention and control of fires in the City of Mount Pleasant. (Ord. #88-693, April 1988)

7-404. Records and reports. The chief of the fire department shall keep adequate records of all fires, inspections, apparatus, equipment, personnel, and work of the department. He shall submit a written report on such matters to the city manager once each month, and at the end of the year a detailed annual report shall be made. (Ord. #88-693, April 1988)

7-405. Tenure and compensation of members. The chief of the fire department shall hold office so long as his conduct and efficiency are satisfactory to the city manager. The city manager is hereby empowered to discipline the chief of the fire department when deemed necessary for the good of the department, including temporary suspension or termination.

All other members of the fire department shall hold office so long as their conduct and efficiency is satisfactory to the chief of the fire department, who shall control the members of the fire department while on duty, exacting from them obedience to all of the rules and regulations adopted for the department. He may discipline members of his department for insubordination or violation of the rules, including temporary suspension or termination.

All personnel of the fire department shall receive such compensation for their services as the board of commissioners may from time to time prescribe. (Ord. #88-693, April 1988)

7-406. Chief responsible for training and maintenance. The chief of the fire department, shall be fully responsible for the training of the firemen and for maintenance of all property and equipment of the fire department. The minimum training shall consist of having the personnel take the fire apparatus out for practice operations not less than once a month. (Ord. #88-693, April 1988)

7-407. Chief to be assistant to state officer. Pursuant to requirements of Tennessee Code Annotated, § 68-102-108, the chief of the fire department is designated as an assistant to the state commissioner of commerce and insurance and is subject to all the duties and obligations imposed by Tennessee Code Annotated, title 68, chapter 102, and shall be subject to the directions of the fire prevention commissioner in the execution of the provisions thereof. (Ord. #88-693, April 1988)

7-408. Police power of firemen. When fighting fires, the ranking officer of the fire department, during the actual conflagration, shall be clothed with police power to the same extent and with the same authority as the members of the police force. (Ord. #88-693, April 1988)

7-409. Firemen to wear uniforms, etc. All members of the fire department, when on duty, shall wear such uniforms, hats, and badges as the city manager may determine and shall deport themselves in keeping with their positions. (Ord. #88-693, April 1988)

7-410. Services outside city. The fire department is not authorized to perform services outside the corporate limits except in connection with mutual aid assistance between the City of Mount Pleasant and other governmental entities. (Ord. #88-693, April 1988)

7-411. Volunteer firefighters' program. (1) The Mount Pleasant Fire Department Volunteer Firefighters' Program consisting of no less than twenty (20) volunteers and no more than twenty-five (25) volunteers selected by the chief of the fire department is ratified.

(2) Each such volunteer firefighter selected and/or appointed by the chief of the fire department shall meet the following minimum requirements:

- (a) Be at least eighteen (18) years of age;
- (b) Be a citizen of the United States;
- (c) Be a high school graduate or possess the equivalent;
- (d) Not have been convicted of, or pleaded guilty to, or entered a plea of nolo contendere to any felony charge or to any violation of any federal law, state law, or city ordinance relating to force, violence, theft, dishonesty, gambling, liquor or controlled substances. (Notwithstanding the above, a waiver may be granted for a misdemeanor violation if the volunteer has satisfied the requirements of the court of conviction and is no longer on probation or under the supervision of any court or any court officer, including without limitation, the offense of driving under the influence);

(e) Satisfactorily complete the physical obstacle course required by the Mount Pleasant Fire Department;

(f) Reside within twenty (20) miles of the corporate limits of the City of Mount Pleasant, Tennessee; and

(g) Shall not have been released or discharged under any criteria other than honorable discharge of any of the armed forces of the United States.

(3) All fire department volunteers as selected above shall receive the minimum training requirements required by the State of Tennessee by virtue of Tennessee Code Annotated, § 4-24-112 which includes the following:

(a) Sixteen (16) hours of initial training developed by the Tennessee Fire Service and Codes Enforcement Academy in firefighting procedures and techniques or complete equivalent training approved by the Tennessee Commission on Firefighting Personnel Standards and Education, and

(b) Within thirty-six (36) months after selection as a volunteer firefighter, the firefighter must have completed the basic and live firefighting course offered by the Tennessee Fire Service and Codes Enforcement Academy or an equivalent course. Each volunteer firefighter must attend at least six (6) monthly meetings scheduled by the Mount Pleasant Fire Department each year and attend and satisfactorily complete all in-service training offered by the fire department. Each volunteer firefighter shall satisfactorily complete and maintain all training certifications required by the State of Tennessee Commission of Firefighting which may include by way of example the following: CPR/AED; First Responder Medical; Vanessa K. Free Driver Training; Vehicle Extraction; Pumper Operations, and NIMS Courses. All required training shall be provided at the expense of the City of Mount Pleasant.

(4) The Chief of the Fire Department shall be responsible for supervision of the volunteer firefighters while on duty, shall be responsible for

ensuring they meet the minimum qualifications for membership, that they successfully complete the minimum training requirements and shall otherwise be responsible for their duties of employment.

(5) All volunteer firefighters, when on duty, shall wear such equipment, uniforms, hats, and badges as the chief of the fire department may determine and shall deport themselves in keeping with their positions. Upon notice of termination by the chief of the fire department, each volunteer firefighter shall immediately return to the city all such equipment, uniforms, hats and/or badges provided by the city to the firefighter.

(6) All selected volunteer firefighters will adhere to the policies and procedures of the Mount Pleasant Fire Department and will be under the supervision of the chief or the shift supervisor or supervisor in charge and/or on duty at the time that said volunteer firefighters are called for duty. The authority of volunteer firefighters shall be limited solely to those times when authorized to act in such capacity by the chief of the fire department and/or his designated supervisors. Any volunteer firefighter may be relieved of volunteer firefighter status by the chief of the fire department at any time for any reason or for no reason under the sole discretion of the chief of the fire department. Termination of volunteer firefighter status by the chief of the fire departments is mandatory if such volunteer firefighter:

(a) Uses his position at any time when not so authorized;

(b) Wears or displays a uniform, insignia or identification at anytime when not assigned or when not actively performing his duties under the direct supervision of the chief of the fire department or his designated supervisor;

(c) Violates any rule, regulation or general order of the fire department; or

(d) Violates any section of this chapter or any provision of state law.

(7) All volunteer firefighters are paid on a per-call response basis determined by the nature or type of incident and/or call. The volunteer firefighters' program is otherwise completely voluntary and volunteer firefighters shall not receive any other type or kind of remuneration or benefits from the City of Mount Pleasant or the Mount Pleasant Fire Department, including wages, vacation time, sick days, retirement benefits or any other type remuneration or benefits. Volunteer firefighters shall be eligible and given favorable consideration for any needed or open full-time employment within the fire department. (as added by Ord. #2013-968, Dec. 2013)

CHAPTER 5

PRIVATE ALARM SYSTEMS ORDINANCE

SECTION

7-501. Title.

7-502. Definitions.

7-503. Notification and permits required.

7-504. Duties of permit holders.

7-505. Automatic dialing devices.

7-506. Response to false alarm--required reports of corrective action and disconnection.

7-507. Enforcement.

7-508. Disposition of fees.

7-509. Violations.

7-501. Title. This chapter shall be known as the "Private Alarm Systems Ordinance." (Ord. #2005-846, Feb. 2005)

7-502. Definitions. For the purpose of this ordinance, the following terms shall have the following meanings:

(1) "Activate" means to "set off" an alarm system indicating in any manner an incidence of burglary, robbery, fire, etc.

(2) "Alarm systems" means any mechanical or electrical/electronic or radio controlled device which is designed to be used for the detection of any fire or unauthorized entry into a building, structure or facility, or for alerting others of fire or of the commission of an unlawful act within a building, structure or facility, or both, which emits a sound or transmits a signal or message when activated. Alarm systems include, but are not limited to, direct dialing telephone devices, audible alarms and monitored alarms. Excluded from the definition of alarm systems are devices which are designed or used to register alarms that are audible or visible and emanate from any motor vehicle; auxiliary devices installed by telephone companies to protect telephone systems from damage or disruption of service; self-contained smoke detectors; and medical-alert alarms.

(3) "Automatic dialing device" means an alarm system which automatically sends over regular telephone lines, by direct connection, or otherwise, a pre-recorded voice message or coded signal indicating the existence of the emergency situation that the alarm system is designed to detect, but shall not include such telephone lines exclusively dedicated to an alarm central station which are permanently active and terminate within the dispatcher's office of the Mount Pleasant Police Department.

(4) "Commercial premises" means any structure or area which is not defined herein as residential premises.

(5) "False alarm" means the activation of an alarm system through mechanical failure, malfunction, improper installation, or the negligence or intentional misuse by the owner or lessee of an alarm system or his employees, servants or agents; or any other activation of the alarm system not caused by a fire or forced entry or attempted forced entry or robbery or attempted robbery; such terminology does not include alarms caused by acts of nature such as tornadoes, other severe weather conditions, or alarms caused by telephone line trouble, or other conditions which are clearly beyond the control of the alarm user. A maximum of five (5) false burglar alarms; three (3) false robbery/panic alarms; and three (3) false fire alarms, will be granted per alarm device within a fiscal permit year. All false subsequent activation will be considered chargeable violations.

(6) "Fire officer" means the Fire Chief of the Mount Pleasant Fire Department or his designated representatives.

(7) "Law enforcement officer" means the Chief of Police of the Mount Pleasant Police Department or his designated representatives.

(8) "Person" means any natural person, firm, partnership, association, corporation, company or organization of any kind, to include a government or governmental subdivision or agency thereof.

(9) "Residential premises" means any structure or combination of structures which serve as dwelling units including single family as well as multi-family units and churches, public schools and other non-profit organizations. (Ord. #2005-846, Feb. 2005)

7-503. Notification and permits required. Every person who shall own, operate or lease any alarm system as defined herein within the corporate limits of the City of Mount Pleasant, Tennessee, whether existing or to be installed in the future, shall, within one hundred twenty (120) days of the effective date of this ordinance for existing alarm systems or prior to the use of a new alarm system, notify the Mount Pleasant Police Department, on forms to be provided, of:

(1) The type, make and model of each alarm device and, if the alarm system is monitored, by whom.

(2) Whether installed in a residential or commercial premises.

(3) The name, address, business and/or home telephone number of the owner or lessee of the alarm system.

(4) The names, addresses, and telephone numbers of at least two (2) persons to be notified in the event of an alarm activation.

At the time of submission of this notification, the owner, operator or lessee of said alarm system shall submit a fee of fifteen dollars (\$15.00) to the City of Mount Pleasant Recorder's Office for obtaining a permit for each alarm device in said system, if the system is maintained on residential premises, and thirty dollars (\$30.00) for each alarm device, if the system is maintained on commercial premises. All permit fees are due January 1 annually and will be

prorated during the year applied for. Annual renewal fees of fifteen dollars (\$15.00) for residential users and thirty dollars (\$30.00) for commercial users will apply. (Ord. #2005-846, Feb. 2005)

7-504. Duties of permit holders. (1) Each owner, operator, or lessee shall be responsible for training employees, servants, or agents in the proper operation of an alarm system.

(2) Each owner, operator, or lessee of an alarm system shall insure that the correct address identification is visible from the street or roadway on which the premises are located.

(3) Any audible alarm shall be equipped with an automatic shut off to function within twenty (20) minutes of the alarm sounding, excluding fire alarms.

(4) The current alarm registration sticker provided each premises shall be displayed near the primary entrance so as to be easily visible from outside the building. (Ord. #2005-846, Feb. 2005)

7-505. Automatic dialing devices. (1) Within one hundred twenty (120) days of the effective date of this ordinance, it shall be a violation of this ordinance for any automatic dialing device to call on the 911 or E911 emergency line. Such devices shall be restricted to dialing the non-emergency police, fire or Emergency Medical Services phone numbers.

(2) Any automatic dialing device shall:

(a) Have a clearly understandable recording;

(b) Be capable of repeating itself a minimum of two (2) times;

(c) Be capable of automatically resetting itself so as to not continuously call police, fire or EMS phone numbers.

(3) Programmed messages on an automatic dialing device must include and are restricted to the following:

(a) The owner's/resident's names and the exact street number and name;

(b) A statement that it is a burglar or robbery/panic "ALARM ONLY." It shall not say burglary or robbery "in progress."

(c) A statement of the hours the business is open, if the device is used for both burglar and robbery/panic alarms.

(d) A statement that a third-party has been notified, and the identity of that third-party, if a third-party is notified by the device.

(Ord. #2005-846, Feb. 2005)

7-506. Response to false alarm--required reports of corrective action and disconnection. (1) The only alarms the Mount Pleasant Police Department, Fire Department or Emergency Medical Services will respond to are:

(a) Burglary;

- (b) Robbery/hold-up;
- (c) Fire;
- (d) Medical;
- (e) Panic.

(2) Responsibility for a false alarm shall be borne by the owner or lessee of the alarm system or his/her employee, servant or agent occupying and/or controlling the premises at the time of the occurrence of the false alarm.

(3) A response to an alarm shall result when any police or fire department officer is dispatched to or otherwise learns of the activation of any alarm system. If the user calls or the authorized agent calls the police dispatch office back within five (5) minutes of the original call, it will not be considered a false alarm. No violation, fine, or recourse will take place in the above time interval unless the responding Mount Pleasant Police Officer or Fire officer has already arrived before the second call has been made to disregard and/or to cancel the alarm. If a member of the Mount Pleasant Police Department or Mount Pleasant Fire Department has not arrived on the scene within twenty (20) minutes of the original alarm (notification), it will not be chargeable response or fine of any sort.

(4) After the allowable false alarms set out in § 7-502(5), each person who owns, operates, leases or controls any premise, commercial or residential, having an alarm system, shall be cited to Mount Pleasant Court for any response to a false alarm. Within fifteen (15) days of the date of a conviction the person shall show proof to the police department of the corrective action taken to remedy the problem/situation. Failure to show corrective action will be grounds for revocation of the permit; however, no disconnection shall be ordered on any premises required by law to have an alarm system in operation. (Ord. #2005-846, Feb. 2005)

7-507. Enforcement. Mount Pleasant Police and Fire Department officers are specifically authorized to enforce this ordinance. Any Mount Pleasant Police or Fire officer may lawfully issue a citation to an owner, operator or user of a functional alarm system who has not obtained the permit required by § 7-503, or whose alarm system has given a false alarm in excess of the number of false alarms allowed under § 7-402(5). (Ord. #2005-846, Feb. 2005)

7-508. Disposition of fees. All fees collected pursuant to this ordinance shall be paid to the City of Mount Pleasant general fund.

The provisions of this ordinance shall not be applicable to residential or commercial premises which are located outside the municipal limits of the City of Mount Pleasant. (Ord. #2005-846, Feb. 2005)

7-509. Violations. (1) It shall be a violation of this ordinance to have a functional alarm system without having obtained a permit as required by § 7-503.

(2) Having an alarm activated without a permit shall constitute a violation of this ordinance.

(3) It shall be a violation of this ordinance when any Mount Pleasant Police Department or Fire Department officer responds to a false alarm after the allowable false alarms set out in § 7-502(5) have been exhausted.

(4) Any person who owns, operates, or leases an alarm system and who shall knowingly and purposefully fail to respond to his premises within one (1) hour after notification by police or fire personnel of alarm activation, whether false or not, shall be deemed to have violated this ordinance.

(5) It shall be a violation of this ordinance for an alarm company to make functional a newly installed alarm system if the owner, operator or lessee of the alarm system does not have a currently valid alarm permit, unless there is a life-threatening situation making immediate operation of the alarm system necessary. In such cases, the permit shall be obtained the next business day.

(6) It shall be a violation of this ordinance for an alarm company to set off a false alarm while installing, repairing or doing maintenance work on an alarm system. If the police department dispatch office is notified to cancel the call within five (5) minutes of the original call, it will not be considered a false alarm, unless the responding agency arrives on the scene before the original call is cancelled. If a responding police or fire service has not arrived on the scene within twenty (20) minutes of the original notification, it will not be a chargeable response. The false alarm shall not be charged to the owner, operator or lessee.

(7) Any non-compliance with the requirements of this ordinance shall constitute a violation and each incidence of non-compliance shall constitute a separate violation, punishable by a fine of fifty dollars (\$50.00) plus court costs. (Ord. #2005-846, Feb. 2005)

CHAPTER 6

FIREWORKS ORDINANCE

SECTION

7-601. Permits for the sale of fireworks; public displays.

7-602. Time for use of fireworks.

7-603. Penalty for violation.

7-601. Permits for the sale of fireworks; public displays. (1) It is unlawful for any person to sell, offer for sale, ship or cause to be shipped into the City of Mount Pleasant any items of fireworks without first having secured a permit issued by the City of Mount Pleasant as provided in this chapter. An applicant for such permit shall pay a non-refundable fee of five hundred dollars (\$500.00) for each location for which a permit is requested. A permit is to be valid for one (1) sale period.

(2) A permit to sell fireworks to the general public is valid on the dates and in conformity with the time period allowed for the sale of fireworks by the permit issued to applicant by the State of Tennessee Fire Marshal's Office.

(3) It shall be unlawful for any person to use or conduct a special fireworks for public display without first also having secured a permit from the city manager, chief of police or fire chief of the City of Mount Pleasant or their respective designee. A permit to discharge fireworks for public display may be obtained for any time of the year and the fee therefore shall be fifty dollars (\$50.00).

(4) However, Mount Pleasant High School football games shall be exempt from the permit fee requirement for fireworks and celebratory cannon fire. An application and a permit are still required. (Ord. #2006-866, Dec. 2006, as amended by Ord. #2016-991, Aug. 2016)

7-602. Time for use of fireworks. The time of day to discharge fireworks is restricted from 10:00 A.M. until 10:00 P.M. on the same dates it is permissible to sell fireworks within the City of Mount Pleasant, provided that on July 3 fireworks may be used and discharged until 1:00 A.M. on July 4th, and on Christmas Eve, December 24 fireworks may be used and discharged until 1:00 A.M. on Christmas Day, December 25, and on December 31 fireworks may be used and discharged until 1:00 A.M. on January 1. (Ord. #2006-866, Dec. 2006)

7-603. Penalty for violation. All persons violating this chapter shall be punished by a fine in the maximum amount allowed by state law with each day being a separate offense. (Ord. #2006-866, Dec. 2006)