

**TITLE 7**

**FIRE PROTECTION AND FIREWORKS<sup>1</sup>**

**CHAPTER**

1. FIRE DISTRICT.
2. FIRE CODE.
3. FIRE DEPARTMENT.
4. FIRE SERVICE OUTSIDE CITY LIMITS.

**CHAPTER 1**

**FIRE DISTRICT**

**SECTION**

7-101. Fire limits described.

**7-101. Fire limits described.** The corporate fire limits shall include the property and structures thereupon abutting Main Street and extending therefrom a depth of one hundred (100) feet between the intersections of Main Street with Long Street and the CSX Railroad. (1970 Code, § 7-101, modified)

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<sup>1</sup>Municipal code references

Building, utility and housing codes: title 12.

Emergency assistance: title 20.

## CHAPTER 2

### FIRE CODE<sup>1</sup>

#### SECTION

- 7-201. Fire code adopted.
- 7-202. Enforcement.
- 7-203. Available in the recorder's office.
- 7-204. Violations and penalty.
- 7-205.–7-207. Deleted.

**7-201. Fire code adopted.** (1) The 2015 ICC Fire Code is adopted. All of the terms and provisions thereof are incorporated by reference to be henceforth in force and effect within McEwen. All prior editions of fire and fire safety codes including the 2012 edition as adopted by ordinance number 262 are hereby superseded. All subsequent changes, revisions, updates, and amendments to the 2015 ICC Fire Code<sup>2</sup> hereafter promulgated by the International Code Council and duly published shall be deemed adopted by reference and shall be in force and effect in the municipality when a copy thereof is filed with the recorder unless within thirty (30) days after such filing the board of mayor and aldermen rejects, modifies or revises such subsequent change, revision, update or amendment.

(2) The 2015 NFPA 101 Life Safety Code<sup>3</sup> is adopted and incorporated by reference for and to be in effect within the municipality as a part of the McEwen Municipal Code; provided, however, the following provisions of the Revised ICC Codes to the extent contained in any thereof are modified as follows:

- (a) Sprinkler systems will not be mandatory to be installed in one and two family dwellings and townhouses and
- (b) A townhouse will be considered to be a separate building and will have independent exterior walls to be separated by a two-hour fire-resistance rated wall assembly. (1970 Code, § 7-201, as amended by Ord. #170, June 1995, and Ord. #262, Feb. 2011, replaced by Ord. #282, April 2015, and amended by Ord. #318, Nov. 2022 **Ch6\_06-13-23**)

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<sup>1</sup>Municipal code reference  
Addition ICC Codes: title 12.

<sup>2</sup>Copies of this code are available from the International Code Council, 900 Montclair Road, Birmingham, Alabama 35213.

<sup>3</sup>Copies of this code may be purchased from the National Fire Protection Association, 1 Battery March Park, Quincy, Massachusetts 02269-9101.

**7-202. Enforcement.** Whenever in the 2015 ICC Fire Code reference is made to an official of the municipality responsible for enforcing the provisions of the 2015 ICC Fire Code that official shall be individuals appointed and/or designated from time-to-time as codes and building inspectors and/or as fire chief. (1970 Code, § 7-202, as replaced by Ord. #282, April 2015, and amended by Ord. #318, Nov. 2022 *Ch6\_06-13-23*)

**7-203. Available in the recorder's office.** One (1) copy of the 2015 ICC Fire Code together with any subsequent change, revision, update and amendment and one (1) copy of the 2015 NFPA 101 Life Safety Code, shall be and remain on continuous file in the office of the Recorder of McEwen available for use and inspection by the public during regular business hours. (1970 Code, § 7-203, as replaced by Ord. #282, April 2015, Ord. #318, Nov. 2022 *Ch6\_06-13-23*)

**7-204. Violations and penalty.** It shall be unlawful for any person, firm, corporation or other entity (hereinafter referred to as "violator") to violate or fail to comply with any provision of the fire codes herein adopted and upon conviction thereof by the municipal court the violator shall pay a fine or penalty not to exceed fifty dollars (\$50.00) as the court shall assess. Each day of violation shall be deemed a separate offense. (1970 Code, § 7-204, as replaced by Ord. #282, April 2015, as amended by Ord. #318, Nov. 2022 *Ch6\_06-13-23*)

**7-205.-7-207. [Deleted].** (1970 Code, §§ 7-205 to 7-207, as deleted by Ord. #282, April 2015)

## CHAPTER 3

### FIRE DEPARTMENT<sup>1</sup>

#### SECTION

7-301. Establishment, equipment, and membership.

7-302. Objectives.

7-303. Organization, rules, and regulations.

7-304. Records and reports.

7-305. Tenure and compensation of members.

7-306. Chief responsible for training.

7-307. Chief to be assistant to state officer.

**7-301. Establishment, equipment, and membership.** There is hereby established a volunteer fire department to be supported and equipped from appropriations by the board of mayor and aldermen of the municipality. All apparatus, equipment, and supplies shall be purchased by or through the municipality and shall be and remain the property of the municipality. The fire department shall be composed of a chief appointed by the mayor and such number of physically-fit subordinate officers and firemen as the chief shall appoint. (1970 Code, § 7-301)

**7-302. 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. (1970 Code, § 7-302)

**7-303. Organization, rules, and regulations.** The chief of the fire department shall set up the organization of the department, make definite assignments to individuals, and shall formulate and enforce such rules and regulations as shall be necessary for the orderly and efficient operation of the fire department. (1970 Code, § 7-303)

**7-304. 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

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<sup>1</sup>Municipal code reference

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

to the mayor once each month, and at the end of the year a detailed annual report shall be made. (1970 Code, § 7-304)

**7-305. Tenure and compensation of members.** The chief shall hold office so long as his conduct and efficiency are satisfactory to the board of mayor and aldermen. However, so that adequate discipline may be maintained, the chief shall have the authority to suspend or discharge any other member of the fire department when he deems such action to be necessary for the good of the department. The chief may be suspended up to thirty (30) days by the mayor but may be dismissed only by the board of mayor and aldermen.<sup>1</sup>

All personnel of the fire department shall receive such compensation for their services as the board of mayor and aldermen may from time to time prescribe. (1970 Code, § 7-305)

**7-306. Chief responsible for training.** The chief of the fire department, shall be fully responsible for the training of the firemen, and the minimum training shall consist of having the personnel take the fire apparatus out for practice operations not less than once a month. (1970 Code, § 7-306)

**7-307. 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 commissioner in the execution of the provisions thereof. (1970 Code, § 7-308)

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<sup>1</sup>Charter reference: § 25.

## CHAPTER 4

### FIRE SERVICE OUTSIDE CITY LIMITS

#### SECTION

7-401. Equipment to be used only within corporate limits.

**7-401. Equipment to be used only within corporate limits.** No equipment of the fire department shall be used for fighting any fire outside the corporate limits unless the fire is on city property or, in the opinion of the mayor or chief of the fire department, is in such hazardous proximity to property owned by or located within the city as to endanger the city property or unless expressly authorized in writing by the board of mayor and aldermen. (1970 Code, § 7-307)