

TITLE 7**FIRE PROTECTION AND FIREWORKS¹****CHAPTER**

1. FIRE DISTRICT.
2. FIRE CODE.
3. FIRE DEPARTMENT.

CHAPTER 1**FIRE DISTRICT****SECTION**

7-101. Fire limits described.

7-101. Fire limits described. The corporate fire limits shall be as follows: Beginning at the corner of Church Street and Second Avenue; running thence North to Hill Street; thence East to the east boundary of the railroad right-of-way, or to Wood Lawn Street; thence South to Mill Street; thence West to the beginning. (1977 Code, § 7-101)

¹Municipal code reference
Building, utility and housing codes: title 12.

CHAPTER 2

FIRE CODE¹

SECTION

- 7-201. Fire code adopted.
- 7-202. Modifications.
- 7-203. Definition of "municipality."
- 7-204. Gasoline trucks.
- 7-205. Variances.
- 7-206. Violations and penalties.

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 Uniform Fire Code (NFPA No. 1), 2003 edition, as recommended by the National Fire Protection Association, is hereby adopted by reference and included as a part of this code. Pursuant to the requirement of Tennessee Code Annotated, § 6-54-502, one (1) copy of the Uniform Fire Code has been filed with the city recorder and is available for public use and inspection. The Uniform Fire Code is adopted and incorporated as fully as if set out at length herein and shall be controlling within the corporate limits.

7-202. Modifications. The Uniform Fire Code adopted in § 7-201 above is modified by deleting therefrom section 1.10, titled Board of Appeals, in its entirety; § 7-205 below shall control appeals.

7-203. Definition of "municipality." Whenever the word "municipality" is used in the uniform fire code herein adopted, it shall be held to mean the Town of Sharon, Tennessee.

7-204. 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.

7-205. Variances. The chief of the fire department may recommend to the town council variances from the provisions of the uniform fire code upon application in writing by any property owner or lessee, or the duly authorized agent of either, when there are practical difficulties in the way of carrying out

¹Municipal code reference
Building, utility and housing codes: title 12.

the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured, and substantial justice done. The particulars of such variances when granted or allowed shall be contained in a resolution of the town council.

7-206. Violations and penalties. It shall be unlawful for any person to violate any of the provisions of this chapter or the Uniform Fire Code herein 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 town council or by a court of competent jurisdiction, within the time fixed herein. The violation of any section of this chapter shall be punishable under the general penalty provision of this code. Each day a violation is allowed to continue shall constitute a separate offense. The application of a penalty shall not be held to prevent the enforced removal of prohibited conditions.

CHAPTER 3

FIRE DEPARTMENT¹

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 and maintenance.
- 7-307. Equipment to be used only within corporate limits generally.
- 7-308. Chief to be assistant to state officer.

7-301. Establishment, equipment, and membership. There is hereby established a fire department to be supported and equipped from appropriations by the town council. All apparatus, equipment, and supplies shall be purchased by or through the town and shall be and remain the property of the town. The fire department shall be composed of a chief appointed by the town council and such number of physically-fit subordinate officers and firefighters as the chief shall appoint. (1977 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. (1977 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. (1977 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/she shall submit a written report on such

¹Municipal code reference

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

matters to the mayor once each month, and at the end of the year a detailed annual report shall be made. (1977 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 town council. 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/she 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 town council.

All personnel of the fire department shall receive such compensation for their services as the governing body may from time to time prescribe. (1977 Code, § 7-305)

7-306. Chief responsible for training and maintenance. The chief of the fire department, shall be fully responsible for the training of the firefighters 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. (1977 Code, § 7-306)

7-307. Equipment to be used only within corporate limits generally. (1) The primary obligation of the Town of Sharon Fire Department, including men and apparatus, will be to the citizens and property within the corporate limits of the Town of Sharon.

(2) Rural fire service calls will be restricted, except as otherwise noted herein, to properties situated within a distance of six (6) miles of the city limits of Sharon, Tennessee, or as approved by the fire chief of the Town of Sharon, Tennessee. Personnel and apparatus will not be dispatched to a rural fire when, in the opinion of the fire chief, the forces are not available due to commitments to fighting a fire within the corporate limits, outside the corporate limits, or a combination of the two districts.

(3) The city will not accept responsibility for damages incurred to any property due to failure to respond with men and apparatus to a rural fire because of the following:

(a) Personnel and apparatus committed or engaged in firefighting activities; or

(b) Lack of valid certification of rural fire service.

(4) The city will answer fire calls for a service fee of seven hundred fifty dollars (\$750.00) per call, effective October 1, 1987, for properties not covered by rural fire service insurance; provided that the owner maintains an interest-free cash deposit with the town at all times. Oral guarantees at time of alarm will be at the discretion of the fire chief.

(5) The Sharon Fire Department will answer fire calls for a service fee of seven hundred fifty dollars (\$750.00) per call effective October 1, 1987, for properties insured for rural fire service by an approved insurance agency. All such coverage will become effective when certification of rural fire service is properly executed by the insurance agency, the owner, and the Town of Sharon.

(6) Certification of rural fire service will remain with insuring agency, even if ownership of agency changes, and any new owner will assume responsibilities for payment of fire service fees as set out in this statement of policy.

(7) The insuring agent or agency shall be required to certify in writing that the agency will be responsible for payment of rural fire service calls for each insured property until the policy is canceled, at which time the agency shall notify the fire department in writing of such cancelation. The agent or agency will be required to issue a separate check (other than general loss claim) to the Town of Sharon for rural fire services rendered. The Town of Sharon will furnish forms for the agents to complete and file with the Sharon Fire Department.

(8) The Town of Sharon will answer service calls in case of highway accidents and/or fires involving lives or damage to state property at the request of the Tennessee State Highway Patrol or property identified persons approved by the fire chief.

(9) The Sharon Fire Department will continue the policy of reciprocal firefighting services with other municipalities. (Ord. #____, June 2001, modified)

7-308. 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 insurance and banking 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. (1977 Code, § 7-308)