

**TITLE 7****FIRE PROTECTION AND FIREWORKS****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 be as follows:

Beginning at a point in the centerline of Cow Street one hundred feet (100') west of the westerly right-of-way line of State Highway 11, thence southerly along a line one hundred feet (100') west of and parallel to the westerly right-of-way line of State Highway 11 two hundred feet (200') to a point, thence due east approximately three hundred feet (300') to a point one hundred feet (100') east of the nearest point in the easterly right-of-way line of State Highway 11, thence northerly three hundred feet (300') along a line parallel to and one hundred feet (100') east of the easterly right-of-way line of State Highway 11 to a point, thence west approximately three hundred feet (300') to a point one hundred feet (100') west of the nearest point in the westerly right-of-way line of State Highway 11, thence southerly along a line one hundred feet (100') west of and parallel to the westerly right-of-way line of State Highway 11 to the point of beginning. (Ord. #71-1, Feb. 1970)

## CHAPTER 2

### FIRE CODE

#### 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.
- 7-207. Violations.

**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 Standard Fire Prevention Code,<sup>1</sup> 1994 edition, as recommended by the Southern Standard Building Code Congress International, Inc. 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 fire prevention code has been filed with the city recorder and is available for public use and inspection. Said fire prevention code is adopted and incorporated as fully as if set out at length herein and shall be controlling within the corporate limits. (Ord. #71-1, Feb. 1970, modified)

**7-202. Enforcement.** The fire prevention code herein adopted by reference shall be enforced by the chief of the fire department. He shall have the same powers as the state fire marshal. (Ord. #71-1, Feb. 1970)

**7-203. Definition of "municipality."** Whenever the word "municipality" is used in the fire prevention code herein adopted, it shall be held to mean the City of Minor Hill, Tennessee. (Ord. #71-1, Feb. 1970)

**7-204. Storage of explosives, flammable liquids, etc.** The limits referred to in § 1901.4.2 of the fire prevention code, in which storage of explosive materials is prohibited, is hereby declared to be the fire limits as set out in § 7-101 of this code.

The limits referred to in § 902.1.1 of the fire prevention code, in which storage of flammable or combustible liquids in outside above ground tanks is

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<sup>1</sup>Copies of this code are available from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206.

prohibited, is hereby declared to be the fire limits as set out in § 7-101 of this code.

The limits referred to in § 906.1 of the fire prevention code, in which new bulk plants for flammable or combustible liquids are prohibited, is hereby declared to be the fire limits as set out in § 7-101 of this code.

The limits referred to in § 1701.4.2 of the fire prevention code, in which bulk storage of liquefied petroleum gas is restricted, is hereby declared to be the fire limits as set out in § 7-101 of this code. (Ord. #71-1, Feb. 1970)

**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. (Ord. #71-1, Feb. 1970)

**7-206. Variances.** The chief of the fire department may recommend to the governing body variances from the provisions of the fire prevention 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 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 governing body. (Ord. #71-1, Feb. 1970)

**7-207. Violations.** It shall be unlawful for any person to violate any of the provisions of this chapter or the Standard Fire Prevention 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 governing body of the municipality 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. (Ord. #71-1, Feb. 1970)

## 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 and maintenance.
- 7-307. 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 governing body 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 governing body and such number of physically-fit subordinate officers and firemen as the chief shall appoint. (Ord. #71-1, Feb. 1970)

**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. (Ord. #71-1, Feb. 1970)

**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. (Ord. #71-1, Feb. 1970)

**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. (Ord. #71-1, Feb. 1970)

**7-305. Tenure and compensation of members.** The chief shall have the authority to suspend 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. However, only the board of mayor and aldermen shall dismiss either the fire chief or subordinate officers and firemen. (1969 Code, § 7-305)

**7-306. Chief responsible for training and maintenance.** The chief shall hold office so long as his conduct and efficiency are satisfactory to the governing body. 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 governing body.

All personnel of the fire department shall receive such compensation for their services as the governing body may from time to time prescribe. (Ord. #71-1, Feb. 1970)

**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 fire prevention commissioner in the execution of the provisions thereof. (Ord. #71-1, Feb. 1970)

## CHAPTER 4

### FIRE SERVICE OUTSIDE CITY LIMITS

#### SECTION

7-401. Fire calls outside city limits.

**7-401. Fire calls outside city limits.** The fire department is authorized to answer calls beyond the corporate limits for a three (3) year period beginning September 1, 1986 provided the calling party has entered into a contract with the fire department. Such Contract will terminate on August 31, 1989.

The fire committee is hereby authorized to promulgate the conditions of a contract for this purpose that will provide for an annual fee of \$50.00 and a charge of \$250.00 for each response to a fire call.

The board of mayor and aldermen shall approve the terms of the master contract by resolution and the chief engineer or his deputy shall execute the same for the fire department after it is signed by the owner.

Industries not located within the corporate limits must contract with the fire department for fire protection. Giles County Government must likewise contract with the city for the protection of its buildings and property.

The fire department may answer calls to fires so close to the corporate limits as to constitute a threat to the property within the city limits.

The fire department is not authorized to answer calls to property within the corporate limits of any town or city in Giles County unless the mayor or any alderman thereof calls for help in life or death situation.

If the Giles County Rescue Squad calls for aid in a life or death situation the fire department is hereby authorized to answer the call.

The fire department is not authorized to answer calls for any vehicle outside its corporate limits except school buses, buses hauling passengers for hire and vehicles hauling toxic chemicals. Those owners will be billed \$250.00 per call.

The senior fire official on duty shall, upon the receipt of a request for assistance, use his best and good faith judgement as to what action to take under the circumstances as relayed to him by the person calling. (Ord. #71-1, June 1986)