

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

1. VOLUNTEER FIRE DEPARTMENT.
2. FIREWORKS.

CHAPTER 1**VOLUNTEER FIRE DEPARTMENT****SECTION**

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7-101. Organization and membership. There is hereby established a volunteer fire department to be supported and equipped from appropriations of the board of mayor and aldermen. Any funds raised by the volunteer fire department as a whole, or by any individual or group in the name of the volunteer fire department, and any gifts to the volunteer fire department, shall be turned over to, and become the property of, the city, and the city shall use such funds in the equipping of the volunteer fire department. All other apparatus, equipment, and supplies of the volunteer fire department shall be purchased by or through the city and shall be and remain the property of the city. The volunteer fire department shall be composed of a chief appointed by the board of mayor and aldermen, and such number of subordinate officers and firemen as the fire chief shall appoint. The volunteer fire department shall consist of no more than twenty-five (25) volunteers, including the fire chief and all officers. (Ord. #17-01, May 2017)

7-102. Funding. The board of mayor and aldermen shall provide for the operations of the volunteer fire department in its annual budget. Any funds raised by the fire department, or by any individual or group of volunteer firemen, may be accepted by the board of mayor and aldermen and may be used for purposes designated by the respective contributors. All equipment,

¹Municipal code reference

Building, utility, and residential codes: title 12.

Emergency assistance regulations: title 20, chapter 1.

materials, supplies, etc. purchased with contributed funds shall become the property of the City of Lobelville. The board of mayor and aldermen may reject any gift or contribution it deems not to be in the best interest of the City of Lobelville. (Ord. #17-01, May 2017)

7-103. Objectives. The volunteer 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 inspection services.
- (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 education materials and information to the citizens in order that they may protect themselves from harm. (Ord. #17-01, May 2017)

7-104. Responsibilities of fire chief. (1) The chief of the City of Lobelville Volunteer Fire Department shall set up the organization of the department, make work assignments to individuals, based on input, suggestions and recommendations from the members of the volunteer fire department, and shall formulate and enforce such rules and regulations as shall be necessary for the orderly and efficient operation of the volunteer fire department. under the direction of the board of mayor and aldermen.

(2) The chief of the City of Lobelville Volunteer Fire Department shall prepare the annual departmental budget to be approved by the board of mayor and aldermen, keep adequate records of all fires. inspections, apparatus, equipment, personnel, and work of the department. He shall submit such written reports to the mayor as the mayor requires. The mayor shall submit such written reports to the board of mayor and aldermen as the board of mayor and aldermen requires.

(3) The chief of the City of Lobelville Volunteer Fire Department shall have the authority to suspend or dismiss any other member of the volunteer fire department when he deems such action to be necessary for the good of the

department. The chief may be suspended for up to thirty (30) days by the mayor. However, only the board of mayor and aldermen shall dismiss the fire chief.

(4) The chief of the volunteer fire department, shall be fully responsible for the training of the firemen and for maintenance of all property and equipment of the fire department, under the direction and subject to the requirements of the board of mayor and aldermen. Each volunteer firefighter and/or officer shall receive no less than forty (40) hours of in-service firefighter training annually, after an initial training period consisting of no less than sixteen hours of basic firefighter training during the first ninety (90) days of his/her membership in the volunteer fire department.

(5) Pursuant to requirements of *Tennessee Code Annotated*, § 68-17-108, the volunteer fire chief 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 17, and shall be subject to the directions of the commissioner in the execution of the provisions thereof. (Ord. #17-01, May 2017)

7-105. Fire service outside city limits. Personnel and/or equipment of the City of Lobelville Volunteer Fire Department may be used for fighting any fire outside the city limits if:

(1) In the opinion of the fire chief, the fire is in such hazardous proximity to property owned or located within the city as to endanger the city property;

(2) The board of mayor and aldermen has developed policies for providing emergency services outside of the city limits or entered into a contract or mutual aid agreement pursuant to the authority of

(a) The Local Government Emergency Assistance Act of 1987, as amended, codified in *Tennessee Code Annotated*, § 58-21-601 *et seq.*,

(b) *Tennessee Code Annotated*, § 12-9-101 *et seq.* or

(c) *Tennessee Code Annotated*, § 6-54-601. (Ord. #17-01, May 2017)

CHAPTER 2

FIREWORKS

SECTION

7-201. Regulations.

7-201. Regulations. (1) It shall be unlawful for any person to ignite, discharge or throw any fireworks, firecrackers, cannon crackers, Roman candles, torpedoes or other explosives, or pyrotechnics of any kind upon the streets, alleys, sidewalks, public squares, public places or business houses in the city, or to do any act or make any noise likely to frighten horses, or alarm or injure people, or impede the free passage of vehicles and footmen along the streets.

(2) Public displays of fireworks are hereby declared to be legal, provided that all requirements of state law (*Tennessee Code Annotated*, §§ 68-104-101, *et seq.*) are fully complied with and the applicant for a public display permit obtains the signed approval of the chief supervisory officials of the fire and police departments of the city.

(3) The sale of fireworks within the city shall be legal, provided that the seller is in full compliance with all provisions of the above-referred to statute and has obtained and paid for all privilege licenses required by the state, county and city.

(4) The City of Lobelville sets aside the periods of two (2) weeks prior to July 4 and New Year's for the sale of fireworks. No fireworks shall be fired on the streets of Lobelville. A fifty dollar (\$50.00) privilege license will be required. (1996 Code, § 7-201, as amended by Ord. #___, June 1997)