

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

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

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 southeast corner of the Jack Gaw lot situated on River Street and running thence with the alley at the back of said Gaw lot in a northerly direction crossing East Main Street to Little Goose Creek; thence in a westerly to a point due north of the northeast corner of the Willie Earl Branham lot; thence south to Greentop Street; thence with Greentop Street in an easterly direction to River Street; thence in a northerly direction to southwest corner of Jack Gaw lot; thence easterly to beginning point which is the southeast corner of Gaw lot and east alley.

¹Municipal code reference

Building, utility and housing codes: title 12.

CHAPTER 2**FIRE CODE¹****SECTION**

- 7-201. Fire code adopted.
- 7-202. Enforcement.
- 7-203. Definition of municipality.
- 7-204. Gasoline trucks.
- 7-205. Variances.
- 7-206. 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,² 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 town clerk 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. (1975 Code, § 7-201, modified)

7-202. Enforcement. The fire prevention code herein adopted by reference shall be enforced by the fire safety inspector. He shall have the same powers as the state fire marshal. (1975 Code, § 7-202, as amended by Ord. #9-93, Dec. 1993)

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 Town of Hartsville, Tennessee. (1975 Code, § 7-203)

7-204. Gasoline trucks. No person shall operate or park any gasoline tank truck within the central business district or within any residential area

¹Municipal code reference

Building, utility and housing codes: title 12.

²Copies of this code are available from the Southern Building Code Congress International, Inc., 900 Montclair Road, Birmingham, Alabama 35213-1206.

at any time except for the purpose of and while actually engaged in the expeditious delivery of gasoline. (1975 Code, § 7-205)

7-205. Variances. The chief of the fire department may recommend to the board of commissioners 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 board of commissioners. (1975 Code, § 7-206)

7-206. 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 board of commissioners 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 town code shall not be held to prevent the enforced removal of prohibited conditions. (1975 Code, § 7-207)

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.
- 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 board of commissioners 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 board of commissioners and such number of physically-fit subordinate officers and firemen as the chief shall appoint. (1975 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. (1975 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. (1975 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

¹Municipal code reference

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

such matters to the mayor once each month, and at the end of the year a detailed annual report shall be made. (1975 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 commissioners. 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 commissioners.

All personnel of the fire department shall receive such compensation for their services as the board of commissioners may from time to time prescribe. (1975 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. (1975 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 fire prevention commissioner in the execution of the provisions thereof. (1975 Code, § 7-308)

CHAPTER 4**FIRE SERVICE OUTSIDE CITY LIMITS****SECTION**

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

7-401. Equipment to be used only within corporate limits generally. No equipment of the Hartsville Fire Department shall be used outside the corporate limits except for fighting fires on city owned property or to protect city owned property that is threatened by a fire or pursuant to the terms of agreement that the city may develop with Trousdale County or other units of local government for mutual aid fire fighting service. (Ord. #9-87, June 1987)

CHAPTER 5**FIREWORKS****SECTION**

7-501. Definitions.

7-502. Sale of fireworks.

7-503. Punishment for violation.

7-501. Definitions. The following terms and definitions shall apply to the interpretation and enforcement of this section: the word "fireworks" as used herein, is defined as any device containing explosion forces which when fired, shot, or exploded, makes a noise or produces a flare or colored lights, and said term "fireworks" shall be deemed to include, but not be limited to, fire crackers, squibbs, roman candles, sky rockets and torpedoes. (Ord. #3-87, Feb. 1987)

7-502. Sale of fireworks. It shall be lawful for any person, persons, firm or corporation to offer for sale fireworks as herein described, within the corporate limits of the Town of Hartsville, Tennessee, as long as said person, persons, firm or corporation presents the recorder, prior to issuance of a business tax license, a permit from the State Fire Marshal's office, purchases a business tax license and sells only Class C fireworks. (Ord. #4-94, April 1994, modified)

7-503. Punishment for violation. Any person, persons, or firm or corporation violating this chapter shall be guilty of a misdemeanor punishable by a fine of not less than \$1.00 and not more than \$50.00. (Ord. #3-87, Feb. 1987)