

ORDINANCE NO. 227

AN ORDINANCE to provide for a Fire Committee; to provide for and regulate a volunteer fire department within the Town of Stayton; to regulate the use of fire fighting equipment; to provide penalties for violations; to repeal conflicting ordinances; and to declare an emergency.

THE TOWN OF STAYTON DO ORDAIN AS FOLLOWS:

Section 1. The Council of the Town of Stayton, Oregon, shall each year, preferably at the first meeting in January, select two of it's members to act as and to be designated as the Fire Committee for the Town. The Committee members shall serve for the year in which selected, and until their successors be selected; they shall at all times be under the jurisdiction of, and subject to the direction of the Council, and the Council may change the personnel of the Committee at any time.

Section 2. It shall be the duty of the Fire Committee to oversee the use and care of all fire fighting equipment; to provide a proper system of alarms; to keep the Council informed in all matters pertaining to fires and fire prevention; to cooperate with the volunteer Fire Department hereafter provided for; and to perform such other duties as the Council may from time to time require.

Section 3. The formation and maintenance of a volunteer fire department for the Town of Stayton, is hereby authorized, and upon compliance with the Town ordinances and rules and regulations pertaining to fire prevention, such organization shall be officially recognized by the Council; provided, that the present volunteer organization known as the Stayton Fire Department shall be so recognized upon like compliance.

Section 4. The volunteer fire department so recognized by the Council may control it's own form of organization, but the number of active firemen recognized by the Council shall be limited to not exceeding 20, at least three-fourths of whom shall be residents within the town limits, and no active fireman shall be under 18 years of age, nor over 50 years of age.

Section 5. The presiding officer of the fire department shall on the first day of January each year, notify the Town Recorder in writing of the names of all active members of the fire department, the names of it's Fire Chief and Assistant Fire Chief and all other officers, and the names of all persons authorized to operate the fire truck or other motorized equipment belonging to the Town.

Section 6. The Council shall each year, preferably at the first meeting in January, select a citizen of the Town as Fire Chief, and another citizen of the town as Assistant Fire Chief, to serve during the year in which appointed and until their successors be appointed, which appointees may be removed at any time by the Council; provided, that in making such appointments the Council shall give preference to the persons recommended by the Fire Department for such positions.

Section 7. During the complete course of a fire the Fire Chief and Assistant Fire Chief shall have all the authority of a Deputy Marshal of the Town of Stayton.

Section 8. The Fire Chief shall be in charge and command of all fire fighting equipment and all fire fighting operations during the course of a fire. At other times the Fire Chief, subject to the direction of the fire committee, shall generally ^{supervise} the use and care of all fire prevention equipment belonging to the Town. During the absence or incapacity of the Chief, the Assistant Fire Chief shall assume all duties of Chief.

Section 9. During the course of a fire, the Fire Chief may require the assistance of any physically qualified citizen of the Town in combatting the fire, and it shall be unlawful for any such citizen to refuse or neglect to obey the orders of the Fire Chief.

Section 10. During the course of a fire, and until all fire equipment shall be returned to its quarters, all vehicles shall give right of way to the movement of fire equipment and to all members of the fire department and police department, and all streets and roadways to and from the scene of a fire shall remain free and clear of vehicles and pedestrians, and it shall be unlawful for any person to fail to give such right of way, or to fail operate or stop any vehicle in such manner as to impede passage to and from a fire.

Section 11. During course of a fire and until all fire equipment shall be removed from the scene of a fire, the Fire Department is authorized to take over control of the territory in the immediate vicinity of a fire, and for such distance around the same as may be reasonably necessary in combatting the same and preventing spread of fire, and it shall be unlawful for any person to refuse or neglect to obey the orders of any officer of the fire department or any police officer while within such zone.

Section 12. It shall be unlawful for any person to in any manner use, operate, or tamper with any fire fighting equipment of the Town, without the permission of the Mayor, Fire Chief, or member of the Fire Committee.

Section 13. It shall be unlawful for any person to take or move any part of the fire fighting equipment outside of the town limits of the Town of Stayton, without the express permission of the Mayor, Fire Chief, or member of the Fire Committee.

Section 14. The Council of the Town of Stayton may at any time, by Motion or Resolution, provide for compensation to the recognized members of the Fire Department, for actual services during fires and/or fire drills.

Section 15. Any person violating sections 9, 10, 11, 12 and/or 13 of this Ordinance shall, upon conviction thereof in the Recorder's Court, be punished by a fine of not less than \$5.00 nor more than \$50.00, or by imprisonment in the Town Jail for not less than 1 day nor more than 10 days, or by both such fine and imprisonment.

Section 16. That Ordinance No. 132 of the Town of Stayton, passed by the Council and approved by the Mayor on August 1, 1916, and all other ordinances or parts of ordinances in conflict herewith, be, and the same hereby are repealed.

Section 17. That inasmuch as the Town of Stayton now has no adequate provisions for a fire department an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect immediately following its passage by the Council and approval by the Mayor.

Passed by the Council December 5 1938. Attest: _____
Recorder.

Approved by the Mayor December 5 1938.

Mayor of the Town of Stayton.