

Chapter 26

FIRE PREVENTION AND PROTECTION*

Article I. In General

Secs. 26-1—26-19. Reserved.

Article II. Volunteer Fire Department

- Sec. 26-20. Fire equipment fund.
- Sec. 26-21. Volunteer basis.
- Sec. 26-22. Member selection.
- Sec. 26-23. Officers.
- Sec. 26-24. Member tenure.
- Sec. 26-25. Member compensation.
- Sec. 26-26. Meeting days.
- Sec. 26-27. Fire inspections.
- Sec. 26-28. Emergency activities.

***State law references**—Volunteer fire companies, IC 36-8-12-1 et seq.; firefighting and fire prevention system, IC 36-8-2-3.

ARTICLE I. IN GENERAL

Secs. 26-1—26-19. Reserved.

ARTICLE II. VOLUNTEER FIRE DEPARTMENT**Sec. 26-20. Fire equipment fund.**

The Town Council, through its enumerated power, establishes the Town Fire Department and funds the equipment necessary for carrying out its function.

(Code 1959, ch. 1, pg. 1)

Sec. 26-21. Volunteer basis.

The Town Fire Department is a volunteer fire department consisting of as many volunteers as may be required for purposes of fire protection.

(Code 1959, ch. 8, art. I, § 8-1)

Sec. 26-22. Member selection.

The regular volunteer members of the Town Fire Department shall be selected on the basis of their individual interest in, capability for, and devotion to fire protection. The Town Council shall have the right to approve or reject all new members presented to them by the Town Fire Department.

(Code 1959, ch. 8, art. I, § 8-2)

Sec. 26-23. Officers.

The Town Fire Department shall have one Fire Chief, one Assistant Fire Chief, one Captain, one Lieutenant, one Secretary and one Treasurer. Officers shall be elected on the fiscal year date December 1 of each year.

(Code 1959, ch. 8, art. I, §§ 8-1, 8-6)

Sec. 26-24. Member tenure.

A member of the Town Fire Department shall serve in his respective office or carry out his duties so long as he continues to be qualified and physically able to perform his duties pursuant to Town Fire Department Rules and Regulations.

(Code 1959, ch. 8, art. I, § 8-3)

Sec. 26-25. Member compensation.

Town Fire Department members shall be compensated for their service pursuant to the budget, as adopted annually, by the Town Council.

(Code 1959, ch. 8, art. I, § 8-4)

Sec. 26-26. Meeting days.

The official meeting day of the Town Fire Department shall be the first Thursday of each month. The Town Fire Department determines minimal attendance requirements for all of its members.

(Code 1959, ch. 8, art. I, § 8-5)

Sec. 26-27. Fire inspections.

The Fire Chief is hereby empowered with police authority to at all times enter and inspect any building or part thereof that he deems to be a menace to public safety from fire.

- (1) Upon said inspection, should the Fire Chief conclude that said building represents a menace to public safety from fire, he shall issue immediate written notice to the Town Council and to the building owner or occupant to:
 - a. Remedy or remove said menace or receptacle within a reasonable period of time.
 - b. Protect persons and property from the hazards of the violation and correct the violation.
 - c. Require persons to leave an area that is affected by a violation and prohibit persons from entering the area until the violation is corrected.
- (2) Any person failing to remedy or remove said menace commits a misdemeanor and is subject to a fine, according to a schedule of fines, as shall be modified from time to time by the Town Council, and made available for public inspection in the Clerk-Treasurer's office, as provided in the provisions of section 1-13.

(Code 1959, ch. 8, art. II, § 8-7)

State law reference—Orders to correct violations, IC 36-8-17-9.

Sec. 26-28. Emergency activities.

When the Town Fire Department is responding to a fire call and there is no other emergency department with overriding jurisdiction present, the Fire Chief, or in his absence, the ranking officer, shall direct all non-fire-emergency activities at the scene until a law enforcement officer arrives on the scene.

Chapters 27—29

RESERVED

