

ORDINANCE NO. 220

AN ORDINANCE OF THE VILLAGE OF CRAIG, NEBRASKA, CONTINUING IN EXISTENCE THE FIRE DEPARTMENT THEREIN AND ESTABLISHING THE OFFICES OF FIRE CHIEF, ASSISTANT FIRE CHIEF, AND CAPTAINS; PRESCRIBING THE DUTIES OF SAID FIRE DEPARTMENT AND ITS OFFICERS, AND ESTABLISHING REGULATIONS FOR THE GOVERNMENT OF THE FIRE DEPARTMENT AND ITS MEMBERS AND FOR THE PREVENTION OF FIRES; PROVIDING FOR THE VILLAGE TO PROVIDE FOR WORKMEN'S COMPENSATION AND INSURANCE FOR ITS MEMBERS; PROHIBITING FALSE ALARMS OF FIRE; FIXING PENALTIES FOR THE VIOLATION THEREOF; REPEALING ALL ORDINANCES IN CONFLICT HERewith AND PRESCRIBING THE TIME WHEN THIS ORDINANCE SHALL BE IN FULL FORCE AND TAKE EFFECT.

BE IT ORDAINED BY THE CHAIRMAN AND BOARD OF TRUSTEES OF THE VILLAGE OF CRAIG, NEBRASKA:

SECTION 1 CONTINUATION OF FIRE DEPARTMENT

The existing volunteer fire company, as now organized, is hereby declared to constitute the Fire Department of the Village of Craig, Nebraska and the present active members and officers of said Fire Department are hereby made the members and officers of said Fire Department.

SECTION 2 OFFICES OF CHIEF, ASSISTANT CHIEF AND CAPTAINS CREATED; DUTIES

There is hereby created the offices of Fire Chief, Assistant Fire Chief, and of two Captains of the Fire Department. Said officers shall be elected by the active members of said Fire Department and approved by the Chairman and Board of said Village, and shall hold their offices until their successors are elected and approved by the Chairman and Board. Such officers may be removed from office by the Chairman and Board for misconduct, inefficiency, or dereliction of duty, and when any vacancy occurs, by removal or otherwise, the members of said Fire Department shall immediately elect a successor subject to the approval of the Board. In the event of the failure of said Fire Department to elect a Fire Chief, Assistant Fire Chief, or Captains, or in case of a vacancy in any of said offices, for a period of five days after such vacancy occurs, the Village Board shall fill such vacancy by the appointment of some member of the Fire Department to said office.

SECTION 3 POWERS AND DUTIES OF CHIEF

The Fire Chief shall have full control of the actions of the members of the Fire Department during time said Department is on duty at a fire or during the period of fire drills and the Fire Chief shall have full charge and control of all of the equipment of said Fire Department and of the movement thereof. The Fire Department Chief shall have, and is hereby invested with, the power and authority of a Police Officer in the performance of his duty as such fire chief. It shall be his duty to preserve and maintain order at all times during a fire and he shall have power and authority to call to his aid, either for the purpose of maintaining order or for the performance of any other act in connection with the fire, any and all bystanders whom he may select at the time, and it shall be the duty of all persons who are called upon by the Fire Chief for service at a fire to promptly obey all orders of the Fire Chief. It shall also be the duty of the Fire Chief to see that all fire equipment is in proper working order and to report to the Chairman whenever any repairs or new equipment are required, and he shall perform such other duties as are imposed upon him by law.

SECTION 4 ADDITIONAL POWERS AND DUTIES OF CHIEF

It shall be the duty of the Chief of the Fire Department, as often as directed by the Chairman or Board, or as often as the Chief shall deem it necessary, to enter any house, building or premises within said Village for the purpose of examining the fire flues, hearths, chimneys, stoves, stove pipes, ovens, boilers, and other apparatus likely to cause fire and also places where any coal, oils, gasoline, tar, hay, straw, shavings, or any other combustible material may be lodged or stored, and the Chief shall give such directions in regard to the several foregoing matters as he shall deem expedient to guard against fire or accident, either for the removal or alteration or better care and management thereof.

SECTION 5 FAILURE TO OBEY NOTICE OF FIRE CHIEF; PENALTY

Whenever the Chief shall give the directions mentioned in the foregoing section to the owner or occupant of any premises, either verbally or by written notice,

it shall be the duty of said owner or occupant, within twenty-four hours, to cause such removal or alteration thereof, at the owner's or occupant's expense, as shall be required by said Chief. If the owner or occupant refuses or neglects to cause such removal or alteration within the time specified, upon conviction he shall be fined not more than ten dollars and shall pay the costs of prosecution, and his failure to comply with such directive, for each twenty-four hours thereafter, shall constitute a separate and distinct offense.

SECTION 6 DUTIES OF ASSISTANT CHIEF

The Assistant Fire Chief shall have and exercise all of the powers, duties and responsibilities of the Fire Chief in the absence of or disability of the Fire Chief and shall perform such other duties as may be assigned to him by the Fire Chief.

SECTION 7 DUTIES OF CAPTAINS

The Captains shall jointly have and exercise all of the powers, duties, and responsibilities of the Assistant Fire Chief in the absence of or disability of the Fire Chief and of the Assistant Fire Chief and shall perform such other duties as may be assigned to them by the Fire Chief.

SECTION 8 DUTIES OF MEMBERS

It shall be the duties of the members of the Fire Department to respond without delay to all fire alarms and extinguish all fires as quickly and efficiently as possible. They shall report to the fire house and accompany the fire apparatus to the scene of the fire and shall remain on duty until excused by the Fire Chief. It shall also be the duty of the members of the Fire Department to obey all orders and instructions of the Fire Chief from the time a fire is turned in until dismissed from service by the Fire Chief. It shall also be the duty of the members of the Fire Department to obey all orders and instructions of the Fire Chief in attending and participating in any fire drills which may be ordered by the Chief.

SECTION 9 FIRES OUTSIDE VILLAGE LIMITS

The Fire Department shall answer all fire calls to property outside the corporate limits of said village and within one-half mile thereof, and provide and afford fire protection to such property to the fullest extent possible with the existing fire fighting equipment and facilities.

SECTION 10 DEPARTMENT MAY ADOPT RULES

The members of the Fire Department are granted authority to adopt and promulgate rules and regulations from time to time for the government of the members thereof, not inconsistent with this ordinance, and such rules and regulations shall be binding on said firemen and shall have the same force and effect as if made a part of this ordinance.

SECTION 11 WORKMEN'S COMPENSATION

The Village of Craig, Nebraska, hereby will provide Workmen's Compensation for all members of its Fire Department and shall, in addition, provide accidental death insurance as prescribed by Nebraska state law. The premium for said insurance shall be paid out of the Village's general fund.

SECTION 12 FALSE ALARMS

It shall be unlawful for any person willfully or knowingly to give, or cause to be given, any false alarms of fire in said Village or to operate the fire siren, or other fire alarm, except in case of bona fide belief of the existence of a fire in said village, unless done under the express orders of the Fire Chief or Chairman.

SECTION 13 ACTS PROHIBITED

No person shall move any fire truck or other fire apparatus without the express authority of the Fire Chief or Chairman or shall molest, tamper with, injure or destroy any of the fire fighting apparatus or equipment of said village, or hinder or delay any fireman in the performance of his duties, or drive any vehicle over or across any fire hose on the streets or elsewhere in said village.

SECTION 14 PENALTIES

Any person violating any of the provisions of this ordinance for which a penalty is not specifically provided, upon conviction shall be fined not less than \$5.00 or more than \$100.00, and shall pay the costs of prosecution, and any member of the Fire Department who shall fail to perform his duties as fireman may be expelled from the Fire Department either by action of the Fire Department itself or by action of the Village Board.

SECTION 15 REPEAL OF PRIOR ORDINANCES

All ordinances and parts of ordinances passed and approved prior to the passage and approval of this ordinance and in conflict therewith are hereby repealed.

SECTION 16 WHEN OPERATIVE

This ordinance shall take effect and be in full force from and after its passage, approval and publication.

Passed and approved the 14th day of September, 1971.

Chairman
VIVIAN E. CARLSON

Attest:
CLIFFORD A. NELSON
Village Clerk
(SEAL)

