

**IRON COUNTY
ORDINANCE 83**

CREATION OF AN IRON COUNTY FIRE DEPARTMENT

Be it hereby ordained by the Board of Iron County Commissioners, this 21st day of September, 1981, that there be created an Iron County Fire Department under the direction of the Board of County Commissioners, and the Iron County Fire Chief, as hereinafter more specifically set forth:

1. The Board of County Commissioners shall appoint the Chief of the Iron County Fire Department after hearing the recommendations by the members of the Volunteer Fire Department. The Chief must be a resident of Iron County, and have had five (5) years' experience in fire protection work. He shall qualify by taking the Constitutional Oath and filing and bond required by the Board of County Commissioners. In addition, the Board of County Commissioners may appoint as Assistant Fire Chief, after recommendation fo the Fire Chief and the members of the Volunteer Fire Department. The Assistant Fire Chief shall have such qualifications as those required of the Fire Chief. The Fire Chief shall have the authority to designate such Deputy Fire Chiefs as he shall deem appropriate, to the discharge of the duties of the Iron County Fire Department.

2. When a fire is in progress, the Chief of the Fire Department, or in his absence, the officer in charge, in chase of urgent necessity may order any telephone, telegraph, electric light wire, or poles in close proximity thereto, to be torn down or otherwise disposed of, and he may likewise order any building or buildings in close proximity thereto, to be torn down or otherwise disposed of, and he may likewise order any building or buildings in close proximity thereto, to be torn down or otherwise disposed of for the purpose of checking the conflagration, but neither the Chief of the Department or any other officer or member of the Fire Department or any other officer or member of the Fire Department shall unnecessarily or recklessly destroy or injure any building or other property.

3. Whenever a fire shall occur, it shall be lawful for the Chief or the officer in command, to blockade any street, or other place, if in his judgement it is necessary to secure the efficient working of the men and apparatus under his command and to protect the hose of said Department from injury. It shall be unlawful for any person to break through said blockade.
4. The Iron County Sheriff, in conjunction with the Fire Officer in charge, may prescribe the limits in the vicinity of the fire within which no person, except members of the Department, and deputies, or those admitted by order of the officer in charge, shall be permitted to come.
5. Any person who shall wilfully hinder any officers or fireman in the discharge of his duty at a fire, or in any manner injure, deface or destroy any engine, hose or other fire apparatus belonging to the County or in any way interfering with the water or its source of supply, shall be deemed guilty of a misdemeanor.
6. The Fire Chief, in cooperation with the Iron County Sheriff, shall designate the restricted area for parking adjacent to a fire hydrant, which prohibited parking shall be a minimum of five (5) feet (*Note: Should be fifteen (15) feet*) and such further distance as shall be determined to be reasonably safe, and if a greater distance than five feet is required, the curb line shall be properly marked. Any person parking a vehicle or placing any other property within the prohibited parking area next to a fire hydrant shall be deemed guilty of a misdemeanor.
7. (A) Iron County, Utah, shall be authorized to place fire hydrants on private property on location facing a street whenever it is deemed advisable by the Iron County Commission, upon recommendation of the Iron County Planning Commission.
(B) No fire hydrant shall be placed upon private property without first having secured an easement from the property owner allowing the fire hydrant to be so placed, and said easement shall specifically indemnify Iron County for the liability incurred by so placing said fire hydrant and shall further free Iron County from any and all liability from said placement.
(C) Fire hydrants shall be placed on private property only under the following conditions:

(1) That said fire hydrant is immediately adjacent to a street fifty (50) feet or less in width.

(2) That there is no available ample fire protection from any other source.

(3) That the water main serving the street will provide sufficient water to adequately provide sufficient water to adequately provide for any fire hydrant installed.

(D) In the event fire hydrants are placed as herein contemplated, Iron County shall lay sufficiently large pipe from the water main to the hydrant to serve the same.

8. The Chief of the Fire Department , or other officer in charge, shall have the right to use water from any source for the purpose of extinguishing fires or for saving property in danger of being destroyed thereby.
9. It shall be the duty of the Fire Chief, subject to the approval of the Board of County Commissioners, to make such rules and regulations as may be necessary for the prevention fo fire in theaters, schools, churches and other places of assemblage or public amusement. Such rules and regulations shall be printed and posted in conspicuous places as designated by the Fire Chief and it shall be unlawful for any person to remove, obstruct or deface the same. It shall be the duty and responsibility of the owner or person having control such building to cause and bring about compliance with all such rules and regulations.
10. It shall be unlawful for any person to permit the accumulation of empty boxes, waste, or other inflammable substance on any premise within the unincorporated portions of Iron County or carry on any business in or about any premises in such a manner as to endanger such premises or buildings or other building or premises to danger by fire, or explosion.
11. The Fire Chief or his deputies shall have the right to enter upon any premises at all reasonable hours for the purpose of inspecting the same.
12. Whenever, in the judgement of the Fire Chief, any building or structure, or any portion thereof, is deemed defective or unsafe, and such defect or unsafe conditions is such as to create a danger from fire, the Fire Chief or his deputies shall give the owner, or person having control of such building or structure, not to

exceed five (5) days notice of the required changes, alterations, or repairs necessary to render the same safe to life and property from fire, and any person refusing or neglecting to comply with such notice shall be deemed guilty of a misdemeanor.

13. Whenever any unoccupied building is not properly secured or enclosed, the Fire Chief, or his deputies, shall immediately visit the premises and notify the owner, or person having control of the same, forthwith to secure and enclose the same, and the person so notified as aforesaid, shall, within forty-eight (48) hours, comply therewith.
14. The Chief, or in his absence, his assistant in charge of the fire, shall, after its extinguishment, make a prompt and thorough investigation of the cause of the fire, the time of breaking out, the amount of loss and insurance, a description of the affected buildings and premises, and shall secure all other useful information and data available, and record the same in a book kept for that purpose in the office of the Department, and shall report the same to the Board of County Commissioners at such time as it may direct.
15. Any person who wilfully or negligently sets on fire, causes to be set on fire, or procures to be set on fire, any trees, shrubs, brush, grass, undergrowth, cultivated crops, or other property on any land, public or private not his own property, is guilty of a misdemeanor.
16. It shall be a misdemeanor to throw from a moving vehicle, or otherwise throw or place any lighted cigarette, cigar, firecracker, ashes, or other flaming or glowing substance which may cause a fire on streets or adjoining property.
17. It shall be unlawful for the owner or person in charge or control of any motor vehicle or for anyone driving or operating any other type of vehicle to drive the same over any fire hose on any street within Iron County.
18. It is hereby provided that the fire trucks of the County and the cars of members of the Fire Department of the County shall have the right-of-way over all other vehicles of every kind in the County, and it shall be unlawful for the owner or

operator of any vehicle to operate the same closer than 500 feet to any fire truck or car of a fireman during times of fires.

19. All engines, hose and other fire equipment shall be kept at such place or places as the Board of County Commissioners shall provide and designate, and shall be kept in proper condition for immediate use.
20. Any person who may use or in any way interfere with any of the fire apparatus, without the consent of the Chief, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding Two Hundred Ninety Nine Dollars (\$299.00) or by imprisonment not exceeding six (6) months, or both.
21. No person shall conduct open burning within the unincorporated limits of Iron County from the 1st day of June of each year until the 31st day of October of each year, without having first secured a permit for such open burning from the Iron County Fire Chief or his assistant or Deputy Fire Chief's or the Iron County Sheriff or his Deputy Sheriff's. any person conducting open burning within the unincorporated limits of Iron County from June 1st through October 31st of any year shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not exceeding Two Hundred Ninety Nine Dollars (\$299.00) or by imprisonment not exceeding six (6) months, or both.
22. Any person who shall without cause give an alarm of fire shall be deemed guilty of a misdemeanor.
23. All provisions of this Ordinance shall apply not only to times when the Fire Department is answering a fire alarm, but also when answering false alarms and while making practice runs.

Executed the day and year in this Ordinance first above written.

BOARD OF IRON COUNTY COMMISSIONERS

By: /s/ Dee G. Cowan
Chairman

Attest:

Clair Hulet
County Clerk

Dee G. Cowan	Voting	Yes
James L. Clark	Voting	Yes
Howard D. Knight	Voting	Yes