

162. Section 8. The chief shall have power to command such assistance from the inhabitants of the town for the suppression or extinguishment of fires as may be required. He shall have power to order any company, fireman or other person away from the fire. Any person refusing to comply with any such order, or refusing assistance, shall be deemed guilty of a misdemeanor, and said chief shall have power to arrest, or cause to be arrested, any offender against his orders, and hold him in custody until he can deliver him over to the city marshal or other police officer, and shall have authority to call all necessary assistance for making such arrest.

163. Section 9. The fire department may make any rules and regulations for the management and government thereof that are not repugnant to any ordinance of the city, and it may hold meetings at such times and places as shall be specified in said rules and regulations, or otherwise, at which meetings the chief shall preside.

164. Section 10. The assistant chief shall assist the chief in the discharge of his official duties, and in the absence of the chief he shall exercise all the powers and be liable to all the duties pertaining to the office of chief. In the absence of the chief and assistant chief, the foreman of the oldest fire company present shall exercise the powers and discharge the duties of the chief; and in the absence of such foreman, then the foreman of the next oldest company shall exercise such powers and discharge such duties.

165. Section 11. Whenever any hose of the fire department shall have been laid upon any street, alley, highway or other place, for the purpose of being used by the department, it shall not be lawful for any wagon, railroad car, or other vehicle whatsoever, to pass over the same. The owner or driver of such who shall drive, or cause the same to be driven, over the said hose shall be deemed guilty of a misdemeanor.

166. Section 12. The chief shall make an annual report at the close of his term of office, showing the condition of the department, the number of fires during his term of office, the number of alarms, the condition of the property belonging to the department, and such other matters as he may deem advisable to report to the City Council, with such recommendations as he may have to make in regard to any matter likely to secure greater efficiency of the department. The City Council may at any other time require a report from the chief of any matters connected with the fire department.

167. Section 13. Any person, upon conviction of any misdemeanor specified in this ordinance, shall be fined in any sum not less than five nor more than three hundred dollars.

ORDINANCE NO. 1 ✓

(Passed January 26, 1871. General Sections 120 to 130.
Compiled Ordinances of 1900.)

ARTICLE I.

Fire Wardens.

168. Section 1. That there may be elected by the City Council of the City of Golden one or more fire wardens, who shall hold their office for one year next ensuing such appointment, and receive such compensation as may be allowed by the City Council. It shall be the duty of the fire wardens to see that all the ordinances of the city, concerning the fire department, are enforced.

169. Section 2. Every person who shall be present during a fire shall be subject and obedient to the orders of the fire warden, the City Council, the

city marshal and police officers in extinguishing, and removing, and protecting property; and in case such person shall neglect or refuse to obey such orders, he shall forfeit and pay, for every such offense, the sum of five dollars; and all officers shall have power to arrest any such person so neglecting or refusing to obey such lawful orders as aforesaid, and hold him in custody until the fire shall have been extinguished, when he shall be taken before a justice of the peace of said city, or county of Jefferson, to be dealt with according to law; Provided, that no person shall be bound to obey such officer unless the official character of such officer be known, or be made known to such person.

ARTICLE II.

Precautionary Regulations.

170. Section 1. It shall be the duty of the fire warden to examine all buildings, occupied or unoccupied, and all buildings in process of construction, all depositories of ashes and manufacturing establishments, and report to a justice of the peace of said city, or county of Jefferson, all violations of law and the ordinances of the city in relation thereto, and report to the City Council on the subject of the prevention and extinguishment of fires.

171. Section 2. The fire warden shall also, from time to time, inspect all stoves, fire places, hearths, grates, furnaces, boilers and other places in said city where fires may be kept, and all stove pipes, chimneys, ovens and other apparatus or fixtures connected therewith, for the purpose of ascertaining whether the same be in a safe and proper condition, and such inspection shall be made on the request of any citizen, at any proper time, for the purpose of ascertaining the condition and safety thereof. And whenever in the opinion of the fire warden any stove, fire place, hearth, grate, furnace or other place for keeping fires, or any appurtenance for conducting heat or smoke from any such place, may be in such a condition as to render the keeping of fire unsafe therein, it shall be his duty to order and direct the occupant of the place in which the same may be, or with which the same may be connected, to discontinue the making of fire therein, and to make all necessary alterations and repairs to render the keeping of fires therein safe, in the opinion of the fire warden inspecting the same; and if any person shall make a fire therein, and neglect to make such necessary alterations and repairs, after being directed so to do, as aforesaid, he shall forfeit and pay to the City of Golden a sum not less than five dollars for each and every day he shall continue to use the same without making necessary alterations and repairs as aforesaid. Provided, that any person feeling himself aggrieved by the decision or direction of the fire warden, may appeal to the City Council, at the first meeting thereof after the order of the fire warden as aforesaid; but in all cases the order of the fire warden to discontinue the making of any fire shall be complied with until the final decision of the City Council on such appeal. Any person who shall resist or obstruct any fire warden in the execution of his duties herein enjoined upon him, shall forfeit and pay to the said City of Golden a sum not less than five dollars nor more than one hundred dollars.

172. Section 3. No lighted candle or lamp shall be used in any stable or other place or building where hay, straw or other like combustible materials shall be kept, unless the same shall be well secured in a lantern, under the penalty of two dollars for each offense.

173. Section 4. No hay, straw, chips, shavings or other combustible materials shall be set on fire or burned in any street or lot within forty feet of any building in said city (and then only in the day time when no wind is

blowing), without permission of an alderman, under the penalty of five dollars, to be recovered of any person directing or causing the same to be done.

174. Section 5. If any person or persons shall empty or cause to be emptied any ashes within twenty feet of any combustible material, building or superstructure within the fire limits of the City of Golden, or if any person or persons shall empty or cause to be emptied any ashes within the corporate limits of the City of Golden, without first having thoroughly saturated the same with water, such person or persons shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be fined in any sum not exceeding twenty-five dollars.

175. Section 6. Any person who shall, within sixty feet of any building in which fire is kept within this city, put any hay, straw, or other combustible materials, in stack or pile, without first having the same enclosed or secured so as to protect it from flying sparks of fire, shall be subject to a fine of ten dollars for each offense, and a like fine for every week the same shall be allowed to remain after notice to remove the same.

176. Section 7. No chimney shall hereafter be built in this city with less than four inches in thickness of brick or stone completely imbedded in lime mortar and plastered on the inside with a smooth coat of the same. Holes for stove pipes shall have a sheet-iron, fire-brick, or earthen thimble inserted into the chimney, imbedded in mortar, and, when not in use, a tin or sheet iron stopper with a flange at least half an inch wide outside of the brick. Every person who shall hereafter build, or cause a chimney to be built, contrary to the provisions of this article, shall for every such offense forfeit and pay to the City of Golden the sum of ten dollars, and every owner of any chimney that shall hereafter be built, contrary to the provisions of this section, shall cause the same to be altered within ten days after notice shall be given to make such alteration by any fire warden, or forfeit and pay the sum of five dollars for each and every week thereafter, so long as said chimney shall remain unaltered.

177. Section 8. Any person who shall hereafter set up or use any stove without having under the same a sheet of zinc or other metallic substance, or a box containing sand or other non-combustible substance, or who shall place and use a stove the top side of which is within two feet of any part of any wood work of the wall or partition of any building, without protecting such wood work with metallic covering, so as to effectually prevent the same from taking fire from such stove, shall forfeit and pay to said city the sum of five dollars, and for each week such stove shall remain in such condition, a like fine of five dollars.

178. Section 9. That no corral for the storage of hay, straw or other combustible materials shall be erected or maintained within two hundred feet of any railroad track in said City of Golden, or within one hundred feet of any building where fire is kept, unless the same be securely protected from flying sparks of fire. Any person or persons violating this section shall forfeit and pay to the City of Golden the sum of ten dollars, and the further sum of ten dollars for every forty-eight hours the same is continued in violation thereof.

ORDINANCE NO. 11

Concerning the Fire Department.

(Town Ordinance 1877, Chapter XV, Gen. Secs. 131 to 135, Inclusive, Compiled Ordinances 1900.)

Fire Limits.

179. Section 1. The fire limits of the City of Golden, Colorado, shall ex-