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ORDINANCE NO. 255

AN ORDINANCE CREATING A BUREAU OF FIRE PREVENTION; PRESCRIBING FIRE PREVENTION AND SAFETY RULES AND REGULATIONS, AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOLDEN, COLORADO:

Section 1.

A. A Bureau of Fire Prevention in the Fire Department of the City of Golden is hereby established which shall be operated under the supervision of the Chief of the Fire Department.

B. The Chief shall designate a member of the Fire Department as Fire Marshal who shall hold his office at the pleasure of the Chief of the Fire Department.

C. The Chief of the Fire Department may also designate such number of Assistant Marshals as shall from time to time be deemed necessary.

Section 2.

It shall be the duty of the officers of the Bureau of Fire Prevention to enforce all ordinances of the City covering the following:

1. The prevention of Fires.
2. The storage & use of explosives & flammables.
3. The maintenance & regulation of fire escapes.
4. The means & adequacy of exit in case of fire, from factories, schools, hotels, lodging houses, hospitals, churches, halls, theatres and all other places in which large numbers of people work, live, or congregate, from time to time, for any purpose.

5. The investigation of the cause, origin, and circumstances of fires. They shall have such other powers and perform such other duties as are set forth in other sections of this ordinance and as may be conferred and imposed by law.

Section 3.

It shall be the duty of the Bureau of Fire Prevention to inspect, as often as may be necessary but not less than twice a year in out-lying districts and four times a year in the closely built portions of the City, all buildings, premises, and public thoroughfares, except the interiors of private dwellings, for the purpose of ascertaining and causing to be corrected any conditions liable to cause fire, or any violations of the provisions or intent of any ordinance of the City relating to fire hazards.

Whenever any officer of the Bureau of Fire Prevention shall find in any building, or upon any premises or other place, combustible or explosive matter or dangerous accumulations of rubbish or unnecessary accumulation of waste paper, boxes, shavings or any other highly

inflammable materials especially liable to fire, and which is so situated as to endanger property, or shall find obstructions to or on fire escapes, stairs, passageways, doors or windows liable to interfere with the operations of the Fire Department, or egress of occupants in case of fire, or shall find any other condition dangerous to life or property by reason of the fire hazard, he shall order the same to be removed or remedied, any such order shall forthwith be complied with by the owner or occupant of such premises or buildings, subject to appeal within 24 hours to the Fire Chief who shall within 5 days review such order and file his decision thereon, and unless the order is revoked or modified it shall remain in full force and be obeyed by such owner or occupant.

Any owner or occupant failing to comply with such order within 10 days after said appeal shall have been determined, or if no appeal is taken, then within 10 days after the service of the said order, shall be liable to a penalty as hereinafter stated.

Section 4. INVESTIGATION AND REPORT OF FIRES.

The Bureau of Fire Prevention shall investigate the cause, origin and circumstances of every fire occurring in the City by which property has been destroyed or damaged and submit a monthly report thereon to the Chief of the Fire Department.

Section 5. RIGHT OF ENTRY.

Members of the Bureau of Fire Prevention shall have authority to enter any building in the proper performance of their duties.

Section 6. BONFIRES.

It shall be unlawful for any person or persons to burn trash, lumber, leaves, straw or other combustible material in any street, alley or vacant lot, except by special permission of the Fire Marshal, when such burning shall be done in screened metallic receptacles approved by him and under such proper safeguards as he may direct as to time and weather, provided that the Fire Marshal may issue a general permit, by publication, during certain seasons of the year, for the burning of leaves or other like material where conducted during daylight and with an adult in constant attendance.

Section 7. TRASH.

No person or persons shall allow to remain longer than thirty-six hours, in any alley, or on any sidewalk or premises, within thirty feet of any building, empty boxes, barrels, rubbish, trash, waste paper, excelsior, or other like combustible materials.

No person or persons shall be allowed to place ashes within any building in any box, barrel or other wooden vessel or upon any wooden vessel or floor.

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(continued)

No person shall keep or permit to be kept on the premises any oily waste or oily rags, unless at all times when not actually in use such oily waste and oily rags be kept in a metal can with self-closing cover and riveted joints, standing on metal legs which raise the bottom of the container at least five inches above the floor.

No ashes shall be kept or deposited in any part of the City unless the same shall be kept in a secure incombustible container and every owner of property where ashes are kept or deposited shall erect upon the premises a secure incombustible receptacle or ash pit for that purpose so located as not to endanger walls, fences and other combustible material.

Section 8.

All buildings used for public purposes, public assembly or meetings shall be equipped with adequate approved fire exits and means of escape. All exits shall be indicated with approved electrical indicators.

Section 9.

The City Attorney, upon request of the Bureau of Fire Prevention, shall assist the Bureau in the investigation of any fire which, in their opinion, is of suspicious origin.

Section 10.

It shall be the duty of the Fire Marshal to require teachers of public, private and parochial schools and educational institutions to have one fire drill each month and to keep all doors and exits unlocked during school hours.

Section 11.

The annual report of the Bureau of Fire Prevention shall be made on or before the _____ day of _____ and transmitted to the City Manager, it shall contain all proceedings under this ordinance, with such statistics as the Chief of the Fire Department may wish to include therein; the Chief of the Fire Department shall also recommend any amendments to the ordinance which, in his judgment, shall be desirable.

Section 12. PENALTY.

Any person or persons, firm or corporation, violating any of the provisions of this ordinance, or neglecting to comply with any order issued pursuant to any Section thereof shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than five dollars and not more than \$200.00 for each offense.

The application of the above penalty shall not be held to prohibit the enforced removal of any condition in violation of this ordinance and the imposition of one penalty for any violation of this ordinance shall not excuse the violation, or permit it to continue; and all persons convicted thereof shall be required to correct or remedy such violations

or defects within a reasonable time; and when not otherwise specified, each ten days that prohibited conditions are maintained shall constitute a separate offense.

Section 13. CONFLICTING ORDINANCES REPEALED.

All ordinances or parts of ordinances in conflict with any of the provisions of this ordinance, are hereby repealed.

Introduced and read this 10th day of March, 1949.

Adopted and approved this 7th day of April, 1949.

Signed:
EVERETT L. BARNHARDT,
Mayor Pro Tem.

Attest:
EARL P. WAGNER,
City Clerk-Treasurer.

Approved as to form:
Signed: FRANK REINHARD,
City Attorney.

I, Earl P. Wagner, City Clerk-Treasurer of the City of Golden, Colorado, do hereby certify that the foregoing ordinance was introduced and read at an adjourned meeting of the City Council of said City held on the 10th day of March, 1949, and by order of the said City Council was published as a proposed ordinance as the law directs, and for more than ten days prior to its passage in the Colorado Transcript, legal newspaper; and that on the 7th day of April, 1949, the said proposed ordinance was read and passed by the City Council aforesaid, the said meeting being a regular meeting of said City Council, and ordered published in aforesaid newspaper as the law directs.

Witness my hand and official seal of the City of Golden, Colorado, this 8th day of April, 1949.

(SEAL) EARL P. WAGNER,
City Clerk-Treasurer.