

ORDINANCE NO. 67

AN ORDINANCE RELATING TO THE RULES AND REGULATIONS OF, AND  
COMPENSATION FOR, A FIRE DEPARTMENT.

Be it ordained by the Council of the Village of Spencer,  
Ohio, three-fourths of all the members elected thereto concurring:

SECTION 1. The Fire Department of the Village of Spencer  
shall consist of a Chief Engineer and one fire company.

SECTION 2. APPOINTMENT. The Chief Engineer and other members  
of the fire department shall be appointed by the Mayor, by and  
with the approval of the Council, on or before the first regular  
meeting of the Council in February of each year, and shall hold  
his office for one year and until his successor is appointed and  
qualified; and in case of a vacancy occurring in said office, said  
vacancy shall be filled at the next regular meeting of the Council  
thereafter, and the person so appointed to fill vacancy shall hold  
his office for the unexpired term.

SECTION 3. CHIEF ENGINEER. The Chief Engineer shall have  
command over all members of the fire department, and over all other  
persons who may be present at fires; and shall have police powers  
at all fires as ex-officio Marshal. It shall be his duty to exami-  
ne into the condition of all apparatus belonging to the village  
used for the purpose of the fire department, and when any of the  
appurtenances or apparatus used for the purpose of the fire depart-  
ment require any alternation, additions or repairs, he shall  
report the same to the Council, and it shall be his duty to rece-  
ive and transmit to the Council all communications relating to the  
fire department and to keep an exact roll of the fire department.

SECTION 4. FIRE COMPANY. The Fire Company shall consist of a Chief and twelve (12) regular firemen. The Company shall elect its own officers and be governed by its own by-laws, a code of which shall be submitted to the Council for its approval, and shall be at all times subject to the ordinances and regulations of the Council and the directions of the Fire Chief.

SECTION 5. MEETINGS. The Fire Department shall hold regular meetings in the fire department room, which meetings shall be held monthly during the entire year, and shall hold such special meetings as the Chief may call. The foregoing rules may be amended or suspended upon motion of the Council without amending this section.

SECTION 6. COMPENSATION. The compensation of the Chief and firemen shall be as follows: The Chief shall receive eighty dollars (\$80.00) per year, payable quarterly; each regular member of the company shall receive one (\$1.00) dollar for monthly meetings, (not to exceed twelve (12) meetings) and one (\$1.00) dollar for each alarm of fire to which he shall respond and be in attendance for service and one (\$1.00) dollar for each additional hour or fraction thereof, payable semi-annually; no substitute shall receive any remuneration unless called upon by the Fire Chief for service, in which latter case he shall receive the same rate of pay as a regular member of the company; and the Chief is hereby authorized to call upon any person to do service in case of fire and all persons so called upon by the Chief shall receive the same pay as a regular member of the company.

SECTION 7. Said Fire Department shall be paid jointly by the Village of Spencer and the Spencer Township Trustees; the Village paying for one-half the monthly meetings and for fires within the

corporation ; The Township Trustees paying for one-half the monthly meetings and for fires outside the corporation limits and within the township.

SECTION 8. FIRE INSPECTOR. It shall be the duty of the Chief of the Fire Department and of his assistants to make an examination and inspection of all dwelling houses once every year, if he shall deem it necessary, and are hereby authorized to enter any lot, house, yard, building, cellar, basement or premises whatsoever in the Village of Spencer, and to examine the fire-places, hearths, chimneys, stoves and pipes connected therein and likely to cause fire; also the places where ashes are deposited; also ovens, boilers, or other apparatus; and also places where gunpowder, hemp, flax, hay, straw, shavings, empty boxes or other combustible material is placed or kept; and whenever any building is so constructed, or there is placed or kept therein combustible materials in such quantities as to increase the danger of fire, the Chief of the Fire Department or his assistants shall give such reasonable orders, either as to removal, alternation or better care or management of such building as they shall deem proper, for the purpose of providing against injuries by fires, which said orders shall be complied with the person or persons to whom the same are directed at their expense, within twenty-four hours; and any person or persons failing or refusing to comply with the orders of the Chief of the Fire Department, as aforesaid, shall be deemed guilty of a violation of this section, and upon conviction thereof shall be fined in any sum not more than fifty(\$50.00) dollars, and the costs of prosecution.

## FIRE DEPARTMENT PROPERTY

SECTION 9. FALSE ALARM. No person shall knowingly give any false alarm of fire, or blow the siren for any purpose except in case of fire, without the consent of the Fire Chief.

SECTION 10. TAMPERING WITH HYDRANTS. No person shall take water from any hydrant, nor in any way tamper with or injure any of the gates, hydrants, or pumping equipment connected with the fire service, except the Fire Chief and members of the Fire Department in case of fire, or regular drill of the Fire Dept.

SECTION 11. TESTING HYDRANTS. All Fire Hydrants are to be tested and inspected monthly by the Chief Engineer or one of his assistants. And in every case where fire hydrant has been opened for testing and inspection the valves shall be carefully closed and the drip examined to see that it is in good working order, and the caps properly replaced; and in case the working of the hydrant is defective, the party so closing the same shall report the defects to the Chief Engineer.

SECTION 12. FIRE DEPARTMENT PROPERTY. No person shall at any time take any property whatsoever belonging to the Fire Department from the engine house, or any other place where the same may be kept, and no person shall wilfully destroy or in any manner injure any engine, hose cart, ladder or other fire apparatus or property belonging to the Fire Department.

SECTION 13. PENALTIES. Any person violating any provision of Section 9, Section 10, or Section 12 shall upon conviction thereof, be fined in any sum not exceeding fifty(\$50.00)dollars, and the costs of prosecution.

SECTION 14. This Ordinance is, and is hereby declared to be, an emergency measure, the emergency being the necessity for providing more adequate fire protection for said village and its inhabitants, and repealing all ordinances or resolutions, or parts of either or both, that may be in conflict herewith.

SECTION 15. This Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed November 27th, 1940.

Chas. E. Parent  
President of Council

Attest:

H. B. Hendricks  
Clerk.

Approved:

C. L. Walters  
Mayor.