

BILL NO. 87-5

PAHRUMP TOWN ORDINANCE - PAHRUMP VOLUNTEER FIRE DEPARTMENT ORDINANCE

PAHRUMP TOWN ORDINANCE NO. 25

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PAHRUMP TOWN ORDINANCE NO. 25

AN ORDINANCE REPEALING PAHRUMP TOWN ORDINANCE NO. 5, PROVIDING FOR THE APPOINTMENT OF VOLUNTEER FIRE DEPARTMENT OFFICERS; PAID PERSONNEL; SETTING POLICY, RESPONSIBILITY LIES WITH THE PAHRUMP TOWN BOARD; SETTING TRAINING STANDARDS, AND OTHER MATTERS PROPERLY RELATING THERETO.

The Pahrump Town Board, of the unincorporated Town of Pahrump, County of Nye, State of Nevada, does hereby ordain:

- 25.000 TITLE. That there is hereby created a department to be hereafter know as the Pahrump Volunteer Fire Department, the object of which shall be the prevention of fire and protection of life and property within the limits of the unincorporated Town of Pahrump, Nye County, Nevada.
- 25.010 SHORT TITLE. The title by which this ordinance shall be known is the "PAHRUMP VOLUNTEER FIRE DEPARTMENT ORDINANCE".
- 25.100 DEFINITIONS. That for the purpose of this ordinance, the following terms shall have the following meanings respectively ascribed to them in this section:
- 25.102 COMMANDER. The word "Commander" shall mean the Commander of the Pahrump Volunteer Fire Department.
- 25.104 ASSISTANT COMMANDER. The words "Assistant Commander" shall mean the Assistant Commander of the Pahrump Volunteer Fire Department.
- 25.106 DEPARTMENT. The word "Department" shall mean the Pahrump Volunteer Fire Department.
- 25.108 BOARD. The word "Board" shall mean the Pahrump Town Board of the unincorporated Town of Pahrump, Nye County, Nevada,
- 25.110 PERSONNEL. The word "Personnel" shall mean the paid personnel assigned to the Pahrump Volunteer Fire Department by the Town Board.
- 25.200 OFFICERS.
- 25.210 DEPARTMENT OFFICERS. The Department shall consist of a Commander, two Assistant Commanders and other officers as the Commander may deem necessary for the effective operation of the Department.
- 25.220 COMMANDER APPOINTED BY THE BOARD. The Commander shall be appointed by the Board for an indefinite period of time, to serve at the pleasure of the Board, and his tenure shall depend upon his good conduct and efficiency. The Commander shall be technically

qualified by training and experience and shall have ability to command men and hold their respect and confidence.

- 25.220 **COMMANDER HELD ACCOUNTABLE TO THE BOARD.** The Commander shall be held accountable to the Board only, and shall make written reports thereto as the Board may require. All other Department officers shall be accountable to the Commander only.
- 25.230 **APPOINTMENTS BY THE COMMANDER.** The Assistant Commanders and all other Department officers shall be appointed by the Commander. Such officers shall be accountable only to the Commander, and subject to removal by him.
- 25.240 **NOMINATIONS FOR COMMANDER.** Prior to December 31, of each year, the Department shall nominate, by secret ballot, three (3) members of the Department for appointment by the Board as Commander and shall forward the names of nominee to the Board who shall at their first meeting in January select one of the three nominees to be Commander until the first Monday of January, of the following year.
- 25.300 **DUTIES OF THE COMMANDER**
- 25.310 **FORMULATION OF RULES AND REGULATIONS.** The Commander and the Board shall formulate a set of rules and regulations to govern the Department and shall be responsible for the personnel, morale and general efficiency of the Department.
- 25.320 **DRILLS AND INSTRUCTION - REQUIRED.** The Commander or his designated appointee shall at least once a month conduct suitable drills or instruction in the operation and handling of equipment, first aid and rescue work, a study of buildings in the Town of Pahrump, fire prevention, water supply, and all other matters generally considered essential to good fire fighting and safety of life and property from fire.
- 25.330 **ASSISTANCE TO AUTHORITIES IN ARSON.** The Department Members are hereby required and empowered to assist the proper authorities in suppressing the crime of arson by investigating or causing to be investigated the cause, origin and circumstances of all fires. Fire fighters will contact the Nye County Sheriff's Department and notify them of the suspected arson. The Nye County Sheriff's Office will then notify the Nevada State Fire Marshall of the suspected arson.
- 25.340 **REPORTS REQUIRED.** The Commander shall see that complete records are kept up to date of all fires, inspections, apparatus and minor equipment, personnel and other information about the work of the Department.
- 25.350 **MONTHLY REPORTS REQUIRED.** The Commander shall report monthly to the Board the number of fires during the previous month, their location and cause, and the number and purpose of all other runs made, the number of drills conducted, and the number of members responding to each fire and other runs, and any changes in membership.

- 25.360 **ANNUAL REPORTS REQUIRED.** The Commander shall make a complete annual report to the Board before January 1st of each year; to include the information specified in 25.350 of this section, together with the comparative data for previous years, with special emphasis on recommendations for improving the effectiveness of the Department. All reports shall be channeled through the Commander to the Board.
- 25.400 **MEMBERSHIP**
- 25.410 **MEMBERSHIP REQUIREMENTS.** The membership of the Department shall consist of such persons as may be recommended by the Executive Board and approved by the majority of the department members at a regular monthly meeting. Members shall be able-bodied citizens, residing within the Town of Pahrump, in such number as may be fixed by resolution of the Board.
- 25.420 **SUSPENSION OF MEMBER.** Any member of the Department may be suspended from the Department by the commander at any time he may deem such action necessary for the good of the Department. Discharge will be held pending until a hearing by the Executive Board whose findings must be approved by the majority of the department members at a regular monthly meeting of the Board.
- 25.430 **PUBLIC HEARING - REQUEST BY SUSPENDED OR DISCHARGED MEMBERS.** Suspended or discharged members may request a public hearing with the Board, provided such request is in writing and received by the Board within 10 days of suspension or discharge by the Department members.
- a. The Board must place the matter for a public hearing on the agenda of the next regularly scheduled monthly meeting.
- 25.500 **EQUIPMENT**
- 25.510 **EQUIPMENT AND APPARATUS.** The Department shall be equipped with such apparatus and other equipment as may be required from time to time to maintain its efficiency and properly protect life and property from fire.
- 25.520 **RECOMMENDATIONS FOR LARGE APPARATUS AND EQUIPMENT.** Recommendations on large apparatus and equipment needed shall be made by the Commander, or his designated representative, and, after approval by the Board, shall be purchased in such manner as may be designated by the Board and as budget funds allow.
- 25.530 **HOUSING OF EQUIPMENT.** All equipment of the Department shall be safely and conveniently housed in such places as may be designated by the Board.
- 25.540 **USE OF EQUIPMENT.** No person shall use any fire apparatus or equipment for any private purpose, nor shall any person wilfully and without proper authority take away or conceal any article used in any way by the Department.

- 25.550 **UNAUTHORIZED USE OF EQUIPMENT.** No person shall enter any place where fire apparatus is housed, or handle any apparatus or equipment belonging to the Department unless accompanied by or having the special permission of an officer or authorized member of the Department, or employee assigned to the Department by the Board.
- 25.600 TRAINING
- 25.610 **CERTIFICATION.** Each volunteer will be required to participate in training exercises and classes; and shall be certified as a Class 1 Fire Fighter or better, as recommended by the Nevada State Fire Marshall, within one and one-half (1 1/2) years of the adoption and amendment of this ordinance.
- 25.620 **PROBATIONARY MEMBERS - CERTIFICATION.** Probationary members shall be certified with in one (1) year after they have served their probationary period.
- 25.630 **ADVANCEMENT OF CERTIFICATION.** Those wishing to advance to Engineer or Captain will have a written and manipulative examination.
- 25.700 GENERAL
- 25.710 **ISSUANCE OF BADGE AND PHOTO IDENTIFICATION.** Each member of the Department may be issued a badge and I.D. with photo, designating his rank upon approval of the Executive Board of the Department.
- 25.720 **AUTOMOBILE INSIGNIA.** Each member of the Department driving a car may be issued a suitable insignia to be attached to the car.
- 25.730 **DRIVING OVER FIRE HOSE.** No person shall drive any vehicle over fire hose except upon specific orders from the Commander or other Officer in charge where the hose is used.
- 25.740 **PARKING DISTANCE FROM FIRE APPARATUS OR WHERE IT IS STORED.** No person shall park any vehicle or otherwise cause any obstruction to be placed within a designated fire lane of the entrance to the fire station or other place where fire apparatus is stored, or within ten (10) feet of any fire hydrant.
- 25.750 **ALLOWABLE DISTANCE FOR FOLLOWING FIRE EQUIPMENT.** No unauthorized person with any vehicle shall follow within five hundred (500) feet of any apparatus responding to an emergency nor park any vehicle within five hundred (500) feet of a fire.
- 25.760 **FALSE ALARMS** No person shall maliciously turn in or cause to be turned in a false alarm.
- 25.800 PAY AUTHORIZATION
- 25.810 **USE OF GENERAL FUNDS.** The Board may provide in the annual budget of the Pahrump Town General Fund for funds to be used for the purchase of apparatus and equipment for the pay of any officers or members of the department in such amounts as the Board may deem reasonable and proper. Further, the Board may make such arrangements as are

necessary to provide the members of the Department with coverage by the State Industrial Insurance Service and Liability Insurance if necessary.

25.900 ENFORCEMENT

25.910 PENALTIES. Any person violating the provisions of 25.540 through 25.550; and 25.730 through 25.760, shall, upon conviction before the Justice of the Peace of Pahrump Township, pay a fine of not less than TEN DOLLARS (\$10.00), nor more than ONE HUNDRED DOLLARS (\$100.00), for each such offense, and, in addition, shall pay the cost of replacement of any equipment damaged or destroyed as a result of such offense.

25.920 SPECIAL POLICE POWERS. All regularly appointed members of the Department are hereby given the necessary special police powers for the purpose of enforcing the provisions of this ordinance.

25.930 ON DUTY PEACE OFFICERS - REQUIREMENTS. It is hereby made the special duty of any duly qualified law enforcement or peace officer who may be on duty and available for fire duty, to respond to all fire alarms and assist the Department in the protection of life and property, in regulating traffic, maintaining order, and in enforcing observance of all sections of this ordinance.

25.1000 SPECIAL OFFICERS

25.1010 SOCIAL OFFICERS. The Department may elect a President, Vice President, Secretary and Treasurer, to be known as social officers. Such officers may be elected in any manner and for any term the majority of the membership may decide upon and their duties shall be to arrange for and manage any or all social functions sponsored by the Department.

25.1020 FUNCTIONS OF SOCIAL OFFICERS. The functions and duties of said social officers shall in no wise interfere with those of the regular officers who are charged with responsibility for all fire service activities of the Department.

25.1100 CONSTITUTIONALITY. If any section, clause, or phrase of this ordinance shall be declared unconstitutional by a court of competent jurisdiction, the remaining provisions of this ordinance shall continue in full force and effect.

25.1200 REPEAL. Any and all ordinances or regulations or parts of ordinances and regulations regulating the Pahrump Volunteer Fire Department in the unincorporated Town of Pahrump, Nye County, Nevada, in conflict with this ordinance are hereby repealed.

25.1300 SEVERABILITY. If any provision or part of this ordinance shall be declared by a court of competent jurisdiction to be illegal or unconstitutional, it shall in no way effect the remainder of this ordinance or any section it being intended that the remainder shall remain in full force and effect.

NOTICE OF ADOPTION OF BILL NO. 87-5

PAHRUMP TOWN ORDINANCE - PAHRUMP VOLUNTEER FIRE DEPARTMENT ORDINANCE

PAHRUMP TOWN ORDINANCE NO. 25

NOTICE IS HEREBY GIVEN that the Pahrump Town Board, at its regular meeting held on the 30th day of June, 1987, adopted Bill No. 87-5,

Typewritten copies of the ordinances are available for public inspection at:

The Office of the Nye County Clerk, Courthouse, Tonopah, Nevada, and

The Office of the Pahrump Town Board, at the Town Office, Community Center, Pahrump, Nevada.

Board members voting in favor of the adoption:

Barbara M. M... [Signature]

Board members voting against the ordinance:

This ordinance shall be in full force and effect on and after the 31st day of July, 1987. After publication in full in a newspaper having general circulation in the Town of Pahrump, Nye County, Nevada, at least once a week for a period of two weeks.

DATED this 30th day of June, 1987.

PAHRUMP TOWN BOARD

BY: [Signature]
CHAIRMAN

Publish: Pd Times
Date: 7/17 - 7/24/87

25.1400 EFFECTIVE DATE. This ordinance shall be in full force and ef:
from and after the _____ day of _____, 1987.

NOTICE OF PROPOSAL BILL NO. 87-5

PAHRUMP TOWN ORDINANCE - PAHRUMP VOLUNTEER FIRE DEPARTMENT

NOTICE IS HEREBY GIVEN that Bill NO. 87-5 pro adoption of an ordinance adopting a Pahrump Volun Department, repealing Pahrump Town Ordinance Number 5, pr the appointment of Volunteer Fire Department Offic Personnel; setting Policy, responsibility lies with the P Board; setting training standards and other matters proper thereto, and prescribing penalties for the violation the the unincorporated Town of Pahrump was proposed and read b the Pahrump Town Board at their meeting held on th of May, 1987.

A copy of said bill has been filed with the Pa Board and the Nye County Clerk and is available for public at their offices.

A public hearing on the said Bill will b Tuesday, the 9th, day of June, 1987, at 8 o'clock p.m., at the Community Center time further discussion regarding said ordinance, includ comments, will be held.

This notice shall be published once in a newspa general circulation in the Town at least 10 days before th for hearing..

DATED this 26th day of May, 1987.

PAHRUMP TOWN BOARD

BY Barbara M. Moore
TOWN CLERK

Publish: PV Times
Date: 5/29/87