

## ***FIRE DEPARTMENT***

### **Sec. 34.20 Fire limits; buildings constructed in.**

- (A) In accordance with G.S. § 160A-436, the primary fire limits of the town shall be as follows: beginning at 301 Branson Circle, then left on to Salisbury Street and ending at Rockingham Street. The primary fire limits shall extend 150 feet back on both sides of the street.
- (B) Within the primary fire limits, no frame or wooden building or structure or addition thereto shall hereafter be erected, altered, repaired or moved (either into the limits or from one place to another within the limits), except upon the permit of the local inspection department approved by the board of commissioners and by the commissioner of insurance or his or her designee.

(1993 Code, § 31.01; Ord. 24, passed - -; Ord. 224, passed 12-13-2012)

### **Sec. 34.21 Explosives in town limits prohibited.**

- (A) The storage of any and all types of explosives is prohibited within the town limits.
- (B) For the purposes of this section, "explosives" are defined as any chemical compound, mixture, or device, the primary or common purpose of which is to function by explosion, including but not limited to dynamite and other high explosives, black powder, pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cord, igniter cord, and igniters. Explosives shall also include those materials listed as explosives in the Federal Bureau of Alcohol, Tobacco, Firearms, and Explosives publication "List of Explosive Materials" (ATF Publication 5400.8) and in 13 N.C.A.C. 7F.0702(n).
- (C) This section shall not apply to the lawful storage of gasoline, propane and other inflammable and/or explosive materials customarily kept in connection with a residence or other use specifically permitted by the Unified Development Ordinance table of permissible uses (chapter 152). For example, this section does not prohibit the storage of gasoline in tanks at a gas station or the storage and sale of ammunition and black powder by a licensed gun shop and licensed ammunition manufacturer.

(1993 Code, § 31.02; Ord. 105, passed - -; Ord. 226, passed 2-14-2013; Ord. passed 8-8-2013)

State law reference(s)—Penalty, see § 10.99.

### **Sec. 34.22 Adoption of fire prevention code.**

The North Carolina Fire Prevention Code, as amended from time to time, is hereby adopted.

(1993 Code, § 31.10)

### **Sec. 34.23 Enforcement.**

The code hereby adopted shall be enforced by the chief of the fire department.

(1993 Code, § 31.11)

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### **Sec. 34.24 Definition.**

Wherever the word *municipality* is used in the fire prevention code adopted in section 34.22 above, it shall be held to mean the Town of Robbins, North Carolina.

(1993 Code, § 31.12)

### **Sec. 34.25 Modifications.**

The chief of the fire department shall have power to modify any of the provisions of the code hereby adopted on application in writing by the owner or lessee, or his or her duly authorized agent, when there are practical difficulties in the way of carrying out the strict letter of the code, provided that the spirit of the code shall be observed, public safety secured and substantial justice done. The particulars of the modification when granted or allowed and the decision of the chief of the fire department thereon shall be entered on the records of the Department and a signed copy shall be furnished the applicant.

(1993 Code, § 31.13)

### **Sec. 34.26 Appeals.**

Whenever the chief of the fire department shall disapprove an application or refuse to grant a permit applied for, or when it is claimed that the provisions of the code do not apply or that the true intent and meaning of the code have been misconstrued or wrongly interpreted, the applicant may appeal from the decision of the chief of the fire department to the board within 30 days from the date of the decision appealed.

(1993 Code, § 31.14)

### **Sec. 34.27 Organization.**

- (A) The fire department shall consist of the chief of the fire department and a sufficient number of volunteer firefighters to maintain and operate the department.
- (B) The chief is authorized and empowered at his or her discretion to appoint in any emergencies he or she deems necessary, temporary members of the department as he or she desires to serve as members temporarily, and each member so appointed shall be entitled to the same rights and benefits as all other members of the department for the duration of the temporary service, no matter how limited his or her length of service may be.

(1993 Code, § 31.20)

### **Sec. 34.28 Duties of fire chief.**

The fire chief shall:

- (A) Have general control of the department, the personnel, apparatus and fire alarm systems;
- (B) Command the department and supervise the firefighting and extinguishing of all fires and shall have the authority to keep away from the vicinity of all fires any and all idle, disorderly or suspicious persons; and

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- (C) Inspect or cause to be inspected all trucks and other equipment of the fire department to ascertain that the equipment is being kept in proper condition. He or she shall report annually to the board the condition of all equipment.

(1993 Code, § 31.21)